

JOURNAL
OF THE
SENATE
OF THE
2015 GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA

FIRST SESSION

2015

VOLUME 1

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OF
THE SENATE OF THE NORTH CAROLINA
2015 GENERAL ASSEMBLY
FIRST SESSION 2015**

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 PHILIP E. BERGER, President *Pro Tempore* Eden
 LOUIS M. PATE, JR., Deputy President *Pro Tempore*..... Mount Olive

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48	THOMAS M. APODACA (R).....	Hendersonville
49	TERRY VAN DUYN (D)	Asheville
50	JAMES W. DAVIS (R).....	Franklin

SENATE OFFICERS

SARAH LANG, Principal Clerk	Raleigh
LEE SETTLE, Reading Clerk	Pinehurst
PHILIP KING, Sergeant-at-Arms	Southport

*Resigned January 28, 2015

+Appointed January 30, 2015

**SENATE JOURNAL
2015 SESSION**

FIRST DAY

Senate Chamber
Wednesday, January 14, 2015

In accordance with law, as set forth in the Constitution of the State of North Carolina and N.C. General Statute §120-11.1, the Senate of the General Assembly of North Carolina assembles this day at the hour of 9:00 a.m. in the Senate Chamber of the Legislative Building in the City of Raleigh.

The Honorable Dan Forest, Lieutenant Governor and President of the Senate, calls the Senate to order.

The Senate recesses at 9:02 a.m., due to inclement weather, to reconvene at 11:00 a.m.

RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

The President extends courtesies of the floor to the families and guests of the Senators and Senators-elect.

The President extends courtesies of the gallery to all visitors present.

The President extends courtesies of the gallery to his wife, Alice Forest, and his daughter, Haley. He extends courtesies of the floor to his son, Max.

The President recognizes the Sergeant-at-Arms of the 2013 Session, Philip King, who announces the presence of The Honorable Mark D. Martin, Chief Justice of the Supreme Court of North Carolina, at the doors of the Senate Chamber. The President directs the Sergeant-at-Arms to open the doors of the chamber and to escort Chief Justice Martin to his seat.

The President recognizes the Sergeant-at-Arms, who announces the presence of Beth Stovall, Miss North Carolina 2014, at the doors of the Senate Chamber. The President directs the Sergeant-at-Arms to open the doors of the chamber and to escort Miss Stovall to her seat.

The President introduces The Reverend Peter Milner, Senate Chaplain for the 2015 Session of the General Assembly, who offers prayer as follows:

“Heavenly Father, who art in heaven, come quickly to help us; make haste to save us, O Lord. We come before you today as individuals, citizens, members of families, clubs, universities, political parties, but first, Lord, as your children. Today we come to you, Lord, especially heavy on our hearts as we consider the life of Tammy Shiver, and we ask you to protect her and the family. We pray for her that you might heal her, and we lift her up into your arms, Jesus. For this reason, and so many reasons, Lord, we come before you today, and we pray that you might move in this place. We bow our knees before you, Father, from whom every family in heaven and on earth is named, that according to the riches of your glory you might grant us to be strengthened with power through your Spirit in our inner being, so that Christ may dwell in our hearts through faith. * May this new session be pleasing in your sight, our Rock and Redeemer. Amen.”

*Ephesians 3:14, NIV (paraphrase)

PRESENTATION OF THE COLORS

The President orders the Sergeant-at-Arms to open the doors of the chamber for the Presentation of the Colors by the John Motley Morehead High School Army Junior ROTC Cadets, from Eden, North Carolina.

PLEDGE OF ALLEGIANCE

Led by the President, members and guests remain standing and pledge allegiance to the flag of the United States of America.

NATIONAL ANTHEM

Beth Stovall, Miss North Carolina 2014, sings “The Star-Spangled Banner.”

CALL OF THE ROLL/ELECTION CERTIFICATION

The Chair directs the Reading Clerk of the 2013 Session, Lee Settle, to call the roll by Senatorial District pursuant to the certification of election received from the Secretary of State, Elaine F. Marshall:

I, Elaine F. Marshall, Secretary of State of the State of North Carolina, do hereby certify that the State Board of Elections met Tuesday, the 25th day of November, A.D., 2014 in accordance with Chapter 163 of the General Statutes of North Carolina, at which time the Board did open, canvass and judicially determine the returns of votes cast in the election held on Tuesday, November 4th, 2014 and certified to me the persons duly elected as members of the Senate from the various Senate Districts comprising of more than one county, and all others have been certified to me in the abstracts by the State Board of Elections as having the highest number of votes cast in the election for the Senate from districts composed of one county only, for the General Assembly of 2015 to wit:

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DISTRICT	NAME
First District	Bill Cook
Second District	Norman W. Sanderson
Third District	Erica Smith-Ingram
Fourth District	Angela R. Bryant
Fifth District	Don Davis
Sixth District	Harry Brown
Seventh District	Louis M. Pate, Jr.
Eighth District	Bill Rabon
Ninth District	Michael Lee
Tenth District	Brent Jackson
Eleventh District	Buck Newton
Twelfth District	Ronald Rabin
Thirteenth District	Jane W. Smith
Fourteenth District	Dan Blue
Fifteenth District	John Alexander
Sixteenth District	Josh Stein
Seventeenth District	Tamara Barringer
Eighteenth District	Chad Barefoot
Nineteenth District	Wesley Meredith
Twentieth District	Floyd B. McKissick, Jr.
Twenty-first District	Ben Clark
Twenty-second District	Mike Woodard
Twenty-third District	Valerie P. Foushee
Twenty-fourth District	Rick Gunn
Twenty-fifth District	Tom McInnis
Twenty-sixth District	Philip E. (Phil) Berger
Twenty-seventh District	Trudy Wade
Twenty-eighth District	Gladys A. Robinson
Twenty-ninth District	Jerry W. Tillman
Thirtieth District	Shirley Blackburn Randleman
Thirty-first District	Joyce Krawiec
Thirty-second District	Earline W. Parmon
Thirty-third District	Stan Bingham
Thirty-fourth District	Andrew C. Brock
Thirty-fifth District	Tommy Tucker
Thirty-sixth District	Fletcher L. Hartsell, Jr.
Thirty-seventh District	Jeff Jackson
Thirty-eighth District	Joel Ford
Thirty-ninth District	Robert (Bob) Rucho
Fortieth District	Joyce Waddell
Forty-first District	Jeff Tarte
Forty-second District	Andy Wells
Forty-third District	Kathy Harrington
Forty-fourth District	David L. Curtis

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Forty-fifth District	Dan Soucek
Forty-sixth District	Warren Daniel
Forty-seventh District	Ralph Hise
Forty-eighth District	Tom Apodaca
Forty-ninth District	Terry Van Duyn
Fiftieth District	Jim Davis

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal.

DONE IN OFFICE at Raleigh, this 8th day of December, 2014.

(SEAL)

S/Elaine F. Marshall
Secretary of State

With forty-nine* Senators-elect answering the call of the roll, the President declares a quorum present and qualified.

OATH OF OFFICE

The President of the Senate recognizes The Honorable Mark D. Martin, who administers the following Oath of Office, to which those present respond and subscribe:

“I do solemnly swear or affirm that I will support the Constitution and laws of the United States, and I do solemnly and sincerely swear or affirm that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof, and that I will endeavor to support, maintain, and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do solemnly and sincerely swear or affirm that I will faithfully discharge the duties of my office as a member of the Senate of the 2015 General Assembly of the State of North Carolina to the best of my knowledge and ability, so help me, God.”

ORGANIZATION OF THE SENATE

The President announces that the Senate stands ready to proceed with the election of officers and declares the floor open for nominations for President *Pro Tempore* of the Senate, pursuant to Article II, Section 14(1) of the North Carolina Constitution.

*Senator Angela R. Bryant was not present, but was administered the Oath of Office on January 8, 2015.

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The President recognizes Senator Apodaca, who offers the following nomination:

“Thank you, Mr. President, members. I’d like to take this time to nominate Phil Berger for President *Pro Tem* of the North Carolina Senate.”

The President recognizes Senator Brown, who seconds the nomination and offers the following remarks:

“Thank you, Mr. President. Mr. President, members, this is a great honor for me for the third time to rise and second the nomination of Senator Phil Berger for President *Pro Tempore* of the 2015 North Carolina Senate. I further move that the nominations be closed and Senator Berger’s nomination be accepted by acclamation.”

The President recognizes Senator Apodaca, who offers the following remarks:

“Thank you, Mr. President. Members, you know, today is a day that many of us that have been here some time all think back to our first time here. I look around and I see so many new faces, and I see a few old faces—like Rucho, Hartsell—and they keep getting older as time goes on, but it is always assuring to look over to my right and, when he’s here, see Senator Berger. Senator Berger has been with us since, goodness, what was it 2001, Bob, he came in? He’s been a fixture here, and it is a pleasure for me to nominate him as our President *Pro Tem* for the third time. Somebody was talking to me about, ‘well, what are you going to say when you nominate Phil,’ and I said, ‘well, after the third time I’m running out of things to say,’ and they said, ‘well, how is Phil Berger to work with?’ I have never worked with someone as steady as Phil Berger. What you see is what you get, and he never changes, and you know where you stand. He’ll listen to what anybody has to say, and many times he’ll keep listening and listening and listening, and then he’ll speak, and he’ll speak, speak, and speak, but that’s another story. The most fascinating thing I thought of over the last two years are the Monday night events we have seen occasionally held here at the building. One particular Monday night, we had a group of school teachers, and they really weren’t happy. I’m used to that, though, I’m married to a teacher. I know how that goes. We sat down, and we were going to dinner that night, as a matter of fact, but we sat down and met with those teachers for well over an hour. Senator Berger sat right there and listened to every word they had to say—as a gentleman, calmly, much more so than I. He spoke with them, and he continued to talk with them, and they left that meeting, maybe they didn’t agree with what was said, but they left that meeting feeling like they had been heard. I don’t think we can give a compliment more than that to the leader of the North Carolina Senate. I think every member in this room either has had or will have the opportunity to sit down with Senator Berger, and you’ll have his undivided attention, and he’ll have a conversation with you. As you look at Phil Berger,

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the man, he represents family, and his family means more to him than anything else in the world, and I can attest to that. These beautiful grandchildren, I don't know how many they have now, they seem to have one every couple of years, so I think they're up to a dozen, but, anyway, and he's looking forward to more children. I have formed a special bond with Senator Berger's wife, Pat. Pat's a lovely person. Pat and I have this in common, we do all the work, he gets all the glory, so we do have that special bond. All that being said, there's no greater man in this building and no better person for this job than Phil Berger, Sr. It is with pleasure and honor that I nominate him today to be our President *Pro Tem*. Thank you, Mr. President."

The motion offered by Senator Brown that the nominations be closed and that Senator Philip E. Berger be elected President *Pro Tempore* by acclamation prevails.

The President declares Senator Philip E. Berger duly elected President *Pro Tempore* and appoints Senator Apodaca, Senator Blue, Senator Brown, Senator Harrington, Senator McKissick, and Senator Rucho to escort the President *Pro Tempore*-elect to the well of the Senate. Senator Apodaca presents Senator Berger to the President. The President directs the Sergeant-at-Arms to escort Senator Berger's son, Kevin, his granddaughter, Emily, and his grandson, Jackson, to the well of the Senate, where they join him as he receives the prescribed Oath of Office. The Honorable Mark D. Martin administers the prescribed Oath of Office.

The President recognizes Senator Philip E. Berger, President *Pro Tempore*, who addresses the Senate from the well of the Senate and offers the following remarks:

"Thank you Mr. Chairman, Mr. President. Thank you, ladies and gentlemen, for the warm welcome. Thank you to my colleagues for once again entrusting me to serve as President *Pro Tempore* of the North Carolina Senate. I look forward to working with each one of you as we go forward today, committed to doing great things for the people of this state. To the families of our members, I thank you for sharing your loved ones with us. It is a great sacrifice for family members for you to have someone serving the state of North Carolina in this chamber. We appreciate it more than you know. I'd also like to thank a few other folks. First, I'd like to thank my family—Pat, my wife; Kevin, my son; Jackson and Emily, my grandchildren—for being here today. Like many of you, they have had to sacrifice a great deal for the time away from home and time away from family, so I thank them for that, and they know how much I appreciate it. Chief Justice Martin, thank you for participating in our ceremony today. This is one of the really nice things about serving in public office, and it's a good thing to have the Chief Justice of our State Supreme Court help participate in this ceremony. Lieutenant Governor Forest, thank you for presiding over the Senate, and thank you for your actions over the past two years and what you will

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do with us over the next couple of years. I'd also like to thank some folks that were in here but are not here now. Beth Stovall, Miss North Carolina, I would like to thank her for that wonderful rendition of the National Anthem. I don't know that there are that many folks in the state or in this country that can hit those notes, but she did it magnificently. I'd like to thank the Junior Army ROTC Color Guard from John Motley Morehead High School for participating in the ceremony. It is gratifying, I think, for many of us, I know for me, to see young people that are dedicated to improving their skills in many things, but to see the precision that those young people were able to march in and handle the flags in the way they did is something great, and they happen to be from my home town in Eden—so, a good thing. Today marks the third occasion that I've had the honor and the privilege to stand before you to offer a vision for the work of this body at the start of a legislative session. Today, North Carolina's future shines brighter than it did when I stood before you two years ago—and brighter still than when I stood before you four years ago. Back then, when Republicans assumed leadership of the General Assembly for the first time in more than a century, North Carolina's unemployment rate stood at over 10 percent—the fifth highest in the nation. We faced stagnant job growth, record multi-billion dollar budget deficits, and the region's highest tax rates. But in the four years since I first addressed you—thanks in large part to the hard work of so many of the people in this room—we are seeing positive results. Our unemployment rate has dropped nearly in half. North Carolina businesses have created more than 263,000 new jobs, and the number of people working in North Carolina has climbed to historic highs. Reductions in state income and sales taxes have put more money in the pockets of hardworking families across the state. We are proud of these results from policies driven by what the voters elected us to do. They elected us to balance the state budget and control the growth of government spending. They elected us to reform our tax code, reduce the tax burden on families and small businesses, and they elected us to reform public education to improve student outcomes. These decisions, made in partnership with our House colleagues over the past four years and with Governor McCrory over the past two years, have helped turn North Carolina around. The changes we have implemented over the past four years are making our state a better place to build a business and a better place to live and raise a family, but make no mistake—there is more to be done. Voters have seen the positive direction our state is headed and have again returned us to continue along the new path we've forged. It is a great responsibility as we enter our third full session of implementing a new direction for North Carolina. As we do that, we remain just as dedicated to affecting positive change and every bit as committed to fulfilling our promises as we were four years ago. In the coming session, we'll continue to develop policies that create a stronger education system and a stronger business climate with the goal of sustaining North Carolina's strong job growth. We'll continue working to improve our public schools—because we recognize that a great education not only opens the door to a bright future for our children, it also builds a capable workforce and will attract businesses to our state. We'll fulfill our important promise to raise starting teacher pay to \$35,000 so we can attract

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and retain the best talent in our classrooms. We'll explore even more ways to improve the business tax climate so more jobs can be created—and ways to make taxes less burdensome for our families so regular folks can keep more of their own money. We'll renew our efforts to reduce regulatory burdens that misdirect time and energy toward red tape and bureaucracy and away from growing businesses and getting people back to work. We'll continue to examine ways to make state government smarter and more efficient. We'll explore other conservative, common sense policy changes that will keep North Carolina on the path to prosperity. To my colleagues, our experience has shown that we can accomplish a great deal when we work together. Certainly we won't always agree on every issue, and we'll have many spirited debates in this chamber in the weeks and the months ahead, but the most important thing to remember is why each of us is here. We are here to increase opportunity for those who are working hard and doing the best they can to provide for their families. We are here to support the entrepreneurs, innovators, small business owners, and job creators, who are fueling our economic recovery. We are here to provide responsible solutions that improve state government for our citizens, and we are here to come together to do what is best for North Carolina. If we bear these goals in mind, there is no doubt that the change we bring about for our constituents and our state will be real, will be positive, and will be lasting. To the people of North Carolina, thank you for your support and for the opportunity to serve. May God bless this body and the people of our state. Thank you."

The Chair extends privileges of the floor to Mary Graff from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

ADOPTION OF RULES

Upon motion of Senator Apodaca, a resolution filed for introduction today is presented to the Senate, read the first time, and disposed of as follows:

By Senator Apodaca:

S.R. 1, A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE REGULAR SESSION OF THE 2015 GENERAL ASSEMBLY.

Upon motion of Senator Apodaca, the Senate Resolution is read a second time and is placed before the Senate for immediate consideration.

Upon motion of Senator Apodaca, the Senate Resolution is adopted (49-0).

The text of the resolution is as follows:

A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE REGULAR SESSION OF THE 2015 GENERAL ASSEMBLY.

Be it resolved by the Senate:

SECTION 1. The permanent rules for the Regular Sessions of the Senate shall be as follows:

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**PERMANENT RULES OF
THE REGULAR SESSIONS OF THE SENATE
2015 GENERAL ASSEMBLY OF NORTH CAROLINA**

- I. Order of Business, Rules 1-7
- II. Conduct of Debate, Rules 8-17
- III. Motions, Rules 18-24.1
- IV. Voting, Rules 25-30
- V. Committees, Rules 31-37.2
- VI. Handling Bills, Rules 38-59.2
- VII. Legislative Officers and Employees, Rules 60-65
- VIII. General Rules, Rules 66-77.

I. ORDER OF BUSINESS

RULE 1. Rules controlling the Senate of North Carolina and its committees. – The following rules shall govern and control all actions and procedures of the Senate and its committees.

RULE 1.1. Emergencies. – In the event of a disaster, natural or otherwise, that precludes the General Assembly from meeting in the Legislative Building, the members will be notified by the President Pro Tempore where and when the Senate will convene.

RULE 2. Convening hour. – (a) The Presiding Officer shall take the Chair at the hour fixed by the Senate upon adjournment on the preceding legislative day and shall call the members to order. In case the Senate adjourned on the preceding legislative day without having fixed the hour of reconvening, the Senate shall reconvene on the next legislative day at 2:00 P.M., except that if the next legislative day is Monday, the time for reconvening shall be 7:00 P.M.

(b) At the hour fixed by the Senate upon adjournment on the preceding legislative day, or at the hour to which the Senate has previously recessed on that same legislative day, and upon direction from the President Pro Tempore of the Senate or the Chairman of the Committee on Rules and Operations of the Senate, the Principal Clerk of the Senate may convene the Senate for the purpose of announcing to the Chamber that the Senate stands in recess until a later, specified hour.

RULE 3. Opening the session. – The Presiding Officer shall, upon order being obtained, have the sessions of the Senate opened with prayer.

RULE 4. Convening and presiding in absence of President. – In the absence of the President, the President Pro Tempore or a Senator designated by the President Pro Tempore shall convene or reconvene the Senate and preside, and during such time shall be vested with all powers of the President of the Senate except that of casting a vote in case of a tie when the President Pro Tempore or the designated Presiding Officer has already voted on the question as a Senator. In the event of the absence of the President and President Pro Tempore at any time fixed for the reconvening of the Senate, the Senate shall be called to order by a member designated by the President Pro Tempore, or if no member is designated, by the Deputy President Pro Tempore of the Senate. If no member has been designated and the Deputy President Pro Tempore is also absent, the Senate shall be called to order by the Chair of the Committee on Rules and Operations of the Senate, who shall designate some member to act as

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Presiding Officer. The Principal Clerk of the Senate may convene the Senate for the purpose of notifying the Chamber that the Senate stands in recess pursuant to Rule 2(b) of these Rules.

RULE 5. Quorum. – (a) A quorum consists of a majority of all the qualified members of the Senate.

(b) When a lesser number than a quorum convenes, the Senators present may send the Sergeant-at-Arms or any person, for any or all absent Senators, as a majority of the Senators present determines.

RULE 6. Approval of Journal. – After the prayer, and upon appearance of a quorum, the Presiding Officer shall cause the Journal of the preceding day to be read and approved, unless the President Pro Tempore or, in the President Pro Tempore's absence, the Deputy President Pro Tempore of the Senate or some member of the Senate by motion sustained by a majority of the members present, has the reading thereof dispensed with and the same approved as written.

RULE 7. Order of business. – After approval of the Journal, the order of business shall be as follows:

- (1) Reports of standing committees.
- (2) Reports of select committees.
- (3) Introduction of bills, petitions, and resolutions.
- (4) Messages from the House of Representatives.
- (5) Veto messages from the Governor.
- (6) Unfinished business of preceding day.
- (7) Special orders.
- (8) General orders:
 - a. Local bills in numerical order, Senate bills first:
 1. Third reading roll call and electronic voting system votes.
 2. Second reading roll call and electronic voting system votes.
 3. Second reading viva voce.
 4. Third reading viva voce.
 - b. Public bills in numerical order, Senate bills first:
 1. Third reading roll call and electronic voting system votes.
 2. Second reading roll call and electronic voting system votes.
 3. Second reading viva voce.
 4. Third reading viva voce.

II. CONDUCT OF DEBATE

RULE 8. Presiding Officer to maintain order. – The Presiding Officer shall have general direction of the Hall of the Senate and shall be authorized to take such action as is necessary to maintain order, and in case of any disturbance or disorderly conduct in the galleries or lobbies, the Presiding Officer shall have the power to order those areas cleared.

RULE 9. (Reserved for future use).

RULE 10. Points of order. – (a) The Presiding Officer shall preserve order and decorum and proceed with the business of the Senate according to the rules adopted. The Presiding Officer shall decide all questions of order, subject to an appeal to the Chairman of the Committee on Rules and Operations of the Senate, whose decision may be appealed to the Senate by any member, on which appeal no member shall speak more than once unless by leave of the Senate. A two-thirds vote of the membership of the Senate present and voting is necessary to sustain any appeal from the ruling of the Chairman of the Committee on Rules and Operations of the Senate.

(b) In the event the Senate Rules do not provide for or cover any point of order raised by any Senator, the rules of the United States House of Representatives shall govern.

(c) When a Senator is called to order, that Senator shall take the assigned seat until the Presiding Officer determines whether that Senator was in order or not; if decided to be out of order, that Senator shall not proceed without the permission of the Senate; and every question of order shall be decided by the Presiding Officer, subject to an appeal to the Chairman of the Committee on Rules and Operations of the Senate, whose decision may be appealed to the Senate by any Senator; and if a Senator is called to order for words spoken, the words to which an exception is made shall be immediately preserved by the Principal Clerk, so that the Presiding Officer, Chairman of the Committee on Rules and Operations of the Senate, or Senate may be better able to judge the matter.

RULE 11. Debating and voting by Lieutenant Governor. – The Lieutenant Governor, as President of the Senate, being a Constitutional Officer, shall not have the right to debate any question or to address the Senate upon any proposition unless by permission of the majority of members present and shall have the right to vote only when there is a tie vote upon any question or election.

RULE 12. Obtaining recognition. – (a) When any Senator is about to speak in debate or deliver any matter to the Senate, that Senator shall rise and respectfully address the Presiding Officer. No member shall speak further until recognized by the Presiding Officer. The Presiding Officer shall recognize the first to rise and, when two or more members rise at the same time, the Presiding Officer shall name the member to speak, giving priority to the President Pro Tempore, the Deputy President Pro Tempore, or the Chair of the Committee on Rules and Operations of the Senate.

(b) A Senator who has the floor may yield the floor to another Senator only for the purpose of allowing another Senator to state a question. Only the Presiding Officer may award the floor to any Senator.

(c) A Senator who has obtained the floor may be interrupted only for the following reasons:

(1) A request that the member speaking yield for a question;

(2) A point of order; or

(3) A parliamentary inquiry.

(d) When a Senator refers to a bill, the bill number and short title must be used.

RULE 13. (Reserved for future use).

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RULE 14. Limitations on individual debate. – (a) No Senator shall speak on the same reading more than twice on the main question, nor longer than 30 minutes for the first speech and 15 minutes for the second speech. No Senator shall speak on the same reading more than once on any motion or appeal, and then no longer than 10 minutes.

(b) With leave of the Senate, any member of the Senate may address the Senate from the well of the Senate.

RULE 15. Questions of personal privilege; explanation of vote. – (a) Upon recognition by the Presiding Officer for that purpose, any Senator may speak to a question of personal privilege for a time not exceeding three minutes, and may use some or all of that time to explain to the Senate a “Senatorial Statement of Personal Privilege.” Upon motion supported by a majority present and voting, that statement may be spread upon the Journal. Neither personal privilege nor a Senatorial Statement of Personal Privilege may be used to explain a vote, debate a bill, or in any way disrupt the regular business of the Senate, nor shall such opportunities be used to solicit support or sponsors for any bill. The format of Senatorial Statements of Personal Privilege shall be prescribed by the Chairman of the Committee on Rules and Operations of the Senate, but in any case shall speak only in the voice of the Senator submitting it. The Presiding Officer shall determine if the question raised is one of privilege and shall, without the point of order being raised, enforce this rule, subject to an appeal to the Chairman of the Committee on Rules and Operations of the Senate whose decision may be appealed to the Senate by any Senator, on which appeal no member shall speak more than once unless by leave of the Senate. A two-thirds vote of the membership of the Senate present and voting is necessary to sustain any appeal from the ruling of the Chairman of the Committee on Rules and Operations of the Senate.

(b) Any Senator may explain that Senator’s vote on any bill that day by obtaining permission of the Presiding Officer after the final vote is taken. No more than three minutes shall be consumed in such explanation.

(c) Questions of personal privilege and explanations of vote shall be the last orders of the Senate’s business that day.

RULE 16. (Reserved for future use).

RULE 17. General decorum. – (a) Male Senators and male visitors shall not wear any head covering in the Senate Chamber while the Senate is in session, unless one’s religion requires his head to be covered. All persons on the Senate floor while the Senate is in session shall be dressed in business attire, including coat and tie for men.

(b) No derogatory remark reflecting personally upon any Senator shall be in order upon the floor of the Senate unless preceded by a motion or resolution of censure.

(c) When the Presiding Officer is putting a question, or a division by counting is in progress, no Senator shall walk out of or across the Chamber, nor when a Senator is speaking, pass between that Senator and the Presiding Officer.

(d) When a motion to adjourn or for recess is affirmatively determined, no member or officer shall leave that member or officer's place until adjournment or recess is declared by the Presiding Officer.

(e) Smoking shall not be allowed in the Senate Chamber.

(f) No remark soliciting the donation of funds for the support of any person or organization shall be in order upon the floor of the Senate, unless the remark has some relevance to a bill or resolution before the body. No article of any kind soliciting business or donations may be placed by any person anywhere in the Senate Chamber or in any Senate office.

(g) The President Pro Tempore may authorize and provide for the broadcasting of Senate sessions via television or Internet.

(h) Reading of newspapers, magazines, periodicals, or books shall not be permitted while the Senate is in session. This rule does not prohibit the use of electronic devices, the use of quotations during debate or for personal privilege.

(i) The operation of:

a. Vocal wireless communication devices, or

b. Any other electronic devices whose sound cannot be muted,

are prohibited on the floor or in the gallery while the Senate is in session.

(j) No member of the Senate shall place any item on another Senator's Chamber desk or in another Senator's office unless the item conspicuously displays the name of the Senator placing the item.

(k) No person other than the member, the member's legislative assistant, or the Principal Clerk's office or staff under the direction of the Principal Clerk, shall place any matter on the member's Chamber desk, then only materials relevant to the business of the Senate, or as allowed under subsection (j) of this section.

(l) Neither food nor beverage shall be permitted in the galleries.

III. MOTIONS

RULE 18. Motions generally. – Any motion shall be reduced to writing, if requested by the Presiding Officer or a Senator, and read by the Presiding Officer or Reading Clerk before the same is debated. Any motion may be withdrawn by the introducer at any time before decision or amendment. No motion relating to a bill shall be in order which does not identify the bill by its number and short title. Except as otherwise specifically provided in these rules, no second is required.

RULE 19. Motion; order of precedence. – When a question is before the Senate, no motion shall be received except those herein specified, which motions shall have precedence as follows:

(1) To adjourn.

(2) To resolve into the Committee of the Whole Senate.

(3) To lay on the table.

(4) For the previous question.

(5) To postpone indefinitely.

(6) To postpone to a certain day.

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- (7) To re-refer to a standing committee.
- (8) To refer to a select committee.
- (9) To amend.

RULE 20. Motions requiring a second. – The motions to adjourn, to resolve into the Committee of the Whole Senate, to lay on the table, and to call for the previous question shall be seconded and decided without debate.

RULE 21. Motions to postpone to certain day and to commit. – The respective motions to postpone to a certain day, to resolve into the Committee of the Whole Senate, or to commit to a standing or select committee shall preclude debate on the main question.

RULE 22. Motion to substitute. – Subject to Rule 19, a member may offer a motion to substitute to any motion, except the motions for the previous question, to table, to resolve into the Committee of the Whole Senate, or to adjourn. No motion to substitute shall be offered to a motion to substitute.

RULE 23. Motion for previous question. – (a) The previous question may be moved upon a pending single motion, any pending amendment or amendments, and/or the pending bill to its passage on that reading or all readings or the pending resolution to its adoption. An authorized Senator moving the previous question shall specify to what the motion applies. Unless specified, the motion shall be deemed to apply to the current question.

(b) The previous question shall be as follows: “Shall the main question be now put?” and until it is decided shall preclude all amendments and debate. If this question is decided in the affirmative, the “main question” shall be on the passage of the bill, resolution, or other matter under consideration; but when amendments are pending, the question shall be taken upon such amendments in their inverse order, without further debate or amendment.

(c) Only one of the following Senators may move the previous question:

- (1) The chair of the committee submitting the report on the bill or other matter under consideration;
- (2) The member introducing the bill or other matter under consideration;
- (3) The member in charge of the measure, who shall be designated by the chair of the committee reporting the same to the Senate at the time the bill or other matter under consideration is reported to the Senate or taken up for consideration;
- (4) The Chair of the Committee on Rules and Operations of the Senate; or
- (5) The President Pro Tempore.

RULE 24. Motion to reconsider. – (a) When a question has been once put and decided, any Senator who voted in the majority may move to reconsider the vote thereof. No motion for reconsideration shall be in order unless made on the same day or in the next following legislative day on which the vote took place. When the next legislative day has by motion of the Senate been restricted as to matters which may be considered, a motion to reconsider

shall be in order on the next succeeding day upon which regular business is conducted. No question shall be reconsidered more than once.

(b) Notwithstanding subsection (a) of this rule, a motion to reconsider is in order at any time if made by the Chair of the Committee on Rules and Operations of the Senate or the President Pro Tempore for the sole purpose of correcting grammatical errors in bills in the possession of the Senate.

(c) If a bill has gone out of the possession of the Senate and a motion to reconsider under these rules is passed, the bill shall not be enrolled unless it again passes third reading. The Principal Clerk shall notify the House of Representatives and the Enrolling Clerk of any action under this subsection.

RULE 24.1. Motion to adjourn or stand in recess; standard stipulations. – A motion to adjourn or stand in recess subject to the standard stipulations shall constitute a motion to adjourn or stand in recess subject to the introduction of bills, referral and re-referral of bills, the reading of Senatorial Statements, and messages from the Governor.

IV. VOTING

RULE 25. Use of electronic voting system. – (a) Votes on the following questions shall be taken on the electronic voting system, and the ayes and noes shall be recorded on the Journal:

- (1) All questions on which the Constitution of North Carolina requires that the ayes and noes be taken and recorded on the Journal;
- (2) All questions on which a call for the ayes and noes under Rule 26(b) has been sustained;
- (3) Second and third readings of bills proposing amendment of the Constitution of North Carolina; and
- (4) The vote on approval of a bill that was vetoed by the Governor.

(b) Votes on the following questions shall be taken on the electronic voting system, and the resulting totals shall be recorded on the Journal:

- (1) Second reading of all public bills, all amendments to public bills offered after second reading, third reading if a public bill was amended after second reading, and all conference reports on public bills.
- (2) Any other question upon direction of the Presiding Officer or upon motion of any Senator supported by one-fifth of the Senators present.

(c) When the electronic voting system is used, the Presiding Officer shall fix and announce the time, not to exceed one minute, which shall be allowed for voting on the question before the Senate. The system shall be set to lock automatically and to record the vote when that time has expired. Once the system has locked and recorded a vote, the vote shall be printed by the system.

(d) The voting station at each Senator's desk in the Chamber shall be used only by the Senator to whom the station is assigned. Under no circumstances shall any other person vote at a Senator's station. It is a breach of the ethical obligation of a Senator either to request that another vote at the

requesting Senator's station or to vote at another Senator's station. The Presiding Officer shall enforce this rule without exception.

(e) When the electronic voting system is used, the Presiding Officer shall state the question and shall then state substantially the following: "All in favor vote 'aye'; all opposed vote 'no'; _____ seconds will be allowed for voting on this question; the Clerk will record the vote." After the machine locks and records the vote, the Presiding Officer shall announce the vote and declare the result, and no member may vote thereafter.

(f) One copy of the machine printout of the vote record shall be filed in the Office of the Principal Clerk, and one copy shall be filed in the Legislative Library where it shall be open to public inspection.

(g) When the Presiding Officer ascertains that the electronic voting system is inoperative before a vote is taken or while a vote is being taken on the electronic system, the Presiding Officer shall announce that fact to the Senate, and any partial electronic system voting record shall be voided. In such a case, if the Constitution of North Carolina or the Rules of the Senate require a call of the ayes and noes, the Clerk shall call the roll of the Senate, and the ayes and noes shall be taken manually and shall be recorded on the Journal. All other votes shall be taken as prescribed in Senate Rule 26. If, after a vote is taken on the electronic system, it is discovered that a malfunction caused an error in the electronic system printout, the Presiding Officer shall direct the Reading Clerk and the Principal Clerk to verify and correct the printout record and so advise the Senate.

(h) For the purpose of identifying motions on which the vote is taken on the electronic system (the identification codes having no relation to the order of precedence of motions), the motions are coded as follows:

- (1) To lay on the table.
- (2) To resolve into the Committee of the Whole Senate.
- (3) For the previous question.
- (4) To postpone indefinitely.
- (5) To postpone to a day certain.
- (6) To refer to a committee.
- (7) To reconsider.
- (8) To adopt.
- (9) To concur.
- (10) To take from the table.
- (11) Miscellaneous.

RULE 26. Voice votes; call for division; call for ayes and noes.

– (a) When the electronic voting system is not used, all votes on which a call of the roll of the Senate is not required shall be taken by voice vote. The question shall be put as follows: "Those in favor say 'aye,'" and, after the affirmative vote is expressed, "Opposed 'no'"; after which the Presiding Officer shall announce the result. If a division on any vote is desired, it must be called for immediately before the result of the voting is announced on any question, and, upon such call, the Presiding Officer shall require the members to stand and be counted for and against the proposition under consideration.

(b) The ayes and the noes may be called for on any question before the vote is taken. If a Senator desires the ayes and noes recorded on the Journal on a question, that Senator shall address the Presiding Officer and obtain recognition and say, "Upon that question I call for the ayes and noes." Whereupon the Presiding Officer shall say, "Is the call sustained?" If one-fifth of the remaining Senators present then stand, the vote shall be taken on the electronic voting system if it is operative, and the ayes and noes shall be recorded on the Journal. If the electronic voting system is inoperative, the roll of the Senate shall be called and the ayes and noes taken manually and recorded on the Journal. If fewer than one-fifth of the Senators present stand to sustain the call, the Presiding Officer shall announce, "An insufficient number up," and a vote by electronic voting or by voice, whichever is appropriate under the Rules of the Senate, shall be taken.

RULE 27. (Reserved for future use).

RULE 28. **Dividing question.** – (a) If a bill is subject to division into separate parts so that each part states a separate and distinct proposition capable of standing alone, a Senator may move that the question be divided. The motion shall:

- (1) Be in writing,
- (2) Be submitted to the Principal Clerk at the time the motion is made, and
- (3) Clearly state how the question is to be divided.

Upon a majority vote of the Senators present and voting, the motion shall be adopted.

(b) If the motion to divide the question is adopted, then there shall be no further amendment or debate on any of the distinct propositions.

(c) If the question is divided and any part thereof fails, then the bill or resolution and any pending amendments shall be removed from the calendar and re-referred to the committee from which the bill or resolution was reported.

(d) Only one motion to divide the question shall be in order during consideration of a bill or resolution.

RULE 29. **Duty to vote; excuses.** – (a) Every Senator who is within the Senate Chamber when the question is stated by the Presiding Officer shall vote thereon unless that Senator is excused by the Senate.

(b) A Senator who is a member of a committee shall, upon request, be excused from deliberations and voting on the bill while it is before the committee. The Senator must make the request to the chair of the committee when the bill is first taken up for consideration and before any motion or vote on the bill or any amendment to the bill. The Senator making the request for excuse in committee must renew that request for excuse on the floor of the Senate as set forth in this rule.

(c) Any Senator may move to be excused at any time from voting on any matter. The Senator may make a brief statement of the reasons for the motion which question shall be taken without debate on the motion.

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(d) The Senator may send forward to the Principal Clerk, on a form provided by the Clerk, a concise statement of the reason for the motion, and the Clerk shall include this statement in the Journal.

(e) The Senator so excused shall not debate the bill or any amendment to the bill, vote on the bill, offer or vote on any amendment to the bill, or offer or vote on any motion concerning the bill at that reading, any subsequent reading, or any subsequent consideration of the bill.

(f) A Senator may move that the excuse of that Senator from deliberations on a particular bill be withdrawn, which question shall be determined without debate.

(g) A motion to be excused or for the withdrawal of an excuse shall be taken without debate.

(h) A motion by any Senator to change that Senator's vote must be made on the same legislative day as the vote is taken. This subsection may not be suspended.

RULE 30. (Reserved for future use).

V. COMMITTEES

RULE 31. **Appointment of committees.** – The President Pro Tempore of the Senate shall have the exclusive right and authority to appoint the membership of all committees, regular and select, and to appoint committee chairs and vice-chairs and to establish select committees, but this does not exclude the right of the Senate by resolution to establish select committees. Upon the recommendation of the Committee on Rules and Operations of the Senate, the Senate may alter the name, number, and composition of the standing committees by a majority vote of the Senators present and voting.

RULE 32. **List of standing/select committees.** – The standing committees shall be:

- Agriculture/Environment/Natural Resources
- Appropriations/Base Budget
 - Appropriations on Department of Transportation
 - Appropriations on Education/Higher Education
 - Appropriations on General Government and Information Technology
 - Appropriations on Health and Human Services
 - Appropriations on Justice and Public Safety
 - Appropriations on Natural and Economic Resources
- Commerce
- Committee of the Whole Senate
- Education/Higher Education
- Finance
- Health Care
- Insurance
- Judiciary I
- Judiciary II
- State and Local Government
- Pensions & Retirement and Aging
- Program Evaluation
- Redistricting

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Transportation
Ways & Means
Workforce and Economic Development

RULE 33. Notice of committee meetings. – (a) Public notice of all committee meetings shall be given in the Senate. The required notice may be waived as to any meeting by the attendance at that meeting of all of the members of the committee or by personal waiver.

(b) The chair of the committee shall notify or cause to be notified the sponsor of each bill that is set for hearing or consideration before the committee as to the date, time, and place of that meeting.

(c) The published calendar shall reflect those committee notices received in the Office of the Principal Clerk prior to 3:30 P.M. or as announced in the daily session.

RULE 34. Membership of committees; quorum. – (a) Membership on standing committees shall consist of no fewer than five Senators, including the chairs and vice-chairs and ranking minority members.

The President Pro Tempore shall have the exclusive right and authority to determine the total number of members and the number of members of each political party of each committee. No Senator shall hold membership on more than 12 standing committees unless the Committee on Rules and Operations of the Senate provides otherwise.

A quorum of the Appropriations/Base Budget, Ways and Means, and Finance Committees shall consist of a majority of the committee. A quorum of any other committee shall consist of either the chair and five members or a majority of the committee, whichever is fewer.

(b) The President Pro Tempore and the Deputy President Pro Tempore may serve as ex officio members of each Senate committee and subcommittee.

RULE 35. Roll call vote in committee. – No roll call vote may be taken in any committee. The committee chair may vote in committee.

RULE 36. Standing committee and standing subcommittee meetings. – No committee or subcommittee shall hold a secret meeting. All meetings of committees and subcommittees shall be open to the public, except as provided in G.S. 143-318.14A(e). In no event shall final action be taken by any committee or subcommittee except in open session.

RULE 36.1. Committee minutes to Legislative Library. – The chair of a committee shall ensure that minutes, in a format and medium approved by the Chairman of the Committee on Rules and Operations of the Senate, are compiled for each of the committee's meetings. The minutes shall indicate the number of members present and the actions taken by the committee at the meeting. Not later than 30 days after the adjournment of each session of the General Assembly, the chair shall deliver the minutes to the Legislative Library. The President Pro Tempore of the Senate may grant a reasonable extension of time for filing said minutes upon application of the committee chair.

RULE 37. Committee of the Whole Senate. – Notwithstanding the provisions of Rules 33, 34, and 35, the Senate may resolve into the

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Committee of the Whole Senate by motion. When such a motion is seconded, the President shall put the question without debate: "Shall the Senate resolve itself into the Committee of the Whole Senate for consideration of _____?", stating the matter or matters identified by the Chair of the Committee on Rules and Operations of the Senate to be considered. Only the President Pro Tempore, the Deputy President Pro Tempore, or the Chair of the Committee on Rules and Operations of the Senate may move to resolve into the Committee of the Whole Senate. The Committee of the Whole Senate shall convene in the Senate Chambers and shall utilize electronic voting. Unless otherwise stated, the Rules and Operations of the Senate apply to the Committee of the Whole Senate and the Principal Clerk of the Senate shall be the Committee Assistant, but shall not record committee activity on the Journal. The Chair shall be the President Pro Tempore of the Senate or his designee.

RULE 37.1. Membership, quorum, and voting. – Every Senator shall be a member of the Committee of the Whole Senate. A quorum of a Committee of the Whole Senate is 26 members.

RULE 37.2. Committee Substitutes; Report of the Committee of the Whole Senate; Adjournment. – (a) The committee of the Whole Senate shall not consider committee substitutes.

(b) The Chair may entertain a motion that the Committee adjourn after the Chair has announced that the Committee has finished the business for which it was convened.

(c) The Chair of the Committee of the Whole Senate shall report the bill to the Senate immediately following the adjournment of the Committee, including any amendments that were adopted in the Committee.

(d) The Chair shall announce the adjournment of the Committee of the Whole Senate and the members shall adjourn and, if the Committee was resolved out of an unadjourned session, the Senate shall resume session.

VI. HANDLING BILLS

RULE 38. Application of rules. – All provisions of these rules applying to bills, including, but not limited to, provisions governing the introduction, eligibility, and filing of bills, shall apply also to resolutions, memorials, and petitions.

RULE 39. Form and copies of bills. – (a) Unless variation is authorized by the Committee on Rules and Operations of the Senate, bills submitted for introduction shall be in a computer-generated form prepared by the Legislative Services Office and approved by the Committee on Rules and Operations of the Senate.

(b) Whenever a bill is filed, it shall be submitted to the Principal Clerk in the form of a Senate e-jacket.

RULE 39.1. Public and local bills; availability of copies of bills; limitation on local bills becoming public bills. – (a) A public bill is a bill affecting 15 or more counties. A local bill is one affecting fewer than 15 counties. No public bill and, upon objection by a member, no local bill may be considered unless copies of the bill have been made available to the entire membership of the Senate.

(b) A local bill that has become a public bill shall not be considered in the Senate unless one of the following applies:

- (1) The North Carolina Constitution prescribes that the bill as filed must be a public bill because of its subject matter.
- (2) The bill became a public bill because counties were added, but the bill relates to the subject matter contained in the original bill.

RULE 40. Introduction of bills. – (a) Pursuant to G.S. 120-11.1, on January 14, 2015, a simple resolution to establish the Senate Permanent Rules, and a joint resolution to adjourn to January 28, 2015, may be filed. No other bills are eligible to be filed on January 14, 2015.

Every bill filed for introduction shall contain on the Senate e-jacket the title of the document and the name of the Senator or Senators sponsoring it. No more than three Senators may be listed as primary sponsors. The Senate e-jacket shall be delivered by the primary sponsor of the document, or by that member's legislative assistant, with the prescribed authorization form signed by the primary sponsor and by that member's legislative assistant, to the Office of the Senate Principal Clerk, who shall receive them during regular session according to the following schedule:

Monday until 30 minutes after adjournment; and

Any other day the Senate holds a session until 3:00 P.M.

All bills shall be numbered by the Office of the Principal Clerk when filed and shall be considered introduced when presented to the Senate on the next following legislative day for the first reading. When a bill is presented with more than one primary sponsor, the Chair of the Committee on Rules and Operations of the Senate shall designate, as bill manager, one of the primary sponsors. Senators may only cosponsor legislation electronically.

(a1) Any Senator who wishes to cosponsor a bill or resolution that has been filed may do so no later than one hour following the adjournment of the session during which such bill or resolution was first read and referred, but only electronically under procedures approved by the Principal Clerk.

(b) All memorializing, celebration, commendation, and commemoration resolutions shall be excluded from introduction and consideration in the Senate. Notwithstanding this, a member may file a Senate memorializing, celebration, commendation, or commemoration simple resolution after presenting the draft to the Chairman of the Committee on Rules and Operations of the Senate and receiving the approval of that Chairman, except that the Chairman may refer the request to the full committee for approval. The approval of the Chairman or committee shall be indicated on the Senate e-jacket. Senators should utilize a "Senatorial Statement of Personal Privilege," as provided in Rule 15, as the preferred alternative to Senate simple resolutions that memorialize, celebrate, commend, and commemorate, other than for those relating to deceased former members of the General Assembly.

(b1) Simple resolutions conforming to subsection (b) of this section and any Senate or House joint resolutions shall be read for the first time in their regular order. Upon such first reading the Chairman of the Committee on Rules and Operations of the Senate may either refer the resolution to committee

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or place it at the end of the calendar for a Tuesday for consideration and decision without debate. The foregoing requirement of Tuesday consideration shall not apply to second reading of (i) resolutions specifically contemplated by the North Carolina Constitution or statute; or (ii) resolutions that pertain to the internal functioning of either or both houses of the General Assembly. This subsection does not apply to third reading of any joint resolution.

(b2) Notwithstanding subsections (b) and (b1) of this section any resolution memorializing, celebrating, commending, or commemorating a deceased person who served previously in either the Senate or the House of Representatives shall be introduced on the next legislative day after its filing and the Chairman of the Committee on Rules and Operations of the Senate shall direct that the resolution be either (i) referred to the Committee on Rules and Operations of the Senate for further consideration; or (ii) placed on the Senate's calendar for a date certain. When a resolution introduced in accordance with this subsection is read for a second time in the Senate, debate shall be allowed and, during the course of such debate, the Presiding Officer shall order the Chamber secured by the Sergeant-at-Arms so as to prevent the entry or exit of any person.

(c) No member may introduce a public bill that has no substantive provisions. No member may introduce more than one local bill that contains no substantive provisions.

RULE 40.1. Deadlines on filing for introduction of bills. – (a) All local bills must be filed for introduction not later than Tuesday, March 3, 2015, provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on that day and filed for introduction in the Senate before 3:00 P.M. on Wednesday, March 11, 2015, shall be treated as if it had been filed for introduction under this rule.

(b) All public bills, except those providing for action on gubernatorial nominations or appointments or adjourning the General Assembly, must be filed for introduction not later than Friday, March 13, 2015, provided that any such measure submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on that day and filed for introduction in the Senate before 3:00 P.M. on Thursday, March 26, 2015, shall be treated as if it had been filed for introduction under this rule.

(c) A two-thirds vote of the membership of the Senate present and voting shall be required to file for introduction any bill or resolution after the dates established by this rule.

(d) This rule shall not apply to any appropriations, finance, or local bills filed in reconvened session following the adjournment of the first year of the biennial session.

RULE 41. Crossover bill deadline. – In order to be eligible for consideration by the Senate during the 2015 or 2016 Regular Sessions of the 2015 General Assembly, all House bills other than (i) those required to be referred to the Committee on Finance or the Committee on Appropriations/Base Budget by Rule 42, (ii) those establishing districts for Congress or State or local entities, or (iii) adjournment resolutions must be received and read on the floor of the Senate as a message from the House no later than Thursday, May 7, 2015, provided that a message from the House received by the next legislative day

stating that a bill has passed its third reading and is being engrossed shall comply with the requirements of this rule and provided that the House accepts Senate bills ordered engrossed on the next legislative day.

RULE 41.1. (Reserved for future use).

RULE 42. Reference of appropriation and finance bills. – (a)

All bills introduced in the Senate providing for appropriations from the State, or any subdivision thereof, shall, before being considered by the Senate, be referred to the Committee on Appropriations/Base Budget and bills referred to other committees carrying any such provisions shall be reported to the Senate as being bills to be referred to the Appropriations/Base Budget Committee before proper action may be taken by the Senate.

(b) All bills introduced in the Senate providing for bond issues, imposing or raising fees or other revenues payable to the State, its agencies, its licensing boards, or any of its subdivisions, levying taxes, or in any manner affecting the taxing power of the State or any subdivision thereof, shall, before being considered by the Senate, be referred to the Committee on Finance, and bills referred to other committees carrying any such provisions shall be reported to the Senate as being bills to be referred to the Committee on Finance before proper action may be taken by the Senate.

(c) This rule shall not apply to bills imposing civil penalties, criminal fines, forfeitures, or penalties for infractions.

RULE 42.1. Fiscal notes. – (a) A Chair of the Appropriations/Base Budget Committee, or of the Finance Committee, or of the Committee on Rules and Operations of the Senate, upon the floor of the Senate, may request that a fiscal analysis be made of a bill, resolution, or an amendment to a bill or resolution which is in the possession of the Senate and that a fiscal note be attached to the measure, when in the opinion of that Chair the fiscal effects of that measure are not apparent from the language of the measure. No bill, resolution, or amendment for which a fiscal note has been requested may be considered for passage prior to the fiscal note being attached to it.

(b) The fiscal note shall be filed and attached to the bill, resolution, or amendment within two legislative days of the request. If it is impossible to prepare a fiscal note within two legislative days, the Director of Fiscal Research shall, in writing, so advise the Presiding Officer, the Principal Clerk, and the member introducing or proposing the measure and shall indicate the time when the fiscal note will be ready.

(c) The fiscal note shall be prepared by the Fiscal Research Division on a form approved by the Chair of the Committee on Rules and Operations of the Senate as to content and form and signed by the staff member or members preparing it. If no estimate in dollars is possible, the fiscal note shall indicate the reasons that no estimate is provided. The fiscal note shall not comment on the merit but may identify technical problems. The Fiscal Research Division shall make the fiscal note available to the membership of the Senate.

(d) A sponsor of a bill, resolution, or amendment may deliver a copy of that member's bill, resolution, or amendment to the Fiscal Research Division for the preparation of a fiscal note. The sponsor shall attach the fiscal

note to the bill when the sponsor files the bill or resolution or to the amendment when the sponsor moves its adoption.

(e) The sponsor of a bill, resolution, or amendment to which a fiscal note is attached who objects to the estimates and information provided may reduce to writing the objections. These objections shall be appended to the fiscal note attached to the bill, resolution, or amendment and to the copies of the fiscal note available to the membership.

(f) Subsection (a) of this rule shall not apply to the Current Operations Appropriations Bill or the Capital Improvement Appropriations Bill. This rule shall not apply to a bill, resolution, or amendment requiring an actuarial note under these rules.

RULE 42.2. Actuarial notes. – (a) Every bill or resolution proposing any change in the law relative to any:

- (1) State, municipal, or other retirement system funded in whole or in part out of public funds; or
- (2) Program of hospital, medical, disability, or related benefits provided for teachers and State employees, funded in whole or in part by State funds,

shall have attached to it at the time of its consideration by any committee a brief explanatory statement or note that shall include a reliable estimate of the financial and actuarial effect of the proposed change, as provided in G.S. 120-114. The actuarial note shall be attached to the jacket of each proposed bill or resolution that is reported favorably by any committee and shall be clearly designated as an actuarial note. Upon its introduction, a bill or resolution described in subdivision (a)(1) of this rule shall be referred to the Committee on Pensions and Retirement and Aging.

(b) The sponsor of the bill or resolution shall present a copy of the measure, with the sponsor's request for an actuarial note, to the Fiscal Research Division, which shall prepare the actuarial note as promptly as possible but not later than two weeks after the request is made. Actuarial notes shall be prepared in the order of receipt of request and shall be transmitted to the sponsor of the measure. The actuarial note of the Fiscal Research Division shall be prepared and signed by an actuary.

(c) The sponsor of the bill or resolution shall also present a copy of the measure to the chief administrative officer of the system affected by the measure. The chief administrative officer shall have an actuarial note prepared by the system's actuary on the measure and shall transmit the note to the sponsor of the measure not later than two weeks after the request is received. The actuarial note may be attached to the jacket of the measure.

(d) The note shall be factual and shall, if possible, provide a reliable estimate of both the immediate effect and, if determinable, the long-range fiscal and actuarial effect of the measure. If, after careful investigation, it is determined that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given. No comment or opinion shall be included in the actuarial note with regard to the merits of the measure for which the note is prepared. Technical and mechanical defects in the measure may be noted.

(e) When any committee reports a measure to which an actuarial note is attached at the time of committee consideration, with any amendment of such nature as would substantially affect the cost to or the revenues of any system, the chair of the committee reporting the measure shall obtain from the Fiscal Research Division and the administrator of the affected system an actuarial note of the fiscal and actuarial effect of the proposed amendment. The actuarial note shall be attached to the jacket of the measure. A chair of the Appropriations/Base Budget Committee, or of the Finance Committee, or of the Committee on Rules and Operations of the Senate, upon the floor of the Senate, may request that an actuarial note be attached to a bill, resolution, or an amendment that affects the costs to or the revenues of a system described in this rule and that is in the possession of the Senate, when in the opinion of that chair, the effect to the cost to or the revenues of a system described in this rule are not apparent from the language of the measure. No bill, resolution, or amendment for which an actuarial note has been requested may be considered for passage prior to the actuarial note from both the Fiscal Research Division and the administrator of the affected system being attached to it.

(f) The Fiscal Research Division shall make all relevant actuarial notes available to the membership of the Senate.

RULE 42.3. Assessment reports. – (a) Licensing or Registration Boards. Every legislative proposal introduced in the Senate proposing the establishment of an occupational or professional licensing or registration board or a study for the need to establish such a board shall have attached to the jacket of the original bill at the time of its consideration on second or third readings by the Senate or by any committee of the Senate prior to a favorable report, an assessment report from the Joint Legislative Commission on Governmental Operations. The assessment report shall not constitute any part of the expression of legislative intent proposed by the formation of a licensing board.

Upon receipt of the request, the Joint Legislative Commission on Governmental Operations shall prepare and return the assessment report as soon as possible but not later than 60 days from the date of receipt of the request, reserving the right to extend this time to 90 days. A supplementary report shall be prepared and submitted to the requesting Senator not later than 30 days after the receipt of the request.

(b) Municipal Incorporations. Every legislative proposal introduced in the Senate, or received in the Senate from the House, proposing the incorporation of a municipality shall have attached to the jacket of the original bill at the time of its consideration on second or third readings by the Senate or by any committee of the Senate prior to a favorable report, a recommendation from the Municipal Incorporations Subcommittee of the Joint Legislative Committee on Local Government established by Article 20 of Chapter 120 of the General Statutes. The recommendation of that Subcommittee shall be made in accordance with the provisions and criteria set forth in Article 20 of Chapter 120 of the General Statutes and shall include the findings required to be made by G.S. 120-166 through G.S. 120-170.

RULE 42.3A. Proposed increases in incarceration. – (a) Every bill, amendment, and resolution proposing any change in the law that could

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cause a net increase in the length of time for which persons are incarcerated or the number of persons incarcerated, whether by increasing penalties for violating existing laws, by criminalizing behavior, or by any other means, shall have attached to it at the time of its consideration by the Senate a fiscal note prepared by the Fiscal Research Division. The fiscal note shall be prepared in consultation with the Sentencing Policy and Advisory Commission and shall identify and estimate, for the first five fiscal years the proposed change would be in effect, all costs of the proposed net increase in incarceration, including capital outlay costs if the legislation would require increased cell space. If, after careful investigation, the Fiscal Research Division determines that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given. No comment or opinion shall be included in the fiscal note with regard to the merits of the measure for which the note is prepared. However, technical and mechanical defects may be noted.

(b) The sponsor of each bill, amendment, or resolution to which this subsection applies shall present a copy of the bill, amendment, or resolution with the request for a fiscal note to the Fiscal Research Division. Upon receipt of the request and the copy of the bill, amendment, or resolution, the Fiscal Research Division shall prepare the fiscal note as promptly as possible. The Fiscal Research Division shall prepare the fiscal note and transmit it to the sponsor within two weeks after the request is made, unless the sponsor agrees to an extension of time.

(c) This fiscal note shall be attached to the original of each proposed bill, amendment, or resolution that is reported favorably by any committee, but shall be separate from the bill, amendment, or resolution and shall be clearly designated as a fiscal note. A fiscal note attached to a bill, amendment, or resolution pursuant to this subsection is not a part of the bill, amendment, or resolution and is not an expression of legislative intent proposed by the bill, amendment, or resolution.

(d) If a committee reports favorably a proposed bill or resolution with an amendment that proposes a change in the law that could cause a net increase in the length of time for which persons are incarcerated or the number of persons incarcerated, whether by increasing penalties for violating existing laws, by criminalizing behavior, or by any other means, the chair of the committee shall obtain from the Fiscal Research Division and attach to the amended bill or resolution a fiscal note as provided in this section.

RULE 42.4. Content of appropriations bills. – (a) No provision changing existing law shall be contained in any of the following bills: (i) the Current Operations Appropriations Bill; (ii) the Capital Improvement Appropriations Bill; (iii) any bill generally revising appropriations for the second fiscal year of a biennium.

(b) No amendment to any bill listed in subsection (a) of this rule shall be in order if the language is prohibited by that subsection.

(c) Notwithstanding subsections (a) and (b) of this section, any of the bills listed in subsection (a) of this section or an amendment to such bill may change existing law if the change:

- (1) Alters expenditures or salaries;

- (2) Changes the scope or character of a program which must be reduced, increased, or changed because of an increase or decrease of funds appropriated for the program or because of changes in federal law or regulation; or
- (3) Modifies any function of State government which necessitates a transfer of funds from one department to another;

provided, that for a provision to be in order under this subsection, it must be recommended to the General Assembly in a written report adopted by the Appropriations/Base Budget Committee before or at the same time the bill is reported, or, if such provision is contained in a floor amendment, the sponsor of the amendment must present to the Principal Clerk at or before the time the amendment is offered an explanation of the amendment for distribution to each member of the Senate.

RULE 42.5. Appropriations/Base Budget Committee meetings.

– The Appropriations/Base Budget Cochairs may in their exclusive discretion direct that the Appropriations/Base Budget Committee or its subcommittees or both may consider the budget and the budget plan, including all appropriations, in separate meetings from the House of Representatives and may do all things separately from the House of Representatives.

RULE 43. First reading; reference to committee. – All bills filed for introduction and all House bills received in the Office of the Principal Clerk not later than one and one-half hours preceding the convening of the Senate, upon presentation to the Senate, shall be read in regular order of business by their number and title, which shall constitute the first reading of the bill. The Chair of the Committee on Rules and Operations of the Senate or, in the Chair's absence, the Vice-Chair of the Committee or the President Pro Tempore may refer to a Senate committee all bills introduced in the Senate or received from the House of Representatives. Upon the referral being made, the Chair of the Committee on Rules and Operations of the Senate shall notify the Principal Clerk of the Senate of the referral, and the Reading Clerk shall announce the referral of the bill. The Principal Clerk shall inform the Presiding Officer of the referral. The title and referral shall be entered upon the Journal.

Bills may be referred to more than one committee serially: e.g., “S.B. _____ is referred to the Committee on Finance and upon a favorable report referred to the Appropriations/Base Budget Committee.”

RULE 44. Bills to receive three readings. – Every bill shall receive three readings before being passed, and the Presiding Officer shall give notice at each reading whether it be the first, second, or third. Unless a member of the Senate objects, a bill may be referred to, and presented to the Senate, by its bill number and short title. The Reading Clerk shall announce the referral as set forth in Rule 43. No bill shall be amended upon the floor of the Senate, except under Rule 45.1, until it has been twice read. Senate simple resolutions shall not require three readings.

RULE 45. Reports of committees. – Every Senator presenting a report of a committee shall endorse the report with the name of the committee. The report of the committee shall show that a quorum of the committee was

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present and a majority of those present voted in favor of the report. Every report of the committee upon a bill or resolution shall stand upon the general orders with the bill or resolution. No committee shall report a bill or resolution without prejudice.

RULE 45.1. Action on amendment or committee substitute. – If any committee recommends adoption of an amendment or committee substitute of a bill or resolution, the amendment or committee substitute shall be considered adopted upon the reading of the committee report and shall be engrossed. Unless a committee substitute of a bill or resolution being considered by a committee is distributed to members of that committee no later than the day prior to the committee meeting, the committee substitute shall be carried over to the next day unless a majority of the members of that committee present and voting vote to take up the measure at that time. The bill or resolution, as amended, or its adopted committee substitute shall be placed on the calendar for the next legislative day or re-referred if the bill or resolution was serially referred. The committee substitute's original bill or resolution shall lie on the table.

Notwithstanding any other provision of this rule, a committee substitute for a simple resolution shall be placed on the calendar for the next legislative day for a vote on its adoption.

RULE 46. Unfavorable report by committee. – All bills reported unfavorably by the committee to which they were referred shall lie upon the table but may be taken from the table and placed upon the calendar by a two-thirds vote of the membership of the Senate present and voting.

RULE 47. Recall of bill from committee and discharge petition; re-calendar or referral of a bill to committee. – (a) Notwithstanding anything to the contrary, only the President Pro Tempore, the Chair of the Committee on Rules and Operations of the Senate, or the chair of a committee to which a bill or other matter is assigned may, with the consent of a majority of the membership of the Senate present and voting, recall the measure from its assigned committee to be referred to another committee or the floor. Only the President Pro Tempore or the Chair of the Committee on Rules and Operation of the Senate may, with the consent of a majority present and voting, re-calendar a bill or resolution appearing on the calendar or refer or re-refer it to committee.

(b) A motion to discharge a committee from consideration of a bill or resolution may be filed with the Principal Clerk if accompanied by a petition signed by two-thirds of the members of the Senate asking that the committee be discharged from further consideration of the bill or resolution. No petition may be circulated for signatures until 10 legislative days after the bill has been referred to the committee. No petition may be circulated for signature until notice has been given on the floor of the Senate that the petition is to be circulated. If such a motion accompanied by a valid petition is filed, the Principal Clerk shall place that motion on the calendar for the next legislative day as a special order of business. If the motion is adopted by two-thirds of the members of the Senate, then the committee to which the bill or resolution has been referred is discharged from further consideration of the bill or resolution, and that bill or resolution is placed on the calendar for the next legislative day as a special order of business. If the committee had, prior to discharge, adopted any amendment or committee substitute for the bill, it shall be in order to offer that

amendment or substitute on the floor as if it were a committee amendment or substitute. The Principal Clerk shall provide a form for discharge petitions.

(c) This rule shall not be temporarily suspended.

RULE 48. Calendar; order to be followed. – The Presiding Officer and the Principal Clerk of the Senate shall see that all bills are acted upon by the Senate in the order in which they stand upon the calendar, unless otherwise ordered in accordance with Rule 47. The published calendar shall include all bills reported favorably from committees, or placed on the calendar on motion, and shall include the bill number and short title of each bill on the calendar.

RULE 49. Consideration of Gubernatorial Nominations or Appointments. – When received by the Principal Clerk, written notice of a gubernatorial nomination or appointment that requires confirmation by the General Assembly or the Senate shall be read in session and shall be referred by the Chairman of the Committee on Rules and Operations of the Senate, or in his absence the President Pro Tempore of the Senate, to the appropriate Senate committee. The Chairman of the Committee on Rules and Operations of the Senate may file an appropriate resolution for consideration of the nomination or appointment. For statewide or at-large nominations or appointments, the Principal Clerk shall transmit a copy of the notice of nomination or appointment to the Senator or Senators representing the county in which the nominee or appointee resides. For nominations or appointments of persons to represent a particular district or region of the State, the Principal Clerk shall transmit a copy of the notice of nomination or appointment to the Senator or Senators representing all or a portion of the particular district or region to be represented. The chair of the Senate committee receiving referral of any nomination or appointment shall determine the procedure by which the committee shall consider that nomination or appointment and may make a report of its recommendation to the Senate.

RULE 50. Third reading requirements. – No bill on its third reading shall be acted upon out of the regular order in which it stands on the calendar, and no bill shall be acted upon on its third reading the same day on which it passed its second reading, unless so ordered by two-thirds of the membership of the Senate present and voting.

RULE 51. Special orders. – Any bill or other matter in consideration before the Senate may be made a special order for a subsequent day or hour by a vote of the majority of the Senators voting, and if action on the bill is not completed on that day, it shall be returned to its place on the calendar, unless it is made a special order for another day; and when a special order is under consideration it shall take precedence over any special order or subsequent order for the day, but such subsequent order may be taken up immediately after the previous special order has been disposed of.

RULE 52. Procedure when necessary number of Senators not present. – If, on taking the question on a bill, it appears that a constitutional quorum is not present, or if the bill requires a vote of a certain proportion of all the Senators to pass it, and it appears that such number is not present, the bill shall be again read and the question taken thereon; if the bill fails a second time

for the want of the necessary number being present and voting, the bill shall not be finally lost but shall be returned to the calendar in its proper order.

RULE 53. Effect of defeated measure. – (a) After a bill has been tabled, or has failed to pass on any of its readings, the contents of such bill or the principal provisions of its subject matter shall not be embodied in any other measure. After an amendment has been tabled or defeated on the Senate floor, the contents of such amendment or the principal provisions of its subject matter shall not be embodied in any other measure. If a substitute amendment is adopted on the floor, the contents of the previously pending amendment which are not contained in the substitute shall be considered to have been defeated. Upon the point of order being raised and sustained by the Presiding Officer, such measure shall be laid upon the table and shall not be taken therefrom except by a vote of two-thirds of the membership of the Senate present and voting: Provided, no local bill shall be held by the Presiding Officer as embodying the provisions of, or being identical with, any statewide measure which has been laid upon the table or failed to pass any of its readings.

(b) When a bill has been postponed indefinitely by the Senate, the bill shall lie upon the table and shall not be taken therefrom except by a vote of two-thirds of the membership of the Senate present and voting.

RULE 54. Taking bill from table. – No bill which has been laid upon the table shall be taken therefrom except by a vote of two-thirds of the membership of the Senate present and voting.

RULE 54.1. Bill title. – The title of each bill shall adequately and fairly reflect its subject matter.

RULE 55. Amending titles of bills. – When a bill is materially modified or the scope of its application extended or decreased, or if the county or counties to which it applies is changed, the title of the bill shall be changed by the committee having it in charge or by the Principal Clerk, so as to indicate the full purport of the bill as amended and the county or counties to which it applies.

RULE 56. Corrections of typographical errors in bills. – The Enrolling Clerk is authorized to make corrections of typographical errors in the text of bills at any time prior to ratification. Before the correction is made, the Enrolling Clerk shall have the approval of the Chair of the Committee on Rules and Operations of the Senate or, in the Chair's absence, the Vice-Chair of said Committee, the President Pro Tempore, or the Deputy President Pro Tempore.

RULE 56.1. Amendments and committee substitutes adopted by the House to bills originating in the Senate. – (a) Whenever the House has adopted an amendment or a committee substitute for a bill originating in the Senate, and has returned the bill to the Senate for concurrence in that amendment or committee substitute, the Senate may not concur in that amendment or committee substitute until the next legislative day following the day on which the Senate receives that measure.

(b) The Chair of the Committee on Rules and Operations of the Senate, (or in that Chair's absence the President Pro Tempore) may, or upon motion supported by a majority of the Senate present and voting shall, refer the bill to an appropriate committee for consideration of the amendment or committee substitute.

(c) The Presiding Officer shall, in placing the bill on the calendar, rule whether the amendment or committee substitute is a material amendment under Article II, Section 23, of the State's Constitution. If the measure is referred to committee, the committee shall:

- (1) Report the bill with the recommendation either that the Senate do concur or that the Senate do not concur; and
- (2) Advise the Presiding Officer as to whether or not the amendment or committee substitute is a material amendment under Article II, Section 23, of the State's Constitution.

(d) If the amendment or committee substitute for a bill is not a material amendment, the question before the Senate shall be concurrence. In the event there is more than one House amendment, the question shall be concurrence in all the House amendments, and the question may not be divided, notwithstanding Rule 28. The question that shall be put before the Senate by the Presiding Officer shall be: "Does the Senate concur in the House amendments (committee substitute) to S.B. _____?"

(e) If the amendment or committee substitute for a bill is a material amendment, the receiving of that bill on messages shall constitute first reading, and the question before the Senate shall be concurrence on second reading. If the motion is passed, the question then shall be concurrence on third reading on the next legislative day.

(f) No committee substitute adopted by the House to a bill originating in the Senate may be amended by the Senate.

RULE 57. Conference committee. – The President Pro Tempore of the Senate, or in the President Pro Tempore's absence, the Deputy President Pro Tempore, upon motion, shall appoint a conference committee when the Senate fails to concur in amendments or committee substitutes put by the House to a bill originating in the Senate, or when the House of Representatives fails to concur in amendments or committee substitutes put by the Senate to a bill originating in the House. Senate conferees shall include the primary sponsor of the bill. In considering the bill committed to the conferees, only such matters as are germane to the bill shall be considered by the conferees, and the conference report shall deal only with such matters. The matters referred to the conference committee by the conference committee chairs shall go to and be considered by the conferees appointed by the Senate and the House of Representatives. While the bill is in conference committee, the Senate's position shall be determined by a majority of the Senate conferees. Upon agreement by the Senate and House of Representatives, a conference report shall be drafted reflecting the matters considered and agreed upon by the conferees. The conference report shall not be amended. A conference report in order under this Rule when reported to the Senate shall be calendared for consideration of the question of adoption on any date specified by the Chairman of the Committee on Rules and Operations of the Senate, or in the absence of the Chairman, by the President Pro Tempore. In the absence of any such specification it shall be calendared for the next legislative day.

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RULE 57.1. Germaneness of amendment or committee substitute. – (a) All floor amendments shall be germane to the subject matter of the measure under consideration. The question of germaneness of the proposed floor amendment is in order at any time the measure is before the body prior to final action on its adoption.

(b) In committee, the germaneness of amendments or committee substitutes shall be determined by the chairman of the committee in which such amendments or committee substitutes are offered.

RULE 58. Certification of passage of bills. – The Principal Clerk shall certify the passage of bills by the Senate, with the date thereof, together with the fact whether passed by vote of three-fifths or two-thirds of the membership of the Senate present and voting, whenever such vote may be required by the Constitution or laws of the State.

RULE 59. Transmittal of bills to House. – No bill shall be sent from the Senate on the day of its passage except on the last day of the session, unless otherwise ordered by a vote of two-thirds of the membership of the Senate present and voting.

RULE 59.1. Engrossment. – Bills, except those making appropriations, which originate in the Senate and that are amended shall be engrossed before being sent to the House.

RULE 59.2. Vetoed bills. – (a) The Principal Clerk is designated the Senate Officer to receive bills vetoed by the Governor. The veto message shall be read in the Senate on the next legislative day following its receipt by the Principal Clerk.

(b) Upon a veto message's being read in the Senate, the Chair of the Committee on Rules and Operations of the Senate shall either refer the bill and the Governor's objections and veto message to committee or place the bill on the calendar for a day certain.

VII. LEGISLATIVE OFFICERS AND EMPLOYEES

RULE 60. Pages. – (a) The President Pro Tempore of the Senate shall appoint pages. The President Pro Tempore, or such person as the President Pro Tempore may designate, shall supervise the pages and assign to them their duties. Each page shall be at least 15 years of age or be in the ninth grade at the time of service.

(b) Members may designate honorary pages by a statement delivered to the Principal Clerk who will have a certificate issued therefor.

RULE 61. Sergeants-at-Arms. – (a) There shall be 16 positions of Assistant Sergeants-at-Arms, to be appointed upon the recommendation of the President Pro Tempore by the Sergeant-at-Arms, who are to work under his or her supervision and to be assigned such duties and powers as he or she shall direct.

(b) The Sergeant-at-Arms shall be responsible for the safety of the members and employees of the Senate while in the Senate Chamber or any place in which the Senate or its committees are in session.

(c) The Sergeant-at-Arms shall serve all warrants and subpoenas issued by orders of the Senate and signed by the Presiding Officer of the Senate, and said warrants and subpoenas shall be returnable to the Principal Clerk of the Senate.

RULE 62. Principal Clerk's staff. – The Principal Clerk of the Senate shall employ all necessary employees and clerks required to carry out the duties of that office. The Principal Clerk shall have supervision and control and shall assign such duties and powers as the Principal Clerk shall direct to the employees and clerks of that office.

RULE 63. Legislative assistants and other Senate staff. –

(b) Each member shall be assigned one legislative assistant position. Additional staff positions may be allocated to members in the discretion of the President Pro Tempore. The selection of the person to fill a staff position assigned or allocated to an individual member's office shall be his or her prerogative.

(c) Persons seeking an employment position in the office of an individual member shall file initial applications for employment with the Director of Legislative Assistants and shall receive compensation as prescribed by the Legislative Services Commission. Their period of employment shall comply with the period as established by the Legislative Services Commission unless employment for an extended period is approved by the President Pro Tempore. They shall adhere to such uniform regulations and other conditions of employment (including retention) under the direction of the Director of Senate Legislative Assistants as the Committee on Rules and Operations of the Senate shall adopt.

(d) The Director of Senate Legislative Assistants and any assistants shall be appointed by the President Pro Tempore of the Senate.

RULE 64. Senate Journal. – The Principal Clerk shall prepare and be responsible for the Journal. The President Pro Tempore or, in the President Pro Tempore's absence, the Deputy President Pro Tempore shall examine the Journal to determine if the proceedings of the previous day have been correctly recorded.

RULE 65. Deputy President Pro Tempore. – The Senate shall elect a Deputy President Pro Tempore. Upon a vacancy in the office of President Pro Tempore, the Senate shall elect one of its members to succeed to that office.

VIII. GENERAL RULES

RULE 66. President to sign papers. – All addresses and all warrants and subpoenas issued by order of the Senate shall be signed by the President, the President Pro Tempore, or the Deputy President Pro Tempore. All acts and resolutions shall be signed by the President, the President Pro Tempore, the Deputy President Pro Tempore, or by a Senator designated by the President Pro Tempore to act as Presiding Officer.

RULE 67. Admission to the floor of the Senate. – No person except members of the Senate, members of the House of Representatives, staff of the General Assembly; staff of the Lieutenant Governor; Judges of the Supreme Court, Court of Appeals, and Superior Courts; the Governor and members of the Council of State; former members of the General Assembly; and persons particularly invited and extended the privileges of the floor by the Presiding Officer shall be admitted to the floor of the Senate either during its session or be admitted to or remain on the floor of the Senate within 15 minutes prior to the Senate's scheduled daily session. Notwithstanding any other provision of these rules, no registered lobbyist shall: (i) be admitted to the floor of the Senate or Senate Chamber while the Senate is in session, (ii) be admitted

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to or remain on the floor of the Senate within 15 minutes prior to the Senate's scheduled daily session, or (iii) except when a committee is meeting on the floor, be admitted to the floor of the Senate for the 15 minutes after adjournment of the Senate. When the Senate is not in daily session, the President Pro Tempore shall determine the privileges of the floor.

RULE 67.1. Recognition for extending courtesies. – (a) Courtesies of the floor and galleries shall be extended only by the Presiding Officer on the Presiding Officer's own motion or upon the written request of a member of the Senate to former members of the General Assembly or to distinguished visitors.

(b) The Presiding Officer, upon written request at intervals between various orders of business, may extend courtesies to schools or other special large groups visiting in the galleries while they are present, and the Presiding Officer shall, at such times as deemed appropriate, express to those visitors in the galleries the pleasure of the Senate for their presence.

RULE 68. Privileges of the floor. – No group or individual other than members of the Senate may make remarks upon the floor of the Senate.

RULE 69. News media. – The President Pro Tempore is authorized to assign area and equipment on the floor of the Senate for the use of the representatives of news media, and the President Pro Tempore shall provide regulations for the operation of the representatives of the news media on the floor of the Senate.

RULE 70. Absence without leave. – No Senator or officer of the Senate shall depart the service of the Senate without leave or receive pay as a Senator or officer for the time absent without leave.

RULE 71. Placing material in Senators' offices. – Any person other than a member of the Senate or an employee of the General Assembly desiring to place articles of any kind in the offices of the members of the Senate shall make written application to and obtain written approval from the Principal Clerk. No items may be placed on members' desks except as permitted under Rule 17.

RULE 72. Assignment of seats; offices. – (a) The President Pro Tempore of the Senate shall assign seats in the Senate Chamber to the members elected. The President Pro Tempore, when assigning seats, may give preferential consideration to the respective members according to the length of service that each member has rendered in the Senate. No incumbent appointed to fill an unexpired term in the immediate preceding session shall retain the seat if requested by a Senator elected to said session.

(b) Not later than two weeks after the initial committee assignments become final, the President Pro Tempore of the Senate is authorized to make assignments of committee rooms and offices to designated committees, chairs, and members of the Senate. In making such assignments of individual offices, the President Pro Tempore may give preferential consideration to the respective members according to the length of service that each member has rendered in the Senate.

RULE 73. Administrative rules and regulations involving Senate employees. – All administrative rules, regulations, and orders involving all individuals employed to perform duties for the Senate, other than those

appointed by the Principal Clerk and the Sergeant-at-Arms, shall be first approved by the Committee on Rules and Operations of the Senate.

RULE 74. Public hearings. – Any Senator may request in writing a public hearing by the committee considering the bill on a public bill. Requests may be granted at the discretion of the chair. Notice shall be given not less than five calendar days prior to public hearings. Such notices shall be issued as information for the press, and the information shall be posted in the places designated by the Principal Clerk.

RULE 75. Public hearings; filing of written statements. – Persons desiring to appear and be heard at a public hearing are encouraged to file with the chair of the committee a brief or a written statement of the remarks to be made at least 24 hours before the time of the hearing.

RULE 76. Voting in joint sessions. – When the Senate sits jointly with the House, either in committee or in joint session, the Senate reserves the right to vote separately.

RULE 77. Alteration, suspension, or rescission of rules. – (a) These rules may not be permanently rescinded or altered except by Senate simple resolution passed by a three-fifths vote of the membership of the Senate. The introducer of the resolution must, on the floor of the Senate, give notice of the intent to introduce the resolution on the legislative day preceding its introduction.

(b) Except as otherwise provided herein, the Senate, upon three-fifths vote of the membership of the Senate present and voting, may temporarily suspend any of these rules.

SECTION 2. This resolution is effective upon adoption.

ELECTION OF AN OFFICER ESTABLISHED BY SENATE RULES

Pursuant to Senate Rule 65, the President declares the floor open to receive nominations for Deputy President *Pro Tempore* and recognizes Senator Tucker, who offers the following nomination and remarks:

“Mr. President, I rise to place in nomination for Senate Deputy President *Pro Tem* Senator Louis Pate’s name. Senator Pate is a man that I consider a friend and a man that is about duty and about service to others—duty to the Lord, duty to his wife and family, duty as a father and a grandfather, and also duty to his country, having flown multiple combat missions over Vietnam during his tenure in the military. Louis Pate is a humble man, as we all know, a kind man, and an individual that quietly speaks his mind, and, again, I’m glad to call him ‘friend.’ He served his country, and he served his state many years over in the House—until he saw the light to come to the Senate. I’m glad he did, because he and I have shared many discussions over the last four years, and I’ve grown to respect this man greatly. So with that, sir, I formally nominate Senator Pate to serve as the Deputy President *Pro Tem* of the Senate.”

The President recognizes Senator Wade, who seconds the nomination and offers the following remarks:

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“Mr. President, members, I rise to second the nomination of Senator Louis Pate to serve as our Deputy President *Pro Tem*. I further move that the nominations be closed and that Senator Pate’s nomination be accepted by acclamation.”

The motion offered by Senator Wade that the nominations be closed and that Senator Louis Pate be elected Deputy President *Pro Tempore* by acclamation prevails.

The President declares Senator Louis Pate duly elected Deputy President *Pro Tempore* and appoints Senator Bingham, Senator Cook, Senator Rabon, and Senator Tucker to escort the Deputy President *Pro Tempore*-elect to the well of the Senate. Senator Bingham presents Senator Pate to the President. The President directs the Sergeant-at-Arms to escort Mrs. Joyce Pate to the well of the Senate, where she joins her husband as he receives the prescribed Oath of Office. The Honorable Mark D. Martin administers the prescribed Oath of Office.

The President recognizes Senator Louis Pate, Deputy President *Pro Tempore*, who addresses the Senate from the well of the Senate and offers the following remarks:

“Thank you, Mr. President, and thank you, members of the Senate, for supporting me as I have sought this job. I have served for the past two years, and I gladly will serve you again this time. I’d like to thank Senator Berger for his support, and to all of you for your support for my endeavors. The swearing-in is taking place today. The ‘swearing-at’ probably begins tomorrow. In some cases, it has already started, but we will do the work of the people in this General Assembly, and I pledge to you that I will work with you in any manner that you see fit for me to help you with. Senator Berger, I pledge you my allegiance as well to do the assignment and the task that you laid before me. Thank you very much for the opportunity to serve you as the Deputy President *Pro Tem*.”

ELECTION OF STATUTORY OFFICERS

Pursuant to G.S. 120-37, the President declares the floor open to receive nominations for the Office of Principal Clerk.

The President recognizes Senator Apodaca, who offers the following nomination and remarks:

“Thank you, Mr. President, members. It is my pleasure today to re-nominate the clerk that we’ve had for the last two terms, the clerk who has done a phenomenal job. I don’t think anyone can question her abilities. Her staff is just wonderful. The smoothness that it runs in spite of ourselves, in spite of the members and what we try to do to cause grief for the clerk’s office. With that being said, it is my pleasure today to nominate Sarah Lang to the position of Clerk of the North Carolina Senate for the next term. Thank you, Mr. President.”

January 14, 2015

The President recognizes Senator Blue, who seconds the nomination and offers the following remarks:

“Thank you, Mr. President. Ladies and gentlemen of the Senate, it is my pleasure to second the nomination of Sarah Lang to be Principal Clerk. Senator Apodaca, the gentleman, pointed out that she operates an efficient shop and has been quite helpful as we’ve dragged ourselves into the twenty-first century technologically. She also strives very hard to be transparent, which she is, and to be fair and loyal to the institution. And so, it is with great pleasure that I second her nomination, as a fellow Wake Countian, but more importantly, I would move, Mr. President, that the nominations be closed on the one said name and she be elected by acclamation.”

The motion by Senator Blue that the nominations be closed and that Sarah Lang be elected Principal Clerk of the 2015 Senate by acclamation prevails.

The President declares Sarah Lang duly elected and instructs the Sergeant-at-Arms to escort the Principal Clerk-elect to the well of the Senate. The President directs the Sergeant-at-Arms to escort Mr. Ralph Lang, Jr., to the well of the Senate, where he joins his daughter as she receives the prescribed Oath of Office. The Honorable Mark D. Martin administers the prescribed Oath of Office, and the President directs the Principal Clerk to assume her seat.

Pursuant to G.S. 120-37, the President declares the floor open to receive nominations for the Office of Reading Clerk.

The President recognizes Senator Tillman, who offers the following nomination and remarks:

“Mr. President and members, it is a great pleasure that, number one, the rules have been changed to make it easier for Lee Settle—he doesn’t have to read the long titles. Sometimes, I know, we’ve seen some four pages long so we might be able to reduce his pay, but it is going to be easier for him. It is with great pleasure that I nominate Lee Settle—he’s a constituent of mine from Moore County, by the way—to again serve as our Reading Clerk. I’m honored that he has again agreed to be a part of our Senate family, and with that, I formally nominate Lee Settle to serve as Reading Clerk for the 2015 North Carolina Senate.”

The President recognizes Senator Brock, who seconds the nomination and offers the following remarks:

“Thank you, Mr. President. Members of the Senate, as the responsible party for the three-page [title] I want to hereby apologize for that, but I am honored to second the nomination of Lee Settle to serve as the Reading Clerk of the 2015 North Carolina Senate, and I further move that the nominations be closed and that Lee Settle’s nomination be accepted by acclamation.”

January 14, 2015

The motion offered by Senator Brock that the nominations be closed and that Lee Settle be elected Reading Clerk of the 2015 Senate by acclamation prevails.

The President declares Lee Settle duly elected and instructs the Sergeant-at-Arms to escort the Reading Clerk-elect to the well of the Senate. The President directs the Sergeant-at-Arms to escort Mrs. Alberta Settle to the well of the Senate, where she joins her husband as he receives the prescribed Oath of Office. The Honorable Mark D. Martin administers the prescribed Oath of Office, and the President directs the Reading Clerk to assume his seat.

Pursuant to G.S. 120-37, the President declares the floor open to receive nominations for the Office of Sergeant-at-Arms.

The President recognizes Senator Rabon, who offers the following nomination and remarks:

“Thank you, Mr. President. Members of the Senate, I rise to nominate our own Phil King to serve as Sergeant-at-Arms of the Senate. As you know, Mr. King has served us well for the past four years. Prior to coming to this great position, he served our country well as a Navy Seal and as a member of the Federal Bureau of Investigation. With that, Mr. President, I formally nominate Phil King to serve as Sergeant-at-Arms of the 2015 North Carolina Senate.”

The President recognizes Senator Soucek, who seconds the nomination and offers the following remarks:

“Thank you, Mr. President. Members of the Senate, I am honored to second the nomination of Phil King to serve again as our Sergeant-at-Arms, and I also move that nominations be closed and that Phil King’s nomination be accepted by acclamation.”

The motion offered by Senator Soucek that the nominations be closed and that Phil King be elected Sergeant-at-Arms of the 2015 Senate by acclamation prevails.

The President declares Phil King duly elected and directs the Sergeant-at-Arms-elect to enter the well of the Senate. The President directs an assistant Sergeant-at-Arms to escort Mrs. Carol King to the well of the Senate, where she joins her husband as he receives the prescribed Oath of Office. The Honorable Mark D. Martin administers the prescribed Oath of Office, and the President directs the Sergeant-at-Arms to assume his seat.

RECOGNITION OF PARTY OFFICERS

The President directs the Reading Clerk to read as follows:

January 14, 2015

North Carolina General Assembly
Senate Chamber
State Legislative Office Building
Raleigh, NC 27603-5925

January 14, 2015

The Honorable Dan Forest
President of the Senate
Room 2104, Legislative Building
Raleigh, North Carolina 27601-2808

Dear President Forest:

This is to advise you that the Senate Republican Caucus met on December 11, 2014, with 34 members present and nominated the following officers for the 2015 Session of the General Assembly:

President Pro Tempore - Senator Philip Berger
Deputy President Pro Tempore - Senator Louis Pate
Senate Majority Leader - Senator Harry Brown
Senate Majority Whip - Senator Jerry Tillman
Caucus Secretary - Senator Fletcher Hartsell

Principal Clerk - Ms. Sarah Lang
Sergeant-at-Arms - Mr. Philip King
Reading Clerk - Mr. Lee Settle

Sincerely,
S/Senator Fletcher L. Hartsell, Jr.
Secretary - Republican Caucus

cc: The Honorable Philip Berger
Ms. Sarah Lang

North Carolina General Assembly
Senate Chamber
State Legislative Building
Raleigh, NC 27601-2808

January 13, 2015

The Honorable Dan Forest
Legislative Building
Raleigh, NC 27601-1096

January 14, 2015

Dear Lt. Governor Forest:

The Senate Democratic Caucus met on December 17, 2014 and on January 8, 2015 to elect officers for the 2015-16 Legislative Session. The following officers were elected:

Senator Daniel T. Blue, Jr. (Wake), Minority Leader
Senator Terry Van Duyn (Buncombe), Minority Whip
Senator Robert B. Clark, III (Hoke), Caucus Secretary

Respectfully,
S/Senator Robert B. Clark, III
Secretary - Democratic Caucus

cc: The Honorable Philip Berger
The Honorable Daniel T. Blue, Jr.
Ms. Sarah Lang

RECONSIDERATION

Having voted with the majority, Senator Apodaca offers a motion that the vote by which Senator Philip E. Berger was elected President *Pro Tempore* of the Senate be reconsidered, and he further moves that the motion to reconsider do lie upon the table, seconded by Senator Tucker, which motion prevails (49-0).

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.J.R. 2, A JOINT RESOLUTION ADJOURNING THE 2015 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW.

Upon motion of Senator Apodaca, the rules are suspended and the Joint Resolution is placed on today's calendar for immediate consideration.

CALENDAR

A resolution on today's calendar is taken up and disposed of as follows:

H.J.R. 2, A JOINT RESOLUTION ADJOURNING THE 2015 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW, upon second reading.

The Joint Resolution passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

January 14, 2015

REMARKS BY THE LIEUTENANT GOVERNOR

The Honorable Dan Forest, Lieutenant Governor and President of the Senate, offers the following remarks:

“Senators and guests, it is an honor to be with you today. It is an honor to be able to stand before you as Lieutenant Governor of North Carolina and as President of the Senate, and it’s an honor to serve you on a daily basis in this great state. Two years ago, as we celebrated the 50th Anniversary of this Legislative Building, I shared my passion with you—as an architect—for great design and that this building we stand in today is a modern architectural masterpiece designed by world renowned architect Edward Durrell Stone. To understand the importance that our forefathers placed in the design of this building, the building’s architect also designed the Kennedy Center in Washington D.C., Radio City Music Hall, and The Museum of Modern Art in New York City. Many of you, especially the new members here today, will find yourselves engaged in the frustrating verbal battles with this building as you sit in tiny, block-wall offices, and as you try to differentiate one corridor from the next. As an architect, my appreciation lies in the contextual framework within which it was designed. To appreciate any building or work of art, we must place ourselves within the context of its creation. Sometimes within that context we can understand the story and discover the beauty. This large modern building was placed amongst a sea of Victorian homes in a small southern town 50 years ago. The aerial view of its day looks like a spaceship invaded the capital city. But it was bold, and it was courageous, and it was innovative for its time. Other bold and courageous moves of the day included a scientific and political race to place a man on the moon that captured America’s imagination, and Martin Luther King Jr.’s, ‘I Have a Dream’ speech that captured America’s heart. We all dream big dreams. We all conjure up bold, courageous, and innovative ideas, but those dreams and ideas must rest upon a solid foundation, just like this building, if they are to stand the test of time. What does that foundation look like in North Carolina? Two years ago, I mentioned that there was much work to be done to relieve our citizens of the burden of taxation in our great state. You made the bold moves and did the hard work to improve our tax foundation. You placed more money in the pockets of every tax paying citizen in North Carolina, and you moved our state from 44th in the nation for business tax climate to 17th in the nation, letting the world know that North Carolina is open for business. Two years ago, I shared that our unemployment rate was 9.1% on that day, and you did the hard work that needed to be done to reduce that unemployment rate to 6.3% today. Because of your bold leadership over the past two years, oil and natural gas exploration and production are much closer to reality in North Carolina than they have ever been before. Two years ago, I mentioned that for the first time in modern history we have the opportunity to take advantage of technology to transform the world of education. Through your leadership, we are right on the verge of making North Carolina a leader in education innovation. You followed through with your promise to increase teacher pay for

January 14, 2015

the first time in a number of years. You created the North Carolina Education Endowment so that we could invest in excellent teaching, so that we could strive towards an aspirational goal of having our highest performing teachers be amongst the highest paid in the nation. You focused on the importance of reading for third graders, because if our children can't read by the third grade, the hill is often just too high to climb to succeed in life. You realized the importance of the highest standards for education in America so that our students could compete for jobs anywhere in the world. You began the process of investing in the digital technology transformation in our schools, and because of your innovative leadership and the work of many passionate education professionals—teachers, parents, and businesses and non-profits—I believe North Carolina will be the first state in the country to have every classroom connected to high-speed broadband internet, one-to-one devices in the hands of every child, and teachers who know how to leverage this technology to our kids for new frontiers. When you place that connected device in the hands of that child, you have placed all the knowledge in the world at their fingertips, you have placed every book in the world in their hands, and you have opened up the world of opportunity and possibility to a child who perhaps had no hope. You have effectively begun to bridge the socio-economic education divide for the first time in the history of our nation. The North Carolina Digital Learning Plan will enable us to move from a one-size-fits-all approach to education to customized education for every child, to make the transition away from extensive high-stakes testing to mastery based learning, to move from static teaching tools to dynamic digital tools, to move from class-time learning to 'anywhere-anytime' learning, to reach children in each and every school in North Carolina with content and curriculum they have never had access to before. My friends, senators, this plan is not a dream; it is a reality because of you. In fact, your bold leadership created the law that established this transformation, and the Digital Learning Plan is a work in progress. I have a copy of the Digital Learning Plan with me today, and when you all leave here today you will all have a copy of that on your desk. I hope you will take and read it. But in order for this plan to be successful it will take continued courage, leadership, and investment for the building of a strong foundation. An architect knows that a great building starts with a solid foundation, and a solid foundation starts with a well thought-out plan, and that plan starts with a vision. I thank you for being visionaries. The designer of this building envisioned a future where the leaders of our state would come together, despite their differences, to work for the common good. They designed a building open to the people, solely devoted to the legislative branch in government, so senators and representatives could work alongside each other, in close proximity, to solve the challenges of our state. We have new challenges that face us in North Carolina in 2015, but as designers of North Carolina's future, we will tackle these challenges with boldness and courage. We will build a strong foundation for our future and design a North Carolina that our children and grandchildren will be proud of for many years. A great trust has been placed in you by the people of our state, and I know each of you is up to the task of ensuring that that trust is not breached. I

January 14, 2015

look forward to working with you and getting to know the new senators over the next two years, and, as always, you have my word that I will preside over this body with all fairness and transparency. May God bless each of you with wisdom, knowledge, and courage as you lead our great state. God bless.”

WORDS SPREAD UPON THE JOURNAL

Upon motion of Senator Apodaca, the words spoken today by elected officials will be spread upon the Journal.

MESSAGE TO THE HOUSE OF REPRESENTATIVES

The President directs the Principal Clerk to send a message to the House of Representatives informing that honorable body that the Senate of the 2015 General Assembly is organized and ready to proceed with public business.

Upon motion of Senator Berger, seconded by Senator Apodaca, the Senate adjourns at 12:24 p.m., in accordance with H.J.R. 2, subject to the ratification of bills, the receipt of messages from the House of Representatives, the reading of committee appointments, and the receipt of messages from the Governor, to reconvene Wednesday, January 28, at 12:00 p.m.

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.J.R. 2, A JOINT RESOLUTION ADJOURNING THE 2015 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW. (Res. 2015-1)

COMMITTEE APPOINTMENTS

Pursuant to Senate Rules 31 and 32, Senator Berger, President *Pro Tempore*, makes the following appointments of the Committee Chairs and Committee Members for the 2015-2016 Session:

Agriculture/Environment/Natural Resources

Co-Chair: Senator Brock

Co-Chair: Senator Cook

Co-Chair: Senator Wade

Members: Senators Alexander, Barefoot, Bingham, Bryant, Ford, Foushee, B. Jackson, J. Jackson, McInnis, Parmon, Rabin, Rabon, Randleman, Smith-Ingram, Tucker

January 14, 2015

Appropriations/Base Budget

Co-Chair: Senator Brown

Co-Chair: Senator Harrington

Co-Chair: Senator B. Jackson

Members: Senators Apodaca, Blue, Brock, Bryant, D. Davis, J. Davis, Ford, Foushee, Hise, Parmon, Pate, Rabon, Randleman, Robinson, Rucho, Soucek, Tillman, Tucker, Wade

Appropriations on Department of Transportation

Co-Chair: Senator Meredith

Co-Chair: Senator Rabon

Vice Chair: Senator Daniel

Members: Senators Bingham, Blue, D. Davis, Ford, Gunn, Krawiec

Appropriations on Education/Higher Education

Co-Chair: Senator Apodaca

Co-Chair: Senator Barefoot

Co-Chair: Senator Soucek

Members: Senators Curtis, Hartsell, Parmon, Rucho, Smith-Ingram, Tillman, Waddell

Appropriations on General Government and Information Technology

Co-Chair: Senator J. Davis

Co-Chair: Senator Sanderson

Members: Senators Brock, Stein, Tarte, Woodard

Appropriations on Health and Human Services

Co-Chair: Senator Hise

Co-Chair: Senator Pate

Co-Chair: Senator Tucker

Members: Senators Barringer, McKissick, Robinson, Rucho, Van Duyn, Wells

Appropriations on Justice and Public Safety

Co-Chair: Senator Bingham

Co-Chair: Senator Newton

Co-Chair: Senator Randleman

Vice Chair: Senator Apodaca

Members: Senators Foushee, Hartsell, J. Jackson, Lee

Appropriations on Natural and Economic Resources

Co-Chair: Senator Brock

Co-Chair: Senator Cook

Co-Chair: Senator Wade

Members: Senators Alexander, Bryant, Clark, McInnis, Rabin, Smith, Tarte

Commerce

Co-Chair: Senator Gunn

Co-Chair: Senator Meredith

Vice Chair: Senator Barringer

Vice Chair: Senator Brown

Members: Senators Alexander, Apodaca, Blue, Bryant, Clark, Cook, Daniel, Ford, Foushee, Harrington, B. Jackson, Krawiec, Lee, McInnis, McKissick, Newton, Rucho, Sanderson, Smith, Soucek, Tillman, Waddell

Education/Higher Education

Co-Chair: Senator Soucek

Co-Chair: Senator Tillman

Vice Chair: Senator Curtis

Members: Senators Apodaca, Barefoot, Barringer, Bingham, Brown, Bryant, Clark, Cook, Daniel, D. Davis, Foushee, Hartsell, Krawiec, Newton, Parmon, Pate, Rabin, Robinson, Rucho, Smith, Stein, Tarte, Wade, Wells, Woodard

Finance

Co-Chair: Senator Rabon

Co-Chair: Senator Rucho

Co-Chair: Senator Tillman

Vice Chair: Senator Curtis

Vice Chair: Senator Rabin

Members: Senators Alexander, Apodaca, Barefoot, Barringer, Blue, Brock, Brown, Clark, Cook, Daniel, J. Davis, Ford, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, McInnis, McKissick, Newton, Sanderson, Smith-Ingram, Soucek, Stein, Tarte, Tucker, Van Duyn, Waddell, Wade, Wells

Health Care

Co-Chair: Senator Hise

Co-Chair: Senator Pate

Co-Chair: Senator Tucker

Vice Chair: Senator Tarte

Members: Senators Barefoot, Bingham, Curtis, D. Davis, J. Davis, Hartsell, McKissick, Parmon, Rabin, Randleman, Robinson, Rucho, Stein, Van Duyn, Wade, Wells, Woodard

Insurance

Co-Chair: Senator Apodaca

Co-Chair: Senator Meredith

Vice Chair: Senator Sanderson

Members: Senators Blue, J. Davis, Ford, Gunn, Hise, Lee, McKissick, Rucho, Waddell

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Judiciary I

Co-Chair: Senator Hartsell

Co-Chair: Senator Newton

Members: Senators Apodaca, Blue, Brown, Clark, Foushee, Harrington, B. Jackson, Lee, McKissick, Parmon, Pate, Rucho, Sanderson, Soucek, Stein, Tillman, Wade

Judiciary II

Co-Chair: Senator Barringer

Co-Chair: Senator Daniel

Co-Chair: Senator Randleman

Members: Senators Alexander, Bingham, Bryant, Cook, Curtis, J. Davis, J. Jackson, Krawiec, McInnis, Robinson, Smith-Ingram, Tucker, Van Duyn, Wells, Woodard

Pensions & Retirement and Aging

Co-Chair: Senator Apodaca

Co-Chair: Senator Gunn

Members: Senators Bryant, Curtis, Daniel, Pate, Rabin, Randleman, Smith, Tarte, Waddell, Wells

Program Evaluation

Co-Chair: Senator Bingham

Co-Chair: Senator Hartsell

Members: Senators Barefoot, Blue, Brock, Clark, Cook, Gunn, J. Jackson, Krawiec, Lee, McInnis, Randleman, Robinson, Tillman, Wells, Woodard

Redistricting

Chair: Senator Rucho

Vice Chair: Senator Brock

Vice Chair: Senator Brown

Members: Senators Apodaca, Clark, Harrington, Hise, Lee, McKissick, Smith, Smith-Ingram, Soucek

Rules and Operations of the Senate

Chair: Senator Apodaca

Vice Chair: Senator Tucker

Members: Senators Barefoot, Blue, Brock, Brown, Clark, Ford, Harrington, Hise, B. Jackson, McKissick, Meredith, Newton, Rabon, Stein, Wade

State and Local Government

Co-Chair: Senator J. Davis

Co-Chair: Senator Sanderson

Vice Chair: Senator Wade

Members: Senators Alexander, Barringer, Curtis, D. Davis, Foushee, Hartsell, B. Jackson, Pate, Rabin, Smith, Tarte, Van Duyn, Waddell

Transportation**Co-Chair:** Senator Daniel**Co-Chair:** Senator Rabon**Vice Chair:** Senator Meredith**Members:** Senators J. Davis, Ford, Gunn, Harrington, Hise, Krawiec, Parmon, Robinson, Smith-Ingram, Tucker**Ways & Means****Chair:** Senator Apodaca**Vice Chair:** Senator Brock**Member:** Senator Van Duyn**Workforce and Economic Development****Co-Chair:** Senator Barefoot**Co-Chair:** Senator Curtis**Co-Chair:** Senator Rabin**Members:** Senators Alexander, Bryant, Daniel, D. Davis, Gunn, Krawiec, Meredith, Parmon, Sanderson, Soucek, Stein, Tarte, Tillman, Waddell, Wells

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SECOND DAY

Senate Chamber
Wednesday, January 28, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, as we convene and bow our heads, we come before you, the maker of all things, the maker of the perfect law. We ask that you, Lord God, would raise up spokesmen and spokeswomen that may be drawn to truth, to justice, to kindness. As we gather, we are reminded of Paul's words to Timothy to ‘pray for our kings,’ and so we pray. Bless, we ask, those assembled, their families, their intentions, their endeavors. We pray that these men and women to my left and right would be given the right words to speak, and that they would be granted wisdom beyond their native capacity. We pray against snap judgments. We pray these policies would be put into place that would not hinder religious freedom nor encourage oppression. We are grateful to you, Jesus, for being with us and for interceding for us right now. We give you praise, and we commit this session into your hands. We pray in Jesus' name. Amen.”

January 28, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, January 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Bingham.

The Chair extends privileges of the floor to Carol Womble from Greensboro, North Carolina, who is serving the Senate as Nurse of the Day.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
January 14, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and is now ready to proceed with the public business of the State and has elected the following officers:

Speaker:	Representative Tim Moore
Speaker Pro Tempore:	Representative Paul Stam
Principal Clerk:	Denise G. Weeks

And pursuant to House Rule 45, the Speaker has appointed:

Sergeant-at-Arms:	Garland D. Shepherd
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Further be advised that the House has been notified of the election of the following party officers:

Majority Leader:	Representative Mike Hager
Deputy Majority Leader:	Representative Marilyn Avila
Majority Whip:	Representative John R. Bell, IV
Conference Chair:	Representative Charles Jeter
Joint Caucus Leader:	Representative Pat B. Hurley
Majority Freshman Leader:	Representative John A. Fraley
Majority Freshman Whip:	Representative John R. Bradford, III

Democratic Leader:	Representative Larry D. Hall
Deputy Democratic Leader:	Representative Susan C. Fisher
Secretary:	Representative Bobbie Richardson
Executive Liaisons:	Representative Henry M. Michaux, Jr. Representative Michael H. Wray

January 28, 2015

Democratic Conference Chairs: Representative Garland E. Pierce
Representative Grier Martin
Freshman Caucus Co-chairs: Representative Graig R. Meyer
Representative Robert T. Reives, II

Respectfully,
S/Denise G. Weeks
Principal Clerk

INTRODUCTION OF A RESOLUTION

Upon motion of Senator Apodaca, the rules are suspended and a resolution filed for introduction today is presented to the Senate, read the first time, and disposed of as follows:

By Senator Apodaca:

S.J.R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES.

Upon motion of Senator Apodaca, the rules are suspended and the Joint Resolution is placed on today's calendar for immediate consideration.

CALENDAR

A resolution on today's calendar is taken up and disposed of as follows:

S.J.R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, upon second reading.

The Joint Resolution passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

INTRODUCTION OF BILLS

Upon motion of Senator Apodaca, all bills filed today will be introduced and referred on Monday, February 2.

Upon motion of Senator Berger, seconded by Senator Brown, the Senate adjourns at 12:22 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Thursday, January 29, at 9:00 a.m.

January 28, 2015

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

PAT McCrory
GOVERNOR

ROBERT C. STEPHENS
GENERAL COUNCIL

January 27, 2015

Denise Weeks
Principal Clerk of the House
North Carolina House of Representatives
Legislative Building, Room 2320 LB
Raleigh, NC 27603-5925

Sarah Lang
Principal Clerk of the Senate
North Carolina Senate
Legislative Building, Room 2020 LB
Raleigh, NC 27603-5925

Dear Ms. Weeks & Ms. Lang:

This is written to comply with section 1 and section 2 of Executive Order Number 107 signed by Governor Hunt on February 20, 1997.

This shall serve as my official designation of Room 1030 within the Department of Administration Building as the "Office of the Legislative Council" under provision of Section 1.

I hereby designate the following employees of the Governor's Office as the officials to whom delivery of bills can be made under the provisions of Section 2.

-Fred Steen
-Ryan Minto
-Leah Burns

Fred Steen and Ryan Minto shall serve as the designated liaisons to lobby on behalf of this office. Mr. Steen's office is located in room 1038 of the Administration Building and his phone number is (919) 814-2030. Mr. Minto's office is located in room 1039 of the Administration Building and his phone number is (919) 814-2029.

Sincerely,
S/Governor Pat McCrory

January 28, 2015

cc: The Honorable Phil Berger
The Honorable Tim Moore
The Honorable Dan Forest

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

PAT McCrory
GOVERNOR

January 23, 2015

The Honorable Philip E. Berger
Senate President Pro Tempore
Legislative Building, Room 2008
Raleigh, North Carolina 27601-2008

Dear Senator Berger:

Pursuant to North Carolina General Statute §135-6, I am pleased to appoint Mr. Terry McCann and Mr. Gregory Gratham* to serve on the North Carolina Teachers' and State Employees' Retirement System Board of Trustees and submit their names for confirmation by the North Carolina Senate. Their terms are effective immediately, pending confirmation. Mr. McCann's term will expire March 31, 2017 and Mr. Gratham's term will expire June 30, 2017.

Included you will find biographical information for each appointee. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory

Cc: Ms. Sarah Lang

The message is referred to the **Pensions & Retirement and Aging Committee**.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

*See *Editor's Notes* in the Addendum

January 28, 2015

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

PAT McCrORY
GOVERNOR

December 11, 2014

Lieutenant Governor Dan Forest
President of the Senate
301 N. Blount Street
Raleigh, NC 27601

The Honorable Phil Berger
President Pro Tempore of the Senate
16 West Jones Street, Room 2008
Raleigh, North Carolina 27601

The Honorable Thom Tillis
Speaker of the House
16 West Jones Street, Room 2304
Raleigh, North Carolina 27601

Dear Lieutenant Governor Forest, President Pro Tempore Berger and Speaker Tillis:

Pursuant to N.C.G.S. § 7A-45.1(a10), I hereby nominate, and submit for confirmation, Special Superior Court Judge Gregory McGuire to fill the vacancy created by the September 30, 2014 retirement of former Special Superior Court Judge John Jolly. Judge McGuire is currently a Special Superior Court Judge in Wake County, filling the unexpired term of former Special Superior Court Judge Lisa Bell.

Pursuant to N.C.G.S. § 7A-45.3, Chief Justice Martin designated Judge McGuire as a Business Court Judge on October 13, 2014. Upon Judge McGuire's confirmation to Judge Jolly's seat, I intend to ask Chief Justice Martin to continue Judge McGuire's designation as a Business Court Judge. Judge McGuire is well qualified for this position by his education and experience, and I am grateful for his willingness to serve the State of North Carolina in this important capacity.

Enclosed, you will find biographical information for Judge McGuire. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory
Governor

January 28, 2015

cc: Denise Weeks, House Principal Clerk
Sarah Lang, Senate Principal Clerk

The message is referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

THIRD DAY

Senate Chamber
Thursday, January 29, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Father, we come here today, so grateful for who you are, Lord, and your incredible mercy on our lives. We don't deserve it. We don't deserve the grace that you distribute to us so beautifully. Lord, we pray for these men and women that you've gathered before us, that you would give them patience and peace, that your love would truly come on their hearts and blanket them, shelter them, protect them from evil. Jesus, we are so grateful that we can come before you right now and pray in public, in this space. We ask you to enter in to this place and bless us; bless these servants of the people of North Carolina to do your will in this state. It is in your name, Jesus, that we pray. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, January 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bingham, Senator Blue, and Senator Stein.

The Chair extends privileges of the floor to Bonnie Davis from Charlotte, North Carolina, who is serving the Senate as Nurse of the Day.

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

January 29, 2015

S.J.R. 4, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES. (Res. 2015-2)

A SENATORIAL STATEMENT

Senator Robinson submits a Senatorial Statement entitled, **HONORING THE 55TH ANNIVERSARY OF THE GREENSBORO SIT-INS**. The full text can be found in the Appendix. (See pg. 1254)

Upon motion of Senator Berger, seconded by Senator Hise, the Senate adjourns at 9:12 a.m., in honor of the four N.C. A&T students who participated in the Greensboro sit-in, subject to the reading of Senatorial Statements, to reconvene Monday, February 2, at 7:00 p.m.

FOURTH DAY

Senate Chamber
Monday, February 2, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Heavenly Father, as we come before you, right now, we ask for your help because we are entirely dependent on you and your grace to set us free. Give us assurance of your presence with us this week, in meetings. We ask you to bless our deliberations. It’s in Jesus’ name we pray. Amen.”

Senator Randleman announces that the Senate Journal of Thursday, January 29, has been examined and is found to be correct. Upon her motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Dr. Linda O'Boyle from Elm City, North Carolina, who is serving the Senate as Nurse of the Day.

February 2, 2015

INTRODUCTION OF A BILL

Upon motion of Senator Barefoot, without objection, the rules are suspended to allow S.B. 14, which was filed today, to be introduced tonight and referred to the **Appropriations Base Budget Committee**.

Upon motion of Senator Rabin, seconded by Senator Ford, the Senate adjourns at 7:05 p.m., subject to the introduction of bills, to reconvene Tuesday, February 3, at 2:00 p.m.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Berger (Primary Sponsor); Barefoot, Brock, Cook, Curtis, Daniel, J. Davis, Harrington, Hise, Krawiec, Newton, Pate, Rabin, Randleman, Sanderson, Soucek, Tucker and Wade:

S.B. 2, A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES AND REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor); J. Davis and Newton:

S.B. 3, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tucker:

S.B. 5, A BILL TO BE ENTITLED AN ACT TO REPEAL S.L. 2014-8, AS AMENDED BY S.L. 2014-9, AS IT APPLIES TO UNION COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Barefoot (Primary Sponsors); Daniel, J. Davis, Hise, McInnis, Newton, Pate and Woodard:

S.B. 6, A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

February 2, 2015

By Senators Tillman (Primary Sponsor); Brown and B. Jackson:

S.B. 7, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Krawiec:

S.B. 8, A BILL TO BE ENTITLED AN ACT PROVIDING THAT PARKING METERS IN THE CITY OF WINSTON-SALEM MAY BE ACTIVATED BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS, OR ELECTRONIC MEANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Apodaca (Primary Sponsor); Barefoot, Brock, Newton and Tarte:

S.R. 9, A SENATE RESOLUTION CREATING THE INFORMATION TECHNOLOGY COMMITTEE AS A STANDING COMMITTEE OF THE SENATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 10, A BILL TO BE ENTITLED AN ACT RELATING TO THE 46TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho (Primary Sponsor); Clark, B. Jackson and Tucker:

S.J.R. 11, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF KEITH HOLLIDAY TO THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho (Primary Sponsor); Clark, B. Jackson and Tucker:

S.J.R. 12, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF STANLEY CAMPBELL TO THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho (Primary Sponsor); Clark, B. Jackson and Tucker:

S.J.R. 13, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF JEANETTE DORAN TO THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Harrington, and B. Jackson (Primary Sponsors):

S.B. 14, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE LITIGATION EXPENSES OF THE RULES REVIEW COMMISSION; TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; AND TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS.

Referred to the **Appropriations/Base Budget Committee**.

Pursuant to Senator Rabin's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTH DAY

Senate Chamber
Tuesday, February 3, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Almighty God, Heavenly Father, it is a real privilege to serve here. What an honor that each of us has to walk into this room and serve; laying down our lives for others. Without your light, O Lord, our search for truth is in vain. You, O Lord, are so gracious to think of us as we enter in. You are our help; you are our deliverer. Your mercy is new every morning. Lord, as we come before you, we ask that you would invigorate our studies; invigorate our meetings, the committees, our inquiries, and our conversations. Pour your blessed peace upon these gates, and permeate every sphere of this community with your grace. We ask all these things in Jesus' name. Amen."

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, February 2, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Berger, Senator Bingham, and Senator Blue.

The Chair extends privileges of the floor to Beth Johnson from Winston-Salem, North Carolina, who is serving the Senate as Nurse of the Day.

February 3, 2015

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

S.B. 14, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE LITIGATION EXPENSES OF THE RULES REVIEW COMMISSION; TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; AND TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS, with a favorable report.

APPOINTMENT OF AN ESCORT COMMITTEE

The President recognizes Senator Brown, who announces the appointment of Senator Brock, Senator D. Davis, Senator Robinson, Senator Wade, and Senator Woodard as an escort committee for the seating of a new member.

The President orders the Sergeant-at-Arms to open the chamber doors, and he directs the escort committee to lead The Honorable Paul Arthur Lowe, Jr. to the well of the Senate.

PROCLAMATION FROM THE GOVERNOR

The President instructs the Reading Clerk to read the following proclamation from the Governor appointing Paul Arthur Lowe, Jr. as follows:

THE APPOINTMENT OF PAUL ARTHUR LOWE, JR.

2015-2016

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

A PROCLAMATION

WHEREAS, the Honorable Earline Parmon, elected Senator from Senate District Thirty-Two 2015-2016 General Assembly, has resigned; and

WHEREAS, the provisions of General Statute §163-11 require that the vacancy created by the resignation of the Honorable Earline Parmon be filled by appointment of the person recommended by the Executive Committee of the Forsyth County Democratic Party; and

February 3, 2015

WHEREAS, the Executive Committee of the Forsyth County Democratic Party has notified me of its recommendation of Paul Lowe, Jr. of Forsyth County, North Carolina, to fill the unexpired term;

I do, by these presents appoint,

PAUL ARTHUR LOWE, JR.

as a member of the

NORTH CAROLINA SENATE

2015-2016 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this thirtieth day of January in the year of our Lord two thousand fifteen, and of the Independence of the United States of America the two hundred and thirty-eighth.

S/Pat McCrory
Governor

ATTEST:
S/Elaine F. Marshall
Secretary of State

Senator Lowe was administered the Oath of Office on February 1, 2015. He is escorted to seat number 35, and the House of Representatives is notified.

WITHDRAWAL FROM COMMITTEE

S.R. 9, A SENATE RESOLUTION CREATING THE INFORMATION TECHNOLOGY COMMITTEE AS A STANDING COMMITTEE OF THE SENATE, referred to the **Rules and Operations of the Senate Committee** on February 2.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed before the Senate for immediate consideration, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR

A resolution on today's calendar is taken up and disposed of as follows:

February 3, 2015

S.R. 9, A SENATE RESOLUTION CREATING THE INFORMATION TECHNOLOGY COMMITTEE AS A STANDING COMMITTEE OF THE SENATE, for adoption.

Upon motion of Senator Apodaca, the Senate Resolution is adopted (46-0).

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Landry Ballance, Fremont; Jace Bower, Mooresville; Catie Dority, Washington; Torri Hobbs, Salemburg; Carey King, LaGrange; and Jared Page, Clinton.

Upon motion of Senator Pate, seconded by Senator Harrington, the Senate adjourns at 2:22 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Wednesday, February 4, at 4:00 p.m.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCrORY
GOVERNOR

January 30, 2015

Lieutenant Governor Dan Forest
President of the Senate
301 N. Blount Street
Raleigh, North Carolina 27601

The Honorable Tim Moore
Speaker of the House
16 West Jones Street, Room 2304
Raleigh, North Carolina 27601

Dear Lieutenant Governor Forest and Speaker Moore:

I am pleased to once again recommend Dr. Linda Morrison Combs to serve as State Controller for a seven year term beginning July 1, 2015, and hereby submit her name for confirmation by the General Assembly pursuant to North Carolina General Statute § 143B-426.37(b). As she has demonstrated throughout her career Dr. Combs brings a wealth of knowledge and abilities to this important role. I am grateful for her willingness to continue serving the citizens of the State of North Carolina.

February 3, 2015

Enclosed, you will find biographical information for Dr. Combs. Please feel free to contact my staff for any additional information you may require.

Sincerely,
S/Pat McCrory
Governor

cc: The Honorable Phil Berger
Denise Weeks, House Principal Clerk
Sarah Lang, Senate Principal Clerk

The message is referred to the **Rules and Operations of the Senate Committee**.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

PAT McCRORY
GOVERNOR

January 30, 2015

The Honorable Phil Berger
Senate President Pro Tempore
16 West Jones Street, Room 2008
Raleigh, North Carolina 27601

The Honorable Tim Moore
Speaker of the House
16 West Jones Street, Room 2304
Raleigh, North Carolina 27601

Dear President Pro Tempore Berger and Speaker Moore:

Pursuant to G.S. §53-92, I am pleased to once again recommend for confirmation, Mr. Raymond E. Grace as Commissioner of Banks. Mr. Grace has a distinguished career of over forty years with the Banking Commission and I am certain he will continue to be an outstanding Commissioner.

February 3, 2015

Included you will find biographical information on Mr. Grace. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory
Governor of North Carolina

cc: Ms. Denise Weeks
Ms. Sarah Lang
Lt. Governor Dan Forest

The message is referred to the **Rules and Operations of the Senate Committee.**

CHANGES TO 2015-2016 SENATE COMMITTEES

Pursuant to Rule 31, Senator Berger, President *Pro Tempore*, makes the following standing committee membership changes:

Senator B. Jackson is appointed as Vice-Chair of the **Agriculture/Environment/Natural Resources Committee.**

Senator D. Davis is removed from the **Appropriations on Department of Transportation Committee.**

Senator D. Davis is appointed to the **Appropriations on Education/Higher Education Committee.**

Senator Hartsell is appointed as Vice-Chair of the **Appropriations on Natural and Economic Resources Committee.**

Senator Tarte is removed from the **Appropriations on Natural and Economic Resources Committee.**

Senator Brock, Senator Rabon, and Senator Stein are appointed to the **Commerce Committee.**

Senator Hartsell is appointed as Vice-Chair of the **Finance Committee.**

Senator Smith-Ingram and Senator Tucker are removed from the **Finance Committee.**

Senator Bryant is appointed to the **Finance Committee.**

Senator Brock, Senator Hise, and Senator Tarte are appointed as Co-Chairs of the **Information Technology Committee.**

February 3, 2015

Senator Barringer, Senator Ford, Senator Foushee, Senator J. Jackson, Senator Lee, Senator Newton, Senator Randleman, Senator Sanderson, Senator Wade, and Senator Woodard are appointed to the **Information Technology Committee**.

Senator Robinson is appointed to the **Judiciary I Committee**.

Senator Barefoot is appointed to the **Judiciary II Committee**.

Senator Robinson and Senator Tucker are removed from the **Judiciary II Committee**.

Senator J. Jackson is appointed to the **Pensions & Retirement and Aging Committee**.

Senator Tarte is appointed to the **Program Evaluation Committee**.

Senator Blue is removed from the **Program Evaluation Committee**.

Senator Harrington is appointed as Vice-Chair of the **Transportation Committee**.

Senator McInnis, Senator Robinson, Senator Smith-Ingram, and Senator Woodard are appointed to the **Workforce and Economic Development Committee**.

Senator Bryant, Senator Stein, and Senator Tarte are removed from the **Workforce and Economic Development Committee**.

Senator Stein is removed from the **Health Care Committee**.

ADDITIONAL SPONSORS

Senator Curtis requests to be added as a sponsor of previously introduced legislation:

S.B. 3, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS.

Senator Clark requests to be added as a sponsor of previously introduced legislation:

S.B. 6, A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES

February 3, 2015

RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTH DAY

Senate Chamber
Wednesday, February 4, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Almighty God, as we enter into your presence, we are reminded of your goodness and your majesty. You are the giver of every good and perfect gift. 'Who shall climb the mountain of the Lord? Who shall stand in his holy place? The man with clean hands and pure heart, who desires not worthless things, who has not sworn so as to deceive his neighbor.'* And so this is our prayer, Lord Jesus, that your glory and your light will keep us from deceiving our neighbor, and that your glory and light would transform us into people that long to serve our neighbor in truth and righteousness. In Jesus' name I pray. Amen."

*Psalm 24:3-4 (paraphrase)

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, February 3, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Senate recesses at 4:07 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene at 4:30 p.m.

RECESS

February 4, 2015

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Rucho (Primary Sponsor); Clark, Hise, B. Jackson, Krawiec and Tucker:

S.B. 15, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE PROGRAM INTEGRITY ENHANCEMENT THROUGH UTILIZATION OF THE STATE'S BUSINESS INTELLIGENCE AND DATA ANALYTICS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho (Primary Sponsor); Clark, B. Jackson, Krawiec and Tucker:

S.B. 16, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNEMPLOYMENT INSURANCE LAWS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho (Primary Sponsor); B. Jackson, Krawiec and Tucker:

S.B. 17, A BILL TO BE ENTITLED AN ACT TO RATIFY PAST UNEMPLOYMENT INSURANCE APPEALS DECISIONS, TO AMEND THE APPOINTMENT PROCESS FOR THE BOARD OF REVIEW, AND TO CREATE STAGGERED TERMS FOR MEMBERS OF THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Rucho, Tillman (Primary Sponsors); Clark, Ford and Foushee:

S.B. 18, A BILL TO BE ENTITLED AN ACT TO LIMIT THE TAX EXEMPTION FOR RETIREMENT PLAN DISTRIBUTIONS ROLLED OVER INTO A QUALIFYING TAX-EXEMPT BAILEY RETIREMENT TO ROLLOVER DISTRIBUTIONS FROM ANOTHER QUALIFYING TAX-EXEMPT BAILEY RETIREMENT ACCOUNT, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Rucho, Tillman (Primary Sponsors); Clark and Ford:

S.B. 19, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

February 4, 2015

By Senators Rabon, Rucho, and Tillman (Primary Sponsors):

S.B. 20, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator B. Jackson:

S.B. 21, A BILL TO BE ENTITLED AN ACT RELATING TO THE 10TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Soucek, Tucker, J. Davis (Primary Sponsors); Daniel, B. Jackson, Krawiec, Newton, Pate and Rabin:

S.B. 22, A BILL TO BE ENTITLED AN ACT TO ENSURE RESPECTFUL TREATMENT OF THE NORTH CAROLINA FLAG AND AMERICAN FLAG BY STATE AGENCIES AND OTHER POLITICAL SUBDIVISIONS OF THE STATE; TO ESTABLISH THE DIVISION OF VETERANS AFFAIRS AS THE CLEARINGHOUSE FOR THE DISPOSAL OF WORN, TATTERED, AND DAMAGED FLAGS; AND TO TRANSFER CUSTODY OF CERTAIN HISTORIC DOCUMENTS IN THE POSSESSION OF THE OFFICE OF THE SECRETARY OF STATE TO THE DEPARTMENT OF CULTURAL RESOURCES AND TO FACILITATE PUBLIC OPPORTUNITY TO VIEW THESE DOCUMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor) and Pate:

S.B. 23, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX EXEMPTION FOR REPAIR PARTS AND ACCESSORIES SOLD TO AN INTERSTATE AIR BUSINESS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor); Foushee, Rabin, Van Duyn and Woodard:

S.B. 24, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTILLERY PERMIT HOLDERS TO SELL SPIRITUOUS LIQUOR DISTILLED ON PREMISES TO VISITORS OF THE DISTILLERY FOR CONSUMPTION OFF THE PREMISES AND TO EXPAND THE LIST OF PLACES AT WHICH FREE SPIRITUOUS LIQUOR TASTINGS MAY BE HELD.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Apodaca, Tarte (Primary Sponsors); Brock, Clark, Daniel, Ford, Hise, B. Jackson, Krawiec, Lee, Pate, Randleman, Smith, Soucek and Tucker:

S.B. 25, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS.

Referred to the **Rules and Operations of the Senate Committee**.

February 4, 2015

By Senator Harrington:

S.B. 26, A BILL TO BE ENTITLED AN ACT RELATING TO THE 43RD SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith (Primary Sponsor); Robinson, Waddell and Woodard:

S.B. 27, A BILL TO BE ENTITLED AN ACT REQUIRING DIABETES SCREENING DURING WELL-CHILD VISITS AT SPECIFIC AGE INTERVALS.

Referred to the **Rules and Operations of the Senate Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
February 3, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to a Proclamation issued by Governor Pat McCrory on February 3, 2015, George Robinson has been administered the oath of office as a Member of the House of Representatives for the remainder of the 2015-2016 General Assembly. Representative Robinson has been seated to fill the vacancy created by the resignation of Representative Edgar V. Starnes from the 87th District.

Respectfully,
S/Denise G. Weeks
Principal Clerk

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

The Chair grants a leave of absence for the remainder of today's session to Senator Bingham.

CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

S.B. 14, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE LITIGATION EXPENSES OF THE RULES REVIEW COMMISSION; TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE

February 4, 2015

ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; AND TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS, upon second reading.

The bill passes its second reading (38-11) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

The Chair extends privileges of the floor to Clifton Singleton from Statesville, North Carolina, who is serving the Senate as Nurse of the Day.

APPOINTMENT OF AN ESCORT COMMITTEE

Senator Berger announces the appointment of Senator Brown, Chair; Senator Blue, Senator Harrington, Senator Rucho, Senator Tillman, and Senator Van Duyn as the committee to serve with a like committee of the House to escort The Honorable Pat McCrory, Governor of North Carolina, to the Joint Session of the General Assembly on Wednesday, February 4.

The Senate recesses at 4:44 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene at 6:25 p.m.

RECESS

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 2, A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES AND REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION, referred to the **Rules and Operations of the Senate Committee** on February 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 7, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES, referred to the **Rules and Operations of the Senate Committee** on February 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

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S.B. 18, A BILL TO BE ENTITLED AN ACT TO LIMIT THE TAX EXEMPTION FOR RETIREMENT PLAN DISTRIBUTIONS ROLLED OVER INTO A QUALIFYING TAX-EXEMPT BAILEY RETIREMENT TO ROLLOVER DISTRIBUTIONS FROM ANOTHER QUALIFYING TAX-EXEMPT BAILEY RETIREMENT ACCOUNT, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 20, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 22, A BILL TO BE ENTITLED AN ACT TO ENSURE RESPECTFUL TREATMENT OF THE NORTH CAROLINA FLAG AND AMERICAN FLAG BY STATE AGENCIES AND OTHER POLITICAL SUBDIVISIONS OF THE STATE; TO ESTABLISH THE DIVISION OF VETERANS AFFAIRS AS THE CLEARINGHOUSE FOR THE DISPOSAL OF WORN, TATTERED, AND DAMAGED FLAGS; AND TO TRANSFER CUSTODY OF CERTAIN HISTORIC DOCUMENTS IN THE POSSESSION OF THE OFFICE OF THE SECRETARY OF STATE TO THE DEPARTMENT OF CULTURAL RESOURCES AND TO FACILITATE PUBLIC OPPORTUNITY TO VIEW THESE DOCUMENTS, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
February 4, 2015

Mr. President:

February 4, 2015

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 4 (Res 2015-2)**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the Speaker has appointed the following members of the House of Representatives to serve with a like committee of the Senate to escort the Governor Pat McCrory to the Joint Session:

Representative Daughtry, Chair
Representative Hager
Representative L. Hall
Representative McElraft
Representative Michaux
Representative Schaffer
Representative Setzer

Respectfully,
S/Denise G. Weeks
Principal Clerk

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

MESSAGE TO THE HOUSE OF REPRESENTATIVES

The Lieutenant Governor orders a message sent to the House of Representatives notifying that honorable body that, pursuant to S.J.R. 4, the Senate stands ready to repair to the Hall of the House of Representatives, there to sit in Joint Session for the purpose of receiving the State-of-the-State address from The Honorable Pat McCrory, Governor of North Carolina.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
February 4, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 4 (Res 2015-2)**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO

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ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the House stands ready to receive your Honorable Body in Joint Session.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

Senator Berger offers a motion that, in accordance with S.J.R. 4, the Senate stand in recess to repair to the Hall of the House of Representatives, there to sit in Joint Session for the purpose of receiving the State-of-the-State address from The Honorable Pat McCrory. He further moves that upon the dissolution of the Joint Session, the Senate will adjourn to reconvene Thursday, February 5, at 11:30 a.m.

The President declares the Senate in recess at 6:33 p.m. The Senate, preceded by its officers, repairs to the Hall of the House of Representatives.

JOINT SESSION

With members of the House of Representatives standing, the Senate is received in the Hall of the House of Representatives.

The Honorable Tim Moore, Speaker of the House of Representatives, presides and recognizes the Sergeant-at-Arms of the House of Representatives, who announces the presence of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina, and the Chief Judge and the Judges of the Court of Appeals at the door of the chamber. The Speaker directs the Sergeant-at-Arms to open the doors and to escort the members of the Judiciary to their seats.

The Speaker recognizes the Sergeant-at-Arms who announces the presence of the members of the Council of State and the Governor's Cabinet at the door of the chamber. The Speaker directs the Sergeant-at-Arms to open the doors of the House of Representatives and to escort the members of the Council of State and the Governor's Cabinet to their seats.

The Speaker extends courtesies of the House to the wife of Lieutenant Governor Dan Forest, Mrs. Alice Forest, and their children, and to all invited guests.

The Speaker relinquishes the gavel to Lieutenant Governor Dan Forest, President of the Senate, who presides.

The President of the Senate calls the Joint Session of the General Assembly to order.

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The President recognizes the Sergeant-at-Arms of the House of Representatives, who announces the presence of His Excellency, The Honorable Pat McCrory, Governor of North Carolina, at the door of the chamber. The Sergeant-at-Arms of the House of Representatives, the Sergeant-at-Arms of the Senate, and the appointed committee escort the Governor to the well of the House of Representatives. Representative Daughtry is recognized and presents the Governor to the President of the Senate. The President presents His Excellency, The Honorable Pat McCrory, who delivers the State-of-the-State Address to the 2015 General Assembly.

STATE OF THE STATE ADDRESS

“Mr. Speaker, Lt. Governor, Mr. President Pro Tem, Members of the Court, Members of the General Assembly, Members of the Council of State, and my incredible Cabinet and team, and most of all to the great people of the great state of North Carolina, it was just two years ago, right before I walked in these beautiful gold doors, that my Chief of Staff, Thomas Stiff, handed me the phone, and it wasn’t good news. I had just received a phone call informing me that Highway Patrol Trooper Michael Potts was fighting for his life. You see, during a routine traffic stop on Highway 70, Trooper Potts was shot four times. He was shot in the hands, he was shot in the shoulder, and he was shot point blank directly in his face. He was left for dead by the assailant; he was left for dead on the side of the road. After the State of the State speech I immediately traveled to Duke University Medical Center to visit Trooper Potts, to check on his condition, to see his family, and to see the literally hundreds of fellow troopers who had gathered outside the hospital, out in the hallway, and some at his bedside, praying for him. The terror of that evening was only the first day of suffering Trooper Potts and his family would endure. I might add that Trooper Potts saved a lot of lives by pulling this person over. Since the shooting, there have been surgeries, grueling rehabilitation therapy, and also personal reassessment. Some advised Trooper Potts to turn in his badge and to pursue a safer line of work, but Trooper Potts had a passion to be a trooper and to work for the people of the State of North Carolina. He wasn’t going to walk away from his job. Instead, he and his family worked together to overcome his obstacles, heal his wounds, and today, he is reassigned to the North Carolina Highway Patrol Training Academy. Ladies and Gentlemen, join me in welcoming North Carolina Highway Patrol Trooper Michael Potts and his wife Lauren. Michael, Trooper Potts, I got a little emotional there because I consider you a friend. You have become a friend. Your family is incredible. We have eaten dinner together at the mansion. We’ve thrown the baseball together at a ball game. In fact, several months ago we played catch on the Capitol grounds together. Most people don’t know this but before Michael became a trooper he was a Major League baseball pitcher for the Milwaukee Brewers, and he played in the Major Leagues. To be able to throw a ball with the guy that I saw hanging on to his life, to be able to throw a ball with him a year and a half later outside the Capitol building was an incredible thrill for me, and believe me he’s got a good arm too. Trooper Potts still carries bullet fragments in his skull as he’s

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with us today, but instead of being defined by his injuries, and he's made a point to tell me this, he has conquered them and he has come back even stronger. Ladies and Gentlemen, like Trooper Potts, I'm proud to report the State of North Carolina has come back even stronger today as I speak right here. North Carolina is strong and it's going to be stronger. Its people are resilient, and our future is bright. Because of many people in this room and because of the resilience of people in North Carolina, our unemployment rate, which was the fifth highest in the nation just two years ago, has dropped substantially. It's the second sharpest drop in the United States in America, right here in North Carolina. Our economy is improving; cranes are returning to many skylines; and real estate is finally getting back on its feet. And yes, the 'Made in North Carolina' brand is returning in our factories throughout North Carolina. Manufacturing is coming back. Along the way, our administration, like many of you, took swift action in response to other serious crises that hit us during these past two years—from an Ebola scare, to the Dan River spill, to this year's very serious flu virus, which is hitting my wife at this time. We've also had to respond to extreme weather events throughout North Carolina: heavy rains and flooding in Western North Carolina, a series of ice storms covering the whole state. Hurricane Arthur hit the Outer Banks bringing flooding and knocking out the power to thousands of people. Nine tornadoes devastated parts of eastern North Carolina. In fact, while visiting many areas damaged by these horrific storms during the past two years, I was moved by incredible things: neighbor helping neighbor and the incredible emergency response teams. City, county, and our state workers came together—no 'turf,' courage, a sense of helping, anything we can do to help people get back on their feet. I saw the best of North Carolina. I saw the best of state emergency operation workers and a great team. At one tornado damaged area, I was especially touched by the spirit of Winfall mayor, Fred Yates. This man looked at his neighborhoods and his town and saw homes totally destroyed. As I walked through his neighborhood, I could see firsthand with him the physical and psychological damage. The citizens were just blank stare, going 'what has happened.' But Mayor Yates continued to move forward and inspire his citizens and go inside the homes and say, 'we are going to come back, we are going to rebuild.' This is the type of leadership that inspires me. Mayor Yates told me as I left this one neighborhood. He said 'we're going to come back and we're going to rebuild,' and they have done just that. Ladies and Gentlemen, please welcome a true leader in a crisis, Winfall mayor, Fred Yates. Mayor, that day, I have never gotten a bear hug like you gave me. I saw you give bear hugs not only to this governor. You gave bear hugs to your friends and neighbors, and it really rejuvenated them. Your leadership was inspirational to all of us. Thank you very much. It's the same spirit of resilience that helped North Carolina recover from our economic crisis. When I took the Oath of Office in January 2013, North Carolina taxes were among the highest in the Southeast, but working together, these two chambers, we passed historic tax reform that put more money in peoples' paychecks. It was the first major overhaul of our tax system in nearly 80 years. That is quite an accomplishment. And two years ago, because of our badly outdated unemployment insurance system, our businesses owed the federal government \$2.5 billion. But drawing

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upon the resilience, we reformed our unemployment system, and we not only aligned our benefits with neighboring states, we also devised a plan, together, to pay off our debt this year, a full three years ahead of schedule. Now in North Carolina, not only do we have a balanced budget, which we are required to do, but when we have a debt, we have learned to cut up the credit card, and we pay it off. That's a lesson those in Washington also need to learn, and we're a good role model. I want to give a special thanks to a former member of our House of Representatives, and that's Assistant Secretary of Employment, Dale Folwell, and also our new Secretary of Commerce, John Skvarla, for being the driving force behind this effort. Today in North Carolina, instead of having unemployment offices, we have career centers. Because, as Dale often reminds me, and he often reminded many of you on this floor during the past several decades, we want people off unemployment and into jobs. And they are doing just that. We are proud of that work. Dale, welcome back to the House Chambers. I appreciate your work, man. I am pleased to report, because so many of us in this room rolled up our sleeves with the goal of getting people back to work, that as of today the private sector has now created nearly 200,000 new jobs in North Carolina. We went from being the 5th highest in unemployment to the 23rd lowest in unemployment, and now we're even beating South Carolina. But that's not good enough. We accomplished a lot, but it's not good enough. You know and I know there are a lot of people still hurting out there. There are a lot of communities that are still suffering. There are a lot of small businesses that are just barely hanging on, and so there is a lot of work to do. So while we celebrate what we have accomplished, we need to move forward and help those people who want to rebound from an economy that is still suffering throughout the United States. Therefore, my administration's focus will be on five areas that have the greatest impact on the people of North Carolina. The first area is this. We want to ensure that everyone who wants a job can find a job in a vibrant North Carolina economy. Second, we want to ensure that every child and adult obtains the skills and knowledge needed to become a productive citizen. Third, we will continue to connect North Carolina's small towns with our state's commerce centers, and vice versa, through physical and digital highways. Fourth, improving the quality of life, we have got to make sure we have public safety and good healthcare for North Carolina's families. And fifth, we're going to continue to look for efficiencies in our budget and improving government services. In other words, we're going to focus on jobs, on education, on connectivity through infrastructure, on healthcare and public safety as well as government efficiency. That's where my work is going to be focused on, and I ask you to join me in that effort. Let's talk about jobs. As you know, the fight for jobs is global; it is played at the highest level, and, believe me, the competition is at our heels. In California last year, while visiting high-tech companies and venture capital firms, promoting North Carolina, I just happened to run into Governor John Kasich of Ohio. I know he wasn't there to visit the wine country, and neither was I. Just a few weeks ago on an economic development trip in Europe, I know for a fact, because I got a little intel from the taxicab drivers, that other governors preceded me the day before, and other governors were following me the day after in trying to bring businesses to their

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states and to America. The governors I'm competing against are good friends and often neighbors. Like North Carolina, they have cut taxes, invested in education, and have built new roads. What they have that we don't have, that I don't have as governor, is a clear and concise job creation toolbox. Therefore, working with the leadership of the House and the Senate, we will submit for your approval a series of tools which will help us continue to beat the competition—beat the competition for jobs coming to North Carolina. That's our goal. We need these tools passed in a matter of weeks, not months, because right now we are attempting to recruit new jobs in North Carolina. Our plan, 'NC Competes,' will promote long-term sustainable job growth and capital investment. It will encourage mid and large scale manufacturing, because manufacturing is a part of North Carolina's DNA. It will leverage our university research advantage to attract venture capital and a new generation of entrepreneurs as well as help retain North Carolina's home-grown talent. This plan is based upon a series of guiding principles—principles designed to grow North Carolina while also protecting our taxpayers. 'NC Competes' recognizes the importance of economic strength in all of our regions, but emphasizes support to areas that still have high unemployment. 'NC Competes' will require strong financial safeguards to provide a positive return to state revenues in the long run. In addition to 'NC Competes,' we need to pass the Historic Preservation Tax Credit. Being a former mayor, I understand this more than anybody. We have got to continue to revitalize the main streets from Wilkesboro to Greensboro to Swansboro. Secretary Susan Kluttz, a person with unlimited passion, former mayor of Salisbury, reminds us that the vitality of our state is best reflected by the vibrancy of our town centers. And, believe me, it's a big deal when you have a blighted building in the middle of your town center that's showing a sign of disrepair as opposed to a sign of economic vitality. This is a big deal. Last week I saw it firsthand visiting Concord, where we went to the Hotel Concord, where I was joined by Senator Fletcher Hartsell and Representative Linda Johnson along with 200 citizens who joined us, and I was reminded of the success of existing products and the potential for new projects coming along to Concord. We need to get this bill passed. Now is not the time to pull the plug on a strategy that has created new jobs and new investment and revived small towns throughout North Carolina. Two years ago when I stood before you, I said North Carolina had to get off the sidelines and into the energy business. Ladies and gentlemen, I'm pleased to report that North Carolina is off the bench and in the game, and we have a new quarterback, Secretary Don van der Vaart, the head of DENR now. To keep energy prices low, particularly in Eastern North Carolina, we're supporting the construction of a \$5-billion natural gas pipeline that will run from West Virginia throughout eastern North Carolina. This will have a huge impact on eastern North Carolina by lowering the gas prices and giving more access to customers, and help me and help John Skvarla, my secretary of Commerce, recruit more jobs to eastern North Carolina. Energy is a vital part of that effort. This year, through Don's leadership, we will begin to assess North Carolina's energy potential both on land and offshore. We are right now working with our congressional delegation to ensure, if there are resources offshore, that North Carolina gets energy revenue that will help pay for teachers,

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help pay for roads, help pay for beach re-nourishment, and help pay for the dredging of our ports, which is desperately needed. That's our goal right now, to bring new revenue and new jobs to our state, and to help in our country's energy independence. Now, while encouraging these new investments, we must not forget that small business is the largest job creating sector of our economy. We also must remember that agriculture is North Carolina's biggest industry, contributing more than \$78 billion a year to our economy. We must continue to look for new ways to help our farmers who are facing increased competition from around the world and here at home. One area that continues to be a challenge to all growers is the shortage of food processing facilities in North Carolina. Our farmers right now have to send many of their products to other states, which substantially increases their costs. So working with our very able and excellent Agriculture Commissioner—Steve, we are going to work together to assess the need and develop a strategy for attracting more food processing plants in the state. We are going to put together a task force of farmers, business leaders, and venture capitalists. This group will convene and recommend a strategy and disband by March 2016. One key to our economy which affects agriculture and other industries is also our state ports. We have made some great progress with refrigeration in Wilmington, but we've got some other challenges right now at a very, very important state port, and that's at Morehead City. As I address you tonight, we have a very, very urgent problem at the Port of Morehead City. The Beaufort Inlet channel has an authorized depth of 45 feet, but without explanation, during the past several months, shifting sands have reduced the depth to 34 feet, forcing many ships, right now, to enter the port half empty. Or in some cases they have to split their loads between Morehead City and another port. This has just happened. We have been working closely with our congressional delegation and the Army Corps of Engineers, literally been on the phone during the past several weeks, trying to come up with a solution because this is crucial to thousands of jobs in that area. I am pleased to announce that some of our efforts have recently paid off. The Army Corps of Engineers just added \$4.1 million to this year's dredging budget, bringing the total to \$8.9 million in federal dollars dedicated to this emergency. In addition, my administration stands ready to commit state dollars as needed in this emergency to keep this crucial commercial artery open for business. I especially want to thank Transportation Secretary Tony Tata and our entire delegation for their incredible work. Your phone calls, to both the Army Corps of Engineers, the contacts that you have in the Pentagon. I also want to thank, not only our congressional delegation, but also Senator Richard Burr, who has been working with me on this problem around the clock. Please give them a round of applause, and we all need to work together. Human nature is tough to deal with, and we've got to deal with it. Now let's talk about a priority of all of ours, and that is education. A key part of any jobs plan and quality of life plan is a quality education so students can compete in a global economy. Connecting his students to the greater world is the mission of Garinger High School history teacher James Ford. Ford, once an Illinois teacher, came to North Carolina—chose North Carolina—to continue his career and fulfill his teaching potential. He's proved himself. Not only has he recently become North Carolina's Teacher of

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the Year, but just several weeks ago, Charlotte Magazine named him Person of the Year, not teacher of the year, person of the year, where he beat out business and civic leaders. Now that's the respect that teachers need in North Carolina. Ladies and Gentlemen, please welcome my Teacher Advisory Committee leader, Mr. James Ford. This guy is absolutely incredible. You've got to hear him speak. He spoke to the members of the Board of Governors about two weeks ago, and I had the mistake of following him. I also happened to see him at Rite Aid in Charlotte when I was picking up my cold medicine. I ran into him and I said 'you got Person of the Year in Charlotte, I was mayor there for 14 years, I am now Governor, and I've never been nominated.' I am so proud of you. He's been a great member of the Teacher Advisory Group, which made many recommendations that this legislature passed. The best ideas come from the people who are actually doing the work, and James Ford is the best. I've got some good news to report: because of teachers like James Ford, our most recent graduation rate is the highest in North Carolina history, as we speak today. With continued investment in Pre-K and continued reforms, such as NCWorks—which was an excellent program, in job training at our community colleges, we hope to see even a better rate of employment and graduation, and we want more people filling the skills gap in North Carolina. Still, we have to build an education system that rewards teachers like James Ford for their results-driven leadership. He is a leader, and there are a lot of leaders just like him in every school throughout North Carolina. We all know who they are. You know when you think back to your high school years, you knew who the best teachers were. The parents knew, the students knew, the principals knew, the superintendents knew. Everyone knew who the leaders, the good teachers were. But I need to let you know that our goal is to make North Carolina a teaching destination, not a layover for our state's best and brightest. I know for a fact that teaching is extremely hard, I know it firsthand. Because as a 20 year old student at Catawba College, trying to earn my own teaching degree and North Carolina teaching certification, I had to student-teach at North Rowan High School in Spencer. I was that young 20 year-old, and I said 'I'm going to tear this up. I am going to do great.' So Wayne Crowder, my mentor, my teacher, and guide, said you're up tomorrow. The whole evening before, I got a lesson plan ready for an hour of teaching. I worked the whole night with this teaching material. Well, I started the class and after 10 minutes, I ran out of material. The next 50 minutes were the longest 50 minutes of my life. As Wayne Crowder—the teacher advisor—was taking notes, the students were just staring at me going, 'what is wrong with this guy.' In other words, teaching is hard. It is hard work. We need to do everything we can to support our teachers. So, this is what I am recommending, and I know many of you will follow this lead. First of all, we need to fulfill our promise, and I'd like to thank this leadership for making this promise last year, your leadership has been very much appreciated. We must fulfill our promise to raise teacher base pay to \$35,000 a year for any entry level teacher regardless of where they live and work in North Carolina. We are going to fulfill that promise. We have another goal that we are setting, and it's a team effort. We also must give our teachers—because they are giving us feedback, and so are students. You've heard it, I have heard it, and they are right. We need to give them the

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gift of time and allow them to start teaching again, by testing less and letting them teach more. Don't you agree with me? Now this is going to be a team effort. It has already been a team effort. My administration is finalizing a plan and working with a great group. First of all, I want to thank State Superintendent June Atkinson, you've been a great teammate, I really appreciate it; Lieutenant Governor Dan Forest, who is right at the forefront of education initiatives; State School Board Chair Bill Cobey, who has just committed unlimited hours to education. But more than anyone, we are getting the ideas on how to limit testing from our school superintendents, principals, and teachers. They are the ones who are making the proposals to us. We want to distinguish which tests improve a student's performance and which tests simply waste the time of both teachers and students. I am guaranteeing this, and June, you will join me I know, because we've just been recently at another meeting on this. We want to eliminate unneeded testing by next year. That's our goal. We've got some good ideas. We also are continuing our efforts to bring Wi-Fi to all of our classrooms and long distance learning to both our children and adults. To help our schools hire the teachers they need now, we are moving to expedite teacher certification, recognizing an individual's experience and subject expertise. For example, my excellent education advisor Eric Guckian—Eric, please stand up, I want to see you. He's come up with some great ideas. Let me tell you about how hard it is to get a teaching certification in North Carolina. Eric Guckian, my education advisor, taught for two years in the South Bronx in New York for Teach For America, and he has a master's degree in education from Harvard. Now we are not going to hold that against him, but that's pretty impressive. Yet, when he came to North Carolina, he was required to take 18 months of courses to earn his North Carolina teaching certification. This is why schools are going 'I need talent now more than ever.' This bureaucratic process of certification must change. We want, and should be encouraging, accomplished people who want to join the teaching profession. The bureaucracy should never, never stand between their talents and our children's needs, and we're going to begin that now. Cost must also not become an obstacle for students at our community colleges and universities. We must look at our community colleges' and universities' balance sheets to make sure that we're making investments in the programs of learning that will prepare our students for a job and for the global economy. And we have to close North Carolina's skills gap. I was in Fayetteville today, and I still had several employers tell me, 'I've got job openings, but I cannot find the qualified people to fill these jobs.' We have to do better to beat our competition. I'm proud to report that our community colleges and our universities are turning in the right direction to do just that. We need to continue to encourage them to do just that. Now, we in North Carolina are fortunate to also have the benefits of the best research universities in the world. It's one of our strongest economic recruitment tools. And I am proud to say that we are now leveraging the advantage provided by our public and our private universities through Innovation to Jobs Initiatives, which we just presented to the Board of Governors several weeks ago. It is designed to convert more of our research dollars into products and services that are patented and introduced in the marketplace to grow jobs right here in North Carolina. We cannot have these

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reports and studies up on a shelf. We've got to convert them into jobs. I am working together with the chancellors to do just that. Increasing the commercialization of university research and connecting it to our greater economy will create more high-paying jobs. As governor, my goal is to have North Carolina become the third vertex of the National Innovation Triangle, from the Silicon Valley to Boston, and the third part of that triangle is right here in North Carolina. That's going to be a recruitment tool. What better state than North Carolina with our incredible research universities can join that competitive partnership and create jobs. That is our goal working with our universities. I am proud to say that this top priority and the person who is leading this team effort with our universities is a person that is not only a personal friend, but he is a great leader here in state government. That is my Chief of Staff, Thomas Stith. Thomas, please stand up. I appreciate your leadership on this effort. I stole him from the Kenan Institute. God bless you, buddy. Now let's talk about our third focus, and that's Transportation and Infrastructure. I've always told you in the past, Eisenhower is a hero of mine, and he left us a legacy that we're still using today throughout our country, connecting the east with the west, and rural with urban. We want to do the same thing right here in North Carolina. During the past decade or so, as I have driven down the highways of North Carolina, I've always noticed that the lanes go from two lanes, to four lanes, back to two lanes, back to eight lanes, and then back to two lanes again. Have you noticed the same thing? Everywhere the road happened to be wider it was always named after a politician or a DOT board member. And where the congestion choke points occurred, where it was two lanes, I noticed there was no politician's name at the choke point. That's not the way we are doing things anymore, because of your leadership. We've taken the politics out of road-building by putting in place a transportation formula that focuses on relieving congestion—those choke points, wherever they may occur—improving safety, and growing and connecting the economy in all parts of our state—connecting the economic centers with towns throughout North Carolina and even across the borders in Tennessee, Virginia, and South Carolina. That is our goal—to connect each other. Those changes have allowed us to become more efficient with taxpayer dollars. In fact, we have more than doubled the number of transportation projects that we build. Under the leadership of Secretary Tony Tata, this new approach is creating thousands of new jobs during the next ten years. Our 25-year transportation vision connects small towns to economic centers and vice versa. These connections will make it easier for people to travel to jobs, to travel to their schools and hospitals and our parks. Our 25-year plan also recognizes that even with our new formula, we can only build one out of five projects right now in our plan. Counties and cities and many of you are telling me we've got to speed this up more. We've got to improve this connectivity. Therefore, I will request from you a transportation bond of \$1.2 billion that will allow for the quicker construction of projects in the 25-year vision plan. Projects funded through a revenue bond would be the next projects in line, scored under the Mobility Formula, with environmental documents in place so we can begin these projects immediately. Here are a few examples of what we can achieve with the Mobility Formula, this proposed

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bond as part of our 25-year transportation. For our coastal counties, we'll make it easier for the military to move troops and equipment during deployments while helping transport goods to our ports. It will relieve congestion during the busy tourist season and help improve emergency evacuation routes. For the east, we'll connect—a few examples—we'll connect eastern North Carolina to the Hampton Roads region of Virginia. Hear this? The Governor of North Carolina saying we're going to connect to Virginia. I learned this as Mayor of Charlotte because I noticed Rock Hill, South Carolina, liked to connect to North Carolina. The economic regions don't recognize political boundaries. The best and one of the greatest opportunities for parts of the East, Elizabeth City area and other areas, is to connect to parts of Virginia. I recognize economic boundaries as much as I recognize political boundaries, and that's the way our transportation system is now designed. In the central part of the state, we'll focus on relieving interstate congestion and incredible bottlenecks. We need to ease and improve the flow of freight along these bottlenecks in the Piedmont portion of our state. In the west, we need to connect the mountains all the way to the coast—from Asheville to Wilmington—and un-choke those points. You know some of them, Tim, in your area, around Shelby—a choke point which hurts the commerce and job creation all the way from Asheville to Wilmington. This is our goal, connectivity across the state, east to west; north to south. Additionally, I will support your efforts to protect and stabilize our existing transportation revenue streams while also looking at funding reform and alternatives for our future transportation and infrastructure needs. Let me tell you another infrastructure issue which we need to turn our attention to, and that is the inefficiency of state buildings. Not just here in Raleigh, but across North Carolina. One of my first clues of maintenance issues and inefficiency occurred when Ann and I were walking to get sworn in at the old State Capitol building on January the fifth. Walking between the Episcopal Church and the beautiful 1841 State Capitol building, I walked by these fountains that were in front of the State Capitol, and they were full of dirty water and trash, and they weren't working. Two weeks later, as Governor, I walked by them again, and they were still full of dirty trash and water. Two weeks after that I walked by them again, in the same condition, so I finally said 'what is going on here? This looks terrible. It's a terrible signal for North Carolina. I was told, 'I don't know, it's been that way for five and a half years. That's just the way it is, Governor.' No, it isn't. We can no longer afford this culture of neglect and apathy. We're going to fix things in this state. We're going to fix our infrastructure, including the fountains in front of the 1841 building. Those fountains were repaired shortly after that conversation. Turns out all they needed was a little maintenance, and now, by the way, if you go by the beautiful Capitol building, on any day you'll see people reading a book, kids around the water, enjoying the beauty of North Carolina and this natural flowing water and an historic building and on some beautiful grounds. Like the analogy of those fountains two years ago, many of our state buildings are suffering from the lack of maintenance, and frankly, efficiency. Too many of our buildings are obsolete, with broken HVAC units, inadequate insulation, which cost taxpayers a fortune to operate. It's a major part of our budget, my budget as Governor. At Dorothea Dix, for example, North Carolina taxpayers spend approximately \$8.5

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million a year to keep that complex operating—just operating costs, HVAC costs, and the grounds—\$8.5 million a year. It's fantastic that our capital city here in Raleigh, and working with city leaders, is now gaining land for a destination park. I am so proud of Raleigh and us for coming together and making a fair deal. By the way, with this deal, the maintenance costs of the Dix complex will finally get off the state books. That's good news. We're going to have a beautiful, new destination park. Even better news is that we'll get \$52 million which we will direct toward supporting mental health and the well-being of our citizens. That's good news for North Carolina and good news for Raleigh. We have structures all over the state that are a blight to North Carolina's main streets. Here we are trying to rebuild private buildings with the historic tax credit, and some of the buildings that we are having problems with are our own buildings. They have asbestos insulation issues, they have broken elevators, they have leaky roofs, they are inefficient, they have high utility bills, and the utilization of some of these buildings is 30 or 40 percent, and yet we are paying as though it is 100 percent capacity in these buildings throughout North Carolina. The shape they are in is an embarrassment. We have many buildings that taxpayers are paying for that are essentially being used for storage—very expensive storage—literally only a block or two from here. We can do better and use that money more efficiently. Bill Daughtridge, my Secretary of the Office of Administration, and former member of this House, is doing an outstanding job identifying all these properties and making a long-term plan of how can we be more efficient, and which buildings should be revitalized, which buildings should be torn down, and which buildings in which we should build brand new buildings which are workable and efficient facilities that will be points of pride, not only here in Raleigh, but throughout towns in North Carolina. Last session—I want to thank you, that funds were appropriated to gut the Albemarle Building. Have any of you been in the Albemarle Building? It's an embarrassment, inside, and frankly out. It is replete with soiled carpets, broken tables, stained ceiling tiles, and frankly, it's half empty. We're paying to deal with that old building while agencies are moving out and leasing space in other areas throughout Raleigh. That's not efficient, and it's a waste of tax dollars. So I want to thank you for allowing us to gut that and incorporate that into our project which we call Project Phoenix. We want to do that with other buildings in Raleigh and throughout the state. By the way, I am impressed with what you have done with this building, inside the legislative chambers. It needed help. Now let's do what we did here to other buildings throughout the state of North Carolina. Our towns and the city of Raleigh deserve it. This will help boost employee morale, improve safety, increase productivity, and in the long run, and in the short term, will save taxpayer dollars. For the two bonds, both the transportation bond and for Project Phoenix, this is an excellent time right now. Interest rates are historically low, and we have the financial capacity to invest and maintain our physical infrastructure. Another area of great interest to all of us is DMV. Two years ago, I tasked Secretary Tata to make the DMV more customer-friendly. Back then, people waited in lines for hours only to learn, often, that they were in the wrong line to begin with. Going to DMV took so long that folks had to take time off to go get their driver's license. Our DOT

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leadership team immediately went to work transforming the DMV into an example of excellent customer service, and we're still working on improving that throughout the state. We are now opening some offices on Saturday and extending hours during the week. Today, 9 million residents are within a 30-minute drive of a DMV office with extended hours. In other words, working people can now use state services that they need and not have to take time away from work. We will soon be installing self-service kiosks for renewal and/or replacement of driver's licenses or IDs. Do you hear that? We're coming into the 21st century. License plate agencies across the state now accept credit and debit cards, and later this year DMV offices will accept credit and debit cards. You won't have to bring cash or your checks. How is that for progress in the 21st century? More importantly, the DMV now is a culture that treats people like customers. That's the way we should be treating every citizen using any of our state services—treat them as a customer. That's been one of our goals, and we continue to roll out the customer service operations that all my secretaries have been asked to follow. Now the fourth focus is probably the most complex and most difficult and the most in need, and that is our focus on healthcare. Our customer-first philosophy must also translate to healthcare. We want to translate into a 'patients first' philosophy for healthcare as well. We hear from patients—Dr. Aldona Vos travels the state and hears from patients that health care is too hard to navigate in North Carolina. Imagine a hardworking, low-income mother juggling kids, running the household, and trying to keep her family healthy. What if that mom could rely on one visit to coordinate the care she needs, whether it's a treatment for an ear ache for a child, or an orthopedist to set a broken ankle, or a plan to keep her high blood pressure under control. Our reform plan under our Healthy North Carolina initiative was developed in partnership with doctors, patients, and healthcare providers across the state, which our incredible Secretary of Health and Human Services went out to get their ideas. Not all the good ideas come from here in Raleigh. The best ideas we get from listening to the people of North Carolina, especially the people who are delivering the services. That's exactly what Dr. Vos has done. She is also a medical doctor, so she understands what the doctors and the hospitals and others are saying. She gets it. She went throughout North Carolina communities large and small talking to the people on the frontlines of our health care system. This is physician-led reform. As part of our plan also, healthcare providers, including the physicians, will share in the responsibility for reducing costs by avoiding unnecessary services and working to keep people healthy and out of the emergency room, which is very costly. Dr. Vos, I want to thank you for your leadership. You are the true definition of a public servant. Y'all give Secretary Vos a round of applause. Our Healthy North Carolina plan puts patients first and controls costs for taxpayers and incentivizes health care providers to coordinate care. North Carolina's health care community has a long history of solving problems. Let's empower them now to keep our people healthy, and let's continue to make North Carolina an excellent place for doctors to practice medicine in rural and urban areas alike and produce new discoveries for treatment. Now last session, we came close to passing Medicaid reform, but progress stalled on the one-yard-line. Let's not take another pass this year. Let's

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run it up the middle and win a victory for families across North Carolina. No interceptions. As we continue to review health care options for the uninsured, we are exploring North Carolina-based options that will help those who can't help themselves, while also encouraging those who can. If we bring a proposal and come up with a proposal and determine that the proposal is best for North Carolina, to cover the uninsured it must protect North Carolina taxpayers, and any plan must require personal and financial responsibility for those who would be covered. I will only recommend a North Carolina plan, not a Washington plan, so that we can put patients first. That's my goal. Now another issue of critical importance to the health and safety, especially, of our young people is underage drinking and addiction. That's why we have launched a powerful campaign called 'Let's Talk It Out' to start the conversation to stop underage drinking. I hope you've seen the ads. Have you seen the ads? They hit you at the heart about the tragedy of underage drinking. This campaign is being led by one of our state's great leaders, and he is passionate about dealing with this addiction and underage drinking issue. Ladies and Gentlemen, I just want to recognize one of our true leaders in the state of North Carolina, former Lieutenant Governor Jim Gardner, who is also our ABC Commissioner. Chairman Jim Gardner, welcome. Glad to have you here. A young 81 years old. Jim Gardner has more energy than anyone in this room. He hasn't aged a day either, but he is passionate about this, and we're going to continue this effort—as I promised two years ago—to deal with the addiction issue. If we don't deal with it now, we're going to have to deal with it in Health and Human Services and Mental Health. This mental health issue and addiction issue is a plague in our state and our nation, and we're not going to run away from it in North Carolina. Another area of public safety that we're not going to run away from is gangs in our streets and, frankly, gangs in our towns, gangs along the highways, and even gangs in our prisons. I am working with the Department of Public Safety under Secretary Frank Perry and our S.B.I. Director, B.W. Collier, to implement a new, intelligent-based initiative designed to prevent crime before it happens; to deal with this head on, working with our local officials and our sheriffs and our DAs. In North Carolina, not only are we fighting drugs and gangs in our streets, but we are also fighting gangs in our prisons right now. It's a very serious issue that we recognized as soon as we came into office. Corrections officers are confronting the most violent people in our state, in our prisons, every minute of their day. Can you imagine having that job, especially in the high security prisons? Some are living, right now as we speak, under death threats, not only to them, but also to their families. Working in this environment comes at a price. On average, a North Carolina corrections officer was assaulted every 11 hours during 2014. We are unveiling this secret. We've got to let the people know and let you know. This is a serious problem that Frank Perry is saying, 'Governor, we are going to take some leadership on that.' Some were sexual assaults, nearly 300 involved weapons—weapons in our prisons. Retention of these corrections officers is a constant challenge. Just several weeks ago, I got a call about a corrections officer who was slashed in the face. We will be submitting specific proposals not only to fight gangs and drugs, but to help our corrections officers, our state employees, who may have the most difficult job in North Carolina. The

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starting pay right now for them is \$28,000 a year. We have an obligation to those who risk their lives defending us. We need to help them, and we are going to make proposals to do just that. We wanted to make you aware of this problem. We also have an obligation to those who risk their lives defending our freedoms. In just two years, our administration has launched successful veteran initiatives including converting military training into college credit or professional licenses, giving credit for military experience when veterans serve as educators, creating driver's licenses that identify veterans, and working to support a new Veterans Life Center in Butner. Those are just a few of the things that Ilario Pantano has been working on. Thank you, Ilario. You know, General Cornell Wilson has been a great partner, a two star general who has also served overseas in Iraq, like Ilario. They are putting their energy into doing anything we can to help our military and to help our veterans. For some veterans, the transition is very, very difficult. There is a major movie out right now that shows that difficulty of someone coming home. Literally we have thousands of veterans coming home from Afghanistan and Iraq right through North Carolina. Some of them have had problems with addiction, homelessness, getting a job, and struggling with mental illness. In 2013, we established a Veterans Treatment Court to help troubled veterans. The two courts have been an unqualified success. Visiting them has moved me, and visiting the graduates has moved me. Therefore, working with our judicial leaders and the Governor's Crime Commission and other efforts, our goal is to establish two more Veterans Treatment Courts in North Carolina. Our veterans deserve a second chance, and we're going to give it to them in North Carolina. In addition to these issues, we will have budget and legislative recommendations, and I'm looking forward to working with all of you. Just in the past several months, Tim and Phil and I have had numerous phone conversations and visits, and we're working together to share ideas, to share your ideas, and come up with viable long-term solutions. I have met with the minority leaders of both the House and Senate. We are all a team here. We are all working for North Carolina. We are going to have other opportunities and other recommendations. That's our goal. In addition to helping our correctional officers, we want to provide resources for the western crime lab. There's got to be improvement in our crime lab situation. We are hearing this from sheriffs and police officers and DAs throughout North Carolina. We are going to continue that funding, I promise. We are going to get this done. Also, my wife demands I say this, and I believe it, we have to protect our pets from abuse in puppy mills. I am embarrassed that North Carolina is not giving basic food and water and shelter to our puppies. We are going to continue to look for ideas to fight drugs and gangs, to improve mental health, and we are going to continue our fight to prevent addiction, just to name a few. All of our challenges and opportunities require money and resources. Like last session, money will be tight. My Department of Revenue Secretary, Lyons Gray, almost every day he updates me on the revenue that's coming in. We are lucky to have the talent of Lyons Gray working for this Cabinet. He is counting every dollar because much of our spending is already allocated even before we sit down to write a new budget, which we will deliver within the next several weeks. Let me just give you an example, which most people don't realize, where dollars are already tied

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up. State workers' pensions and healthcare costs for current and retired state employees alone account for nearly 22 percent of our spending. So we've got to look for savings in other areas and everywhere. Here's what we're going to do in the McCrory administration to find continued savings in our current operations. One area where we think there is great potential is workers' compensation claims. They have cost taxpayers tens of thousands of dollars. In fact during the past six years, we've spent \$896 million on workers' compensation claims in North Carolina, \$896 million. That's about \$150 million annually, which would have paid for a two percent pay raise for teachers or law enforcement officers every year. We all want to pay legitimate claims and give injured employees the best medical care possible. More importantly, under the excellent leadership of Office of State Human Resources Director Neal Alexander, we are increasing worker safety training—not only to reduce worker accidents—but prevent them in the first place. That's our goal, to prevent accidents in the first place and make our workplaces safe. However, our examination, during the past two years, of workers compensation estimates that 40 percent of workers' costs are related to abuse or outright fraud. To take hold of costs and to get people back to work sooner, I am signing and submitting an executive order placing the oversight of workers' compensation under the Office of State Human Resources. One of our first priorities will be to responsibly settle cases that are over five years old, an action that could save taxpayers up to \$17 million over the next two years. We will launch a major effort to stop fraud and abuse dead in its tracks so that money can be used for other state employees and other needed services in North Carolina. Many of you are also familiar with our NCGEAR efficiency program. I am so pleased to have Lee Roberts as our new budget director. He is doing an excellent job coming in, and his learning curve has been absolutely amazing. I am lucky to have that type of talent on my cabinet. Based on some of the NCGEAR findings, I will take additional actions to streamline the operations underneath the Governor's authority, not only because they save money in many cases, but it makes common sense. For instance, the North Carolina Zoo and the state aquariums, museums, and our state parks, we think need to move from the Department of Natural and Environmental Resources to the department that actually manages attractions as part of its mission, and that's Cultural Resources. That's what we're going to begin to do. Over the years, the Department of Administration has become the home for various divisions and agencies that have been moved to Bill Daughtridge's department. We will begin, after extensive review, to transfer a number of these agencies from the Department of Administration to areas where they are better aligned within state government. Now one area where we've found a lot of inefficiency is in information technology, during the past two years. What we've found is the piecemeal approach we've taken during the past decade to information technology has had disastrous results. 74 percent of the State's IT projects have come in over budget and behind schedule during the past decade; 74 percent. Who would hire anyone or a company with that type of track record? We found that the state has 40 data centers with over 1,000 different computer systems. That's hardly an example of efficiency. We've discovered that obvious opportunities to pool the purchasing powers of several

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agencies are often bypassed. My administration is going to insert accountability into IT operations by proposing and working with you, as we have been on this issue for several months, by proposing a new cabinet-level Department of Information Technology. The IT professionals throughout the Cabinet agencies and departments of the Executive Branch will report to the new department. However, the IT specialists must remain housed near the secretaries in these departments so they can provide quick in-house expertise and good customer service and oversight. I want to thank probably one of the most important people in state government, during the last two years, who has done a clear audit and review of the IT malfunctions. His talent is incredible. To have that talent as part of our team, I just want to say thanks to Chris Estes, our Chief Information Officer, who has helped many departments, not just in my purview, but many departments throughout the state of North Carolina. Y'all need to give Chris Estes a round of applause. I want to thank you very much. Stand up, Chris. He comes to me and tells me what the problem is, and I say, 'what did you say?' I took Fortran at Catawba College. We might still be using Fortran in state government right now. Seriously, we are? I rest my case. At a time when so many servicemen and women are coming home from Afghanistan and Iraq through North Carolina, as I mentioned before, we must have an efficient and well-coordinated process in place to meet the needs of active duty personnel and veterans. These services are right now scattered across many areas of state government with no accountability, causing delay, frustration, and sometimes poor customer service. Thanks to the Marine Corps dedication of my Veterans Affairs Director, Ilario Pantano, and the leadership of Department of Administration Secretary Bill Daughtridge, we have made some incredible progress. Cornell Wilson has also been a real leader in this effort. But we are going to do more to make this even more efficient and easier for our customers to understand. To strengthen our Veteran Affairs and the Office of my Military Advisor, Cornell Wilson, I am proposing the creation of the Department of Military and Veterans Affairs in North Carolina. This department will be responsible for four major initiatives which are crucial to our state. The first is coordinating all efforts to protect and fight for the survival and growth of our existing military bases right here in North Carolina, which are crucial not only to our national defense, but also to the towns and cities in and around our military bases. We are going to have to do this now. Another objective of this department will be to promote the health and safety of our veterans and military families, as we've explained some of their challenges. Our goal also of this department is work with the Commerce Department to help veterans get jobs, and also use veterans as a recruitment tool to bring new companies to North Carolina because they have the skills to fill the jobs gaps and skills gaps that many industries are looking for right now. Also, this individual and their team will work with the unique needs of base communities throughout our state, that have very unique infrastructure and transportation and water and sewer needs. So we need to exactly know how the communities can work better with the bases to retain that solid investment of the military in North Carolina. We are going to coordinate all this into one department now. That's going to be our recommendation to you. I have asked my military affairs advisor, General Cornell Wilson, to spearhead

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this new effort. He is already attending all of my cabinet meetings, and I consider him, right now, a direct report to the Governor. The military also has a special place in the heart of my wife Ann. She has hosted numerous events for military families at the Executive Mansion, outside of the cameras. She doesn't seek the spotlight. Her knowledge of the sacrifice made by our military families comes naturally. She was born on a military base, and her father, Colonel William 'Flash' Gordon, was a P-47 Army pilot in World War II. Tonight, we have in attendance some very special people in the military. I want to give special welcome to a person that's become a real partner of my administration, to this Governor, and to the Lieutenant Governor. I want to give a special welcome to Lieutenant General Joseph Anderson, Commander of the XVIII Airborne Corps at Fort Bragg. Until December, he was Deputy Commanding General in Afghanistan. During his deployment, he saw a lot of action. He and his troops saw a lot of action, very, very tough action. Yet, he continued to honor North Carolina by displaying this flag right here, which once flew over our own state capitol; he flew it over the Kabul International Airport, where it was photographed with diplomats from 48 countries that comprised the international coalition. General Anderson, the class act that he is, who I just saw recently at Fort Fisher, down on the coast, he cares for North Carolina. He cares for servicemen and women. In fact, he wrote a little letter on the back of this flag, 'Governor, thanks for the state's great support for soldiers and families around the world.' General Anderson brought our flag home, and he has brought our troops home. See this flag? He brought it home. Ladies and Gentlemen, please welcome General Anderson back to North Carolina. General Cornell Wilson, I appreciate both of you. Y'all need to give General Wilson a round of applause too. I love him. He is doing a great job for our military. I am proud to have you as part of my team. As we end tonight, my vision for North Carolina is to have the best of everything. Think about it, we have beautiful mountains, big city skylines, and we have the best beaches in the nation. But it's more than that. We must have both big city opportunities and small town quality of life choices from the mountains to the coast. We have the best of both Mayberry and metropolis right here in North Carolina. When we unleash our resources in education, transportation, energy, and technology, and commit to greater government efficiency and affordability, our state will be second to nobody. We will be the role model for the nation, working together, not only for today but for future generations. To continue the momentum of success that we've enjoyed during the past two years, we must continue to be innovative while maintaining the basic values that make our state great. We must continue to cultivate a culture, a culture that encourages building, growing, producing, and inventing things. We're protecting our environment to preserve the natural beauty that draws visitors, and have a quality of life, from around the world to our attractions and our state park system, which will be celebrating their 100th anniversary here. As my father often said—Mac McCrory—when he was a city councilman in Ohio in the mid-sixties, and later when he was a civic leader in Greensboro where I grew up, he said the following, "we must walk the fine line between our continued economic prosperity while also protecting the quality of life and environment which brought us here to North Carolina and keeps us here

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in North Carolina.’ Let me repeat that: ‘we must walk the fine line between our continued economic prosperity while also protecting the quality of life and environment that brought us here.’ I have no doubt the people of North Carolina will continue to live up to that challenge. We are resilient, we are strong, we are diverse, we are strategic, and we have already proven that we can deal with about any crisis thrown our way. As we have grown to become the ninth most populous state in the United States of America—we are number nine in population—let’s continue to fulfill our potential and create opportunities for all of North Carolina. So I ask you to join me. Let us work together to achieve the best for everyone, everywhere in North Carolina. May God continue to bless the people of North Carolina. It’s an honor to be your 74th Governor of North Carolina. This is the greatest state in the United States of America. Thank you, and God bless.”

Senator Brown and Representative Daughtry are recognized to escort Governor McCrory from the Hall of the House of Representatives.

Upon motion of Senator Berger, seconded by Speaker Moore, the Joint Session is dissolved at 8:26 p.m., and pursuant to the motion prevailing earlier in the Senate, the Senate adjourns at 8:26 p.m. to reconvene Thursday, February 5, at 11:30 a.m.

SEVENTH DAY

Senate Chamber
Thursday, February 5, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, as we bow our heads, we first want to give you thanks and praise. Ignite these prayers with your spirit, otherwise they are just words. Help us today. Rescue us from darkness; place us into your light. Come, Lord. You have set this time for us; you have determined the rotation of the stars and the movement of the galaxies. All we do is just chaff without your thundering and persistent presence. Give this body rest for the long journey ahead and courage to do good work. Bless us today, Lord Jesus. It is in your name that we pray. Amen.”

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, February 4, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

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The Chair extends privileges of the floor to Marcy Shipwash from High Point, North Carolina, who is serving the Senate as Nurse of the Day.

Upon motion of Senator Pate, seconded by Senator Brock, the Senate adjourns at 11:37 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Monday, February 9, at 4:00 p.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator J. Jackson:

S.B. 28, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ESTABLISH AN INDEPENDENT REDISTRICTING COMMISSION TO PREPARE REDISTRICTING PLANS AFTER THE 2030 CENSUS AND THEREAFTER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Curtis (Primary Sponsor) and Krawiec:

S.B. 29, A BILL TO BE ENTITLED AN ACT TO ALLOW REGISTERS OF DEEDS AND CLERKS OF COURT TO REDACT DATES OF BIRTH FROM CERTAIN PUBLIC RECORDS TO PROTECT THE PUBLIC FROM IDENTITY THEFT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein (Primary Sponsor); Foushee, Robinson, Smith, Smith-Ingram, Van Duyn and Woodard:

S.B. 30, A BILL TO BE ENTITLED AN ACT TO INCREASE THE WEIGHT OF SCHOOL GROWTH IN THE CALCULATION OF SCHOOL PERFORMANCE GRADES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein (Primary Sponsor); Clark, D. Davis, Foushee, Robinson, Smith, Smith-Ingram, Van Duyn and Woodard:

S.B. 31, A BILL TO BE ENTITLED AN ACT TO RESTORE THE TEACHING FELLOWS PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Stein:

S.B. 32, A BILL TO BE ENTITLED AN ACT TO EXPAND THE LIST OF CRIMES FOR WHICH AN INVESTIGATIVE GRAND JURY CAN BE CONVENED AND TO AUTHORIZE THE OFFICE OF GENERAL ADMINISTRATION OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY WHETHER THE STATE'S LAW SCHOOLS SHOULD OFFER CLINICS AND CLASSES FOR EDUCATION AND TRAINING OF FUTURE PROSECUTORS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Stein:

S.B. 33, A BILL TO BE ENTITLED AN ACT RELATING TO THE 16TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Cook, Tillman, Sanderson (Primary Sponsors); Brock, Krawiec, Newton and Pate:

S.B. 34, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR SHELLFISH CULTIVATION LEASES IN AREAS CONTAINING SUBMERGED AQUATIC VEGETATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Hise (Primary Sponsors); Brock, Clark, Daniel, Ford, Newton, Pate and Rabin:

S.B. 35, A BILL TO BE ENTITLED AN ACT TO ENACT THE JUMP-START OUR BUSINESS START-UPS ACT AND THE NEW MARKETS TAX CREDIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wade (Primary Sponsor) and Krawiec:

S.B. 36, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith, Apodaca (Primary Sponsors); Daniel, D. Davis, Ford, Hise, Newton, Pate, Rabin and Van Duyn:

S.B. 37, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TUITION WAIVER FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS AND CERTAIN OTHERS ALSO APPLIES TO CHILDREN WHOSE LEGAL GUARDIANS ARE LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabin:

S.B. 38, A BILL TO BE ENTITLED AN ACT RELATING TO THE 12TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

EIGHTH DAY

Senate Chamber
Monday, February 9, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, you are moving here—even tonight—in our hearts and in our minds and in our souls. We pray that you would move and direct us. By the power of your Holy Spirit, empower us to do work that is pleasing to you—in your sight. We pray for this week that it would be a fun week, a challenging week, and that we would work together for the great state of North Carolina. Jesus, it’s in your name we pray. Amen.”

Senator Hise announces that the Senate Journal of Thursday, February 5, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

Upon motion of Senator Pate, seconded by Senator Barefoot, the Senate adjourns at 4:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the announcement of select committees, to reconvene Tuesday, February 10, at 11:00 a.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators D. Davis, Lowe, Bryant (Primary Sponsors); Robinson and Waddell:

S.B. 39, A BILL TO BE ENTITLED AN ACT AMENDING THE WAGE AND HOUR ACT TO PROVIDE FOR AUTOMATIC ADJUSTMENT TO REFLECT INCREASES IN THE COST OF LIVING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.B. 40, A BILL TO BE ENTITLED AN ACT DESIGNATING THE GOLD FESTIVAL IN OLD FORT AS THE STATE’S OFFICIAL GOLD FESTIVAL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Randleman:

S.B. 41, A BILL TO BE ENTITLED AN ACT RELATING TO THE 30TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

February 9, 2015

By Senators Gunn, Barefoot, Clark (Primary Sponsors); Brock, Bryant, Ford, Hise, B. Jackson, Krawiec, Lowe, McInnis and Tillman:

S.B. 42, A BILL TO BE ENTITLED AN ACT TO ENACT THE DATACENTER INFRASTRUCTURE ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Meredith (Primary Sponsors); Brock, Clark, D. Davis, Ford, Hise, B. Jackson, Lowe, Rabin and Tarte:

S.B. 43, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PERIOD IMMEDIATELY PRECEDING THE DATE OF APPLICATION FROM 90 DAYS TO ONE YEAR IN WHICH A MILITARY VETERAN SEEKING A WAIVER OF THE COMMERCIAL SKILLS TEST MUST HAVE BEEN REGULARLY EMPLOYED AND TO PROVIDE A MILITARY VETERAN WITH AN ADDITIONAL METHOD FOR SATISFYING THE CERTIFICATION REQUIREMENT IN G.S. 20-37.13.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brown:

S.B. 44, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE JONES COUNTY TO ENROLL ITS EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brown:

S.B. 45, A BILL TO BE ENTITLED AN ACT RELATING TO THE 6TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brown:

S.B. 46, A BILL TO BE ENTITLED AN ACT TO MODIFY THE USE OF OCCUPANCY TAX PROCEEDS FOR THE CITY OF JACKSONVILLE.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCrory
GOVERNOR

February 3, 2015

February 9, 2015

The Honorable Kathy Harrington
2113 Legislative Building
Raleigh, North Carolina 27601-2808

Dear Senator Harrington:

Pursuant to North Carolina General Statute §143B-350, I am pleased to appoint the following individuals to the North Carolina Board of Transportation for review by the North Carolina General Assembly's Joint Legislative Transportation Oversight Committee:

- Mr. Hugh R. Overholt of Craven County, Second Transportation Division.
- Ms. Sandra G. Fountain of Onslow County, Third Transportation Division.
- Mr. Augustus H. Tulloss of Nash County, Fourth Transportation Division.
- Mr. H. Terry Hutchens of Cumberland County, Sixth Transportation Division.
- Mr. Patrick D. Molamphy of Moore County, Eighth Transportation Division.
- Ms. Tracy F. Dodson of Mecklenburg County, Tenth Transportation Division.
- Mr. Walter J. Debnam, Jr. of Jackson County, Fourteenth Transportation Division.
- Mr. Andrew M. Perkins, Jr. of Forsyth County, at-large member representing Urban Mass Transit.

Enclosed are the biographical information and disclosure statements on the above appointees. Please feel free to call my staff for any additional information.

Sincerely,
S/Pat McCrory
Governor

Cc: The Honorable Tim Moore
The Honorable Phil Berger
Ms. Sarah Lang
Ms. Denise Weeks

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

February 9, 2015

S.B. 5, A BILL TO BE ENTITLED AN ACT TO REPEAL S.L. 2014-8, AS AMENDED BY S.L. 2014-9, AS IT APPLIES TO UNION COUNTY, referred to the **Rules and Operations of the Senate Committee** on February 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 6, A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 15, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE PROGRAM INTEGRITY ENHANCEMENT THROUGH UTILIZATION OF THE STATE'S BUSINESS INTELLIGENCE AND DATA ANALYTICS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Information Technology Committee**.

S.B. 19, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 23, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX EXEMPTION FOR REPAIR PARTS AND ACCESSORIES SOLD TO AN INTERSTATE AIR BUSINESS, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 28, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ESTABLISH AN INDEPENDENT REDISTRICTING COMMISSION TO PREPARE REDISTRICTING PLANS AFTER THE 2030 CENSUS AND THEREAFTER, referred to the **Rules and Operations of the Senate Committee** on February 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Ways & Means Committee**.

S.B. 29, A BILL TO BE ENTITLED AN ACT TO ALLOW REGISTERS OF DEEDS AND CLERKS OF COURT TO REDACT DATES OF BIRTH FROM CERTAIN PUBLIC RECORDS TO PROTECT THE PUBLIC FROM IDENTITY THEFT, referred to the **Rules and Operations of the Senate Committee** on February 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 30, A BILL TO BE ENTITLED AN ACT TO INCREASE THE WEIGHT OF SCHOOL GROWTH IN THE CALCULATION OF SCHOOL PERFORMANCE GRADES, referred to the **Rules and Operations of the Senate Committee** on February 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Ways & Means Committee**.

S.B. 36, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO, referred to the **Rules and Operations of the Senate Committee** on February 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting Committee**.

S.B. 37, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TUITION WAIVER FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS AND CERTAIN OTHERS ALSO APPLIES TO CHILDREN WHOSE LEGAL GUARDIANS ARE LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS, referred to the **Rules and Operations of the Senate Committee** on February 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 43, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PERIOD IMMEDIATELY PRECEDING THE DATE OF APPLICATION FROM 90 DAYS TO ONE YEAR IN WHICH A MILITARY VETERAN SEEKING A WAIVER OF THE COMMERCIAL SKILLS TEST MUST HAVE BEEN REGULARLY EMPLOYED AND TO PROVIDE A MILITARY VETERAN

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WITH AN ADDITIONAL METHOD FOR SATISFYING THE CERTIFICATION REQUIREMENT IN G.S. 20-37.13, referred to the **Rules and Operations of the Senate Committee** on February 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

ESTABLISHMENT OF A COMMITTEE

Senator Berger, President *Pro Tempore*, announces the establishment of the **Senate Select Committee on UNC Board of Governors**.

The members are as follows:

Chair: Senator Apodaca

Members: Senators Blue, Brown, Smith, Soucek and Tillman.

ADDITIONAL SPONSOR

Senator Harrington requests to be added as a sponsor of previously introduced legislation:

S.B. 24, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTILLERY PERMIT HOLDERS TO SELL SPIRITUOUS LIQUOR DISTILLED ON PREMISES TO VISITORS OF THE DISTILLERY FOR CONSUMPTION OFF THE PREMISES AND TO EXPAND THE LIST OF PLACES AT WHICH FREE SPIRITUOUS LIQUOR TASTINGS MAY BE HELD.

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

NINTH DAY

Senate Chamber
Tuesday, February 10, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Without objection, the prayer is postponed until after recess.

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, February 9, has been examined and is found to be correct.

February 10, 2015

Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Senate recesses at 11:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 2:00 p.m.

RECESS

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rucho for the **Finance Committee**:

S.B. 20, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35018, which changes the title to read **S.B. 20** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

INTRODUCTION OF BILLS AND A RESOLUTION

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Apodaca (Primary Sponsor) and J. Davis:

S.R. 47, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Select Committee on UNC Board of Governors**.

By Senator Alexander:

S.B. 48, A BILL TO BE ENTITLED AN ACT RELATING TO THE 15TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Tillman (Primary Sponsor); Cook, Krawiec, Newton, Pate and Rabin:

S.B. 49, A BILL TO BE ENTITLED AN ACT TO MAKE PARALLEL THE PHOTO IDENTIFICATIONS NEEDED TO VOTE IN PERSON AND VOTE CURBSIDE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Bryant:

S.B. 50, A BILL TO BE ENTITLED AN ACT RELATING TO THE 4TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“Thou who art eternal, gracious, and kind, we thank thee for this day, we thank thee for these precious moments, and we thank thee for this time. We ask that you would help us, that you would lead us, that you would guide us. We are here to serve all of the people in thy name as we serve the ‘Old North State.’ These things we pray. And all of the people said, ‘Amen.’”

The Chair extends privileges of the floor to Raquel Begelman from Winterville, North Carolina, who is serving the Senate as Nurse of the Day.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Ben Marklin, Mocksville; Conner Semon, Charlotte; and Briana Yoho, Swansboro.

A SENATORIAL STATEMENT

Senator Barringer submits a Senatorial Statement entitled, **EXPRESSING APPRECIATION TO THE JOHNSON FAMILY FOR PROVIDING A NEW START FOR AN ORPHANED CHILD**. The full text can be found in the Appendix. (See pg. 1255)

Upon motion of Senator Berger, seconded by Senator Cook, the Senate adjourns at 2:14 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene Wednesday, February 11, at 2:00 p.m.

February 10, 2015

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 15, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE PROGRAM INTEGRITY ENHANCEMENT THROUGH UTILIZATION OF THE STATE'S BUSINESS INTELLIGENCE AND DATA ANALYTICS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, referred to the **Finance Committee** on February 9, with a sequential referral to the **Information Technology Committee**.

The sequential referral to the **Information Technology Committee** is stricken.

S.B. 16, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNEMPLOYMENT INSURANCE LAWS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 17, A BILL TO BE ENTITLED AN ACT TO RATIFY PAST UNEMPLOYMENT INSURANCE APPEALS DECISIONS, TO AMEND THE APPOINTMENT PROCESS FOR THE BOARD OF REVIEW, AND TO CREATE STAGGERED TERMS FOR MEMBERS OF THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Harrington for the **Appropriations/Base Budget Committee**:

S.B. 20 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, with a favorable report.

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Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

TENTH DAY

Senate Chamber
Wednesday, February 11, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Our Father, who art in heaven, we come before you because you are our Father. You are living and you are active here in this place. Lord, you are not ignorant of our prayers. Before a thought is on our mind, you know them, according to Psalm 139. We lift up the families of the victims of the shooting in Chapel Hill. I know it was shocking to me, and I'm sure it was shocking to others in this room. Lord, you know what we need before we bring it before you; we thank you for knowing our needs. We thank you that we can come to a place where you can satisfy us. We come before you then so that we might be spurred on to seeking you. We need your vision, Lord, not our own. We come before you as real people in the need of your real guidance and your real presence here today. Stir our hearts to follow in your footsteps. It is in Jesus' name we pray. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, February 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Pamela Harris from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Finance Committee**:

S.B. 15, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE PROGRAM INTEGRITY ENHANCEMENT THROUGH UTILIZATION OF THE STATE'S BUSINESS

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INTELLIGENCE AND DATA ANALYTICS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45025, which changes the title to read **S.B. 15** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, is adopted and engrossed.

CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

S.B. 20 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, upon second reading.

Senator Ford offers Amendment No. 1.

Senator Apodaca offers Amendment No. 2 as a Substitute Amendment, which is adopted (34-16), and Amendment No. 1 subsequently fails.

Senator Van Duyn offers Amendment No. 3.

Senator Apodaca moves that Amendment No. 3 do lie upon the table, seconded by Senator Brock, which motion prevails (33-17).

The Committee Substitute bill, as amended, passes its second reading, by roll-call vote, ayes 36, noes 14, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Ford, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Stein, Tarte, Tillman, Tucker, Wade and Wells---36.

Voting in the negative: Senators Barringer, Blue, Bryant, Clark, D. Davis, Foushee, J. Jackson, Lowe, Robinson, Smith, Smith-Ingram, Van Duyn, Waddell and Woodard---14.

The Committee Substitute bill, as amended, remains on the calendar for Thursday, February 12, upon third reading.

Upon motion of Senator Berger, seconded by Senator Tucker, the Senate adjourns at 2:57 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of messages from the House of Representatives, and the appointment of committee members, to reconvene Thursday, February 12, at 11:00 a.m.

February 11, 2015

INTRODUCTION OF BILLS AND A RESOLUTION

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Clark, Ford (Primary Sponsors); Bryant, Robinson, Van Duyn and Waddell:

S.B. 51, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO IMPLEMENT COST-EFFECTIVE ENERGY CONSERVATION MEASURES FOR EXISTING BUILDINGS OR UTILITY SYSTEMS WITHOUT ENTERING INTO A GUARANTEED ENERGY SAVINGS CONTRACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec (Primary Sponsor) and Van Duyn:

S.B. 52, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO ALLOW ACTIVATION OF PARKING METERS BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS, OR OTHER ELECTRONIC MEANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec and Lowe (Primary Sponsors):

S.B. 53, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Cook (Primary Sponsor); Daniel, Krawiec and Newton:

S.B. 54, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PROCEDURES FOR CHALLENGING ABSENTEE BALLOTS TO ALLOW A REGISTERED VOTER TO CHALLENGE AN ABSENTEE BALLOT BY COUNTY VERSUS PRECINCT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Robinson:

S.B. 55, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE GUILFORD COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Ways & Means Committee**.

By Senator Smith:

S.B. 56, A BILL TO BE ENTITLED AN ACT RELATING TO THE 13TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

February 11, 2015

By Senator Woodard:

S.B. 57, A BILL TO BE ENTITLED AN ACT RELATING TO THE 22ND SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Woodard:

S.B. 58, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE AND TO ALLOW THE TOWN TO EXERCISE EXTRATERRITORIAL JURISDICTION LAND-USE REGULATION WITHIN ONE MILE OF THE PROPERTY ANNEXED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Woodard:

S.B. 59, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE PERSON COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Ways & Means Committee**.

By Senators Bingham (Primary Sponsor); Bryant, Hise, Randleman and Sanderson:

S.B. 60, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM AND TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bingham (Primary Sponsor); Daniel, D. Davis, Hise, Krawiec, Lee, Rabin and Sanderson:

S.B. 61, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTIFIED AND UNCERTIFIED COPIES OF DEATH CERTIFICATES SHALL BE ISSUED WITHOUT CHARGE TO CERTAIN FAMILY MEMBERS OF A DECEASED VETERAN OF THE ARMED FORCES OF THE UNITED STATES WHO WAS DISCHARGED OR RELEASED UNDER HONORABLE CONDITIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Bingham:

S.B. 62, A BILL TO BE ENTITLED AN ACT RELATING TO THE 33RD SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells:

S.B. 63, A BILL TO BE ENTITLED AN ACT RELATING TO THE 42ND SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

February 11, 2015

By Senator Lee:

S.B. 64, A BILL TO BE ENTITLED AN ACT RELATING TO THE 9TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator McInnis:

S.B. 65, A BILL TO BE ENTITLED AN ACT RELATING TO THE 25TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock, Cook, Wade (Primary Sponsors); Hise and B. Jackson:

S.B. 66, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 67, A BILL TO BE ENTITLED AN ACT RELATING TO THE 41ST SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Gunn:

S.B. 68, A BILL TO BE ENTITLED AN ACT RELATING TO THE 24TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Brown, Curtis (Primary Sponsors); Bingham, Brock, D. Davis, Hise, B. Jackson, Krawiec, Newton, Rabin, Randleman, Sanderson and Woodard:

S.R. 69, A SENATE RESOLUTION HONORING THE BOY SCOUTS OF AMERICA AND THE ORDER OF THE ARROW.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 3, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

February 11, 2015

By Senator Apodaca for the **Select Committee on UNC Board of Governors**:

S.R. 47, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

CHANGES TO 2015-2016 SENATE COMMITTEES

Pursuant to Rule 31, Senator Berger, President *Pro Tempore*, makes the following standing committee membership changes:

Senator Hartsell is appointed as Vice-Chair of the **Agriculture/Environment/Natural Resources Committee** and is removed from the **Appropriations on Natural and Economic Resources Committee**.

Senator Lowe is appointed to the **Transportation Committee**, the **Pensions & Retirement and Aging Committee**, the **Judiciary II Committee**, the **Program Evaluation Committee**, the **Health Care Committee**, and the **Appropriations on Natural and Economic Resources Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 3, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS, referred to the **Rules and Operations of the Senate Committee** on February 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

S.B. 46, A BILL TO BE ENTITLED AN ACT TO MODIFY THE USE OF OCCUPANCY TAX PROCEEDS FOR THE CITY OF JACKSONVILLE, referred to the **Rules and Operations of the Senate Committee** on February 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 49, A BILL TO BE ENTITLED AN ACT TO MAKE PARALLEL THE PHOTO IDENTIFICATIONS NEEDED TO VOTE IN PERSON AND VOTE CURBSIDE, referred to the **Rules and Operations of the Senate Committee** on February 10.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting Committee**.

S.B. 52, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO ALLOW ACTIVATION OF PARKING METERS BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS, OR OTHER ELECTRONIC MEANS, referred to the **Rules and Operations of the Senate Committee** on February 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 53, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING, referred to the **Rules and Operations of the Senate Committee** on February 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 54, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PROCEDURES FOR CHALLENGING ABSENTEE BALLOTS TO ALLOW A REGISTERED VOTER TO CHALLENGE AN ABSENTEE BALLOT BY COUNTY VERSUS PRECINCT, referred to the **Rules and Operations of the Senate Committee** on February 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting Committee**.

S.B. 60, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM AND TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER, referred to the **Rules and Operations of the Senate Committee** on February 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 61, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTIFIED AND UNCERTIFIED COPIES OF DEATH CERTIFICATES SHALL BE ISSUED WITHOUT CHARGE TO CERTAIN FAMILY MEMBERS OF A DECEASED VETERAN OF THE ARMED FORCES OF THE UNITED STATES WHO WAS DISCHARGED OR RELEASED UNDER HONORABLE CONDITIONS, referred to the **Rules and Operations of the Senate Committee** on February 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

ADDITIONAL SPONSOR

Senator Rabin requests to be added as a sponsor of previously introduced legislation:

S.B. 15, A BILL TO BE ENTITLED AN ACT RELATING TO UNEMPLOYMENT INSURANCE PROGRAM INTEGRITY ENHANCEMENT THROUGH UTILIZATION OF THE STATE'S BUSINESS INTELLIGENCE AND DATA ANALYTICS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

ELEVENTH DAY

Senate Chamber
Thursday, February 12, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

"Most gracious and loving Heavenly Father, as we prepare to end our week in Raleigh, we thank you for your presence in our midst. We are reminded that you are with us in our sessions, in our committees, in our caucuses, in our offices, on our drives home—in fact you tell us that you will never leave us or forsake us, and we can answer the question, 'where can we go that we are not in your presence' with a resounding 'nowhere.' Give us the wisdom we need to do what you have chosen us to do. Teach us to number our days that we apply our hearts unto your wisdom. Help us as we strive to do your will. We answer to many factions: our leaders, our constituents, our families, our friends, but ultimately the most important account that we will have to give is when we stand before you. The words that we long to hear on that day are 'well done good and faithful servant. You have been faithful over a few things, I will make thee ruler over many things. Enter thou into the joy of the Lord.'* Thank you for your joy. We pray these things in the name of our Lord and Savior, Jesus Christ. Amen."

*Matthew 25:23, KJV

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Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, February 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Ivanna Plymouth from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

WITHDRAWAL FROM COMMITTEE

S.R. 69, A SENATE RESOLUTION HONORING THE BOY SCOUTS OF AMERICA AND THE ORDER OF THE ARROW, referred to the **Rules and Operations of the Senate Committee** on February 11.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed on today's calendar, which motion prevails with unanimous consent, and the Chair so orders.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 15 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Tuesday, February 17.

CALENDAR

A bill and resolutions on today's calendar are taken up and disposed of as follows:

S.B. 20 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, upon third reading, as amended.

The Committee Substitute bill, as amended, passes its third reading, by roll-call vote, ayes 35, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Stein, Tarte, Tillman, Tucker, Wade and Wells---35.

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Voting in the negative: Senators Barringer, Blue, Bryant, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, Robinson, Smith, Smith-Ingram, Van Duyn, Waddell and Woodard---15.

The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

S.R. 47, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, for adoption.

Upon motion of Senator Apodaca, the Senate Resolution is adopted (49-0).

S.R. 69, A SENATE RESOLUTION HONORING THE BOY SCOUTS OF AMERICA AND THE ORDER OF THE ARROW, for adoption.

Upon motion of Senator Daniel, the Senate Resolution is adopted (49-0).

Upon motion of Senator Berger, seconded by Senator Tarte, the Senate adjourns at 11:48 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Monday, February 16, at 4:00 p.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Krawiec:

S.B. 70, A BILL TO BE ENTITLED AN ACT RELATING TO THE 31ST SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Lee:

S.B. 71, A BILL TO BE ENTITLED AN ACT TO REESTABLISH STAGGERED TERMS FOR THE MEMBERSHIP OF THE RULES REVIEW COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Foushee, Woodard (Primary Sponsors) and Van Duyn:

S.B. 72, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE MINING AND ENERGY COMMISSION PROVIDING FOR MANAGEMENT OF OIL OR GAS EXPLORATION AND DEVELOPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Foushee:

S.B. 73, A BILL TO BE ENTITLED AN ACT TO DIRECT CONVEYANCE BY THE STATE OF THE HAYWOOD TOWN SQUARE.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators B. Jackson (Primary Sponsor); Brock, Krawiec, McInnis and Sanderson:

S.B. 74, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Brock, Wade (Primary Sponsors) and Sanderson:

S.B. 75, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THE ILLEGAL OPERATION OF AMUSEMENT DEVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Randleman:

S.B. 76, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Randleman:

S.B. 77, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION BENEFIT PAID TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Randleman, Daniel, Newton (Primary Sponsors); Brock, Krawiec, Rabin and Sanderson:

S.B. 78, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A STATE CORRECTIONAL OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Robinson (Primary Sponsor) and Bryant:

S.B. 79, A BILL TO BE ENTITLED AN ACT TO REQUIRE TEACHER EDUCATION PROGRAMS TO PROVIDE HIGH QUALITY SCHOOL-BASED CLINICAL EXPERIENCES THROUGH PARTNERSHIPS WITH LOCAL BOARDS OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

TWELFTH DAY

Senate Chamber
Monday, February 16, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Senator from Mitchell County.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Thank you, Lord, for your presence here with us. We ask you for protection and safety on this day especially and for those as we move forward. For it’s in Christ’s name that we pray. Amen.”

Senator Barefoot announces that the Senate Journal of Thursday, February 12, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

Upon motion of Senator Tarte, seconded by Senator Rabin, the Senate adjourns at 4:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, February 17, at 2:00 p.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator J. Davis:

S.B. 80, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bingham (Primary Sponsor) and Woodard:

S.B. 81, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM THE HEALTH IMPACTS OF TOXIC CHEMICALS IN CHILDREN’S PRODUCTS BY PROHIBITING THE SALE OF CHILDREN’S PRODUCTS CONTAINING BISPHENOL A, TRIS, OR PHTHALATES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bingham (Primary Sponsor) and J. Davis:

S.B. 82, A BILL TO BE ENTITLED AN ACT TO ENSURE THE INTEGRITY OF BIRTH RECORDS PRESENTED FOR REGISTRATION.

Referred to the **Judiciary II Committee**.

By Senator Bingham:

S.B. 83, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO KNOWINGLY PRESENT FOR FILING A DOCUMENT THAT

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CONTAINS MATERIALLY INACCURATE INFORMATION FOR AN IMPROPER PURPOSE.

Referred to the **Judiciary II Committee**.

By Senator Tillman:

S.B. 84, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DROPOUT PREVENTION AND RECOVERY PILOT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Barringer:

S.B. 85, A BILL TO BE ENTITLED AN ACT RELATING TO THE 17TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock, Cook, and Wade (Primary Sponsors):

S.B. 86, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE ECOSYSTEM ENHANCEMENT PROGRAM TO THE DIVISION OF MITIGATION SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.B. 87, A BILL TO BE ENTITLED AN ACT EXPANDING THE USE OF FUNDS APPROPRIATED TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR HEALTH INFORMATION EXCHANGE.

Referred to the **Appropriations/Base Budget Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 71, A BILL TO BE ENTITLED AN ACT TO REESTABLISH STAGGERED TERMS FOR THE MEMBERSHIP OF THE RULES REVIEW COMMISSION, referred to the **Rules and Operations of the Senate Committee** on February 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 75, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THE ILLEGAL OPERATION OF AMUSEMENT DEVICES, referred to the **Rules and Operations of the Senate Committee** on February 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/Natural Resources Committee**.

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S.B. 76, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY, referred to the **Rules and Operations of the Senate Committee** on February 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 77, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION BENEFIT PAID TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, referred to the **Rules and Operations of the Senate Committee** on February 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

S.B. 78, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A STATE CORRECTIONAL OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY, referred to the **Rules and Operations of the Senate Committee** on February 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

Pursuant to Senator Tarte's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTEENTH DAY

Senate Chamber
Tuesday, February 17, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Tom Apodaca, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, today we need your blessing. Like Jacob gave to his twelve children, we need your blessing. We come to you and we remember what you said through Aaron, 'the Lord bless you, the Lord keep you, and the Lord lift up his countenance upon you and give you His peace.'* Certainly, Lord, we need that peace in the midst of a violent and strife-torn world, but your love prospers us here, and we ask you for that love and that blessing today. In Christ's name, Amen."

*Numbers 6:24-26, ESV (excerpt)

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Senator Rabin announces that the Senate Journal of Monday, February 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 15 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, upon second reading.

Upon motion of Senator Hise, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, February 18.

Upon motion of Senator Randleman, seconded by Senator J. Jackson, the Senate adjourns at 2:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Wednesday, February 18, at 3:00 p.m.

INTRODUCTION OF A BILL

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Brown (Primary Sponsor); Bryant, Clark, Cook, Curtis, Daniel, J. Davis, Foushee, Harrington, Hise, B. Jackson, Lee, McInnis, Pate, Rabin, Rabon, Randleman, Sanderson, Smith, Smith-Ingram, Van Duyn, Wells and Woodard:

S.B. 88, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRIC MEMBERSHIP CORPORATIONS AND MUNICIPAL ELECTRIC PROVIDERS ARE EXEMPT FROM SECTION 224 OF THE COMMUNICATIONS ACT OF 1934 IN THE STATE'S REGULATION OF POLE ATTACHMENTS AND TO PROVIDE GUIDANCE IN RESOLVING DISPUTES REGARDING COMPENSATION FOR POLE ATTACHMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

ADDITIONAL SPONSOR

Senator Harrington requests to be added as a sponsor of previously introduced legislation:

S.R. 69, A SENATE RESOLUTION HONORING THE BOY SCOUTS OF AMERICA AND THE ORDER OF THE ARROW.

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S.B. 78, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A STATE CORRECTIONAL OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY.

Pursuant to Senator Randleman's motion to adjourn having prevailed, the Senate stands adjourned.

FOURTEENTH DAY

Senate Chamber
Wednesday, February 18, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Almighty God, whose power is infinite and wisdom infallible, order this day—these hours, these soldiers—so that we might see. We cannot see, Lord. We often carry around thick burdens. It is hard to love our neighbors as ourselves. We have forgotten how to love you, O Lord. All of us are in need of your grace today. We need a place to dwell from the cold of this world, in safety, in the shadow of your wings, Lord, so that we might dwell in a place where arrows that fly by day and pestilence that walks around in the darkness find no place. I pray that we might dwell in the shadow of your wing this day, as we move forward together as a legislative family. In Jesus' name I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, February 17, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bingham and Senator Tucker.

CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

S.B. 15 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, upon second reading.

February 18, 2015

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 42, noes 6, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Smith, Soucek, Stein, Tarte, Tillman, Waddell, Wade, Wells and Woodard---42.

Voting in the negative: Senators D. Davis, Lowe, McKissick, Robinson, Smith-Ingram and Van Duyn---6.

The Committee Substitute bill remains on the calendar for Thursday, February 19, upon third reading.

WITHDRAWAL FROM COMMITTEE

S.B. 2, A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES AND REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION, referred to the **Judiciary I Committee** on February 4.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the bill be withdrawn from the **Judiciary I Committee** and re-referred to the **Judiciary II Committee**, which motion prevails with unanimous consent, and the Chair so orders.

Upon motion of Senator Berger, seconded by Senator Daniel, the Senate adjourns at 3:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Thursday, February 19, at 11:00 a.m.

ADDITIONAL SPONSORS

Senator Tillman and Senator Wells request to be added as sponsors of previously introduced legislation:

S.B. 88, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRIC MEMBERSHIP CORPORATIONS AND MUNICIPAL ELECTRIC PROVIDERS ARE EXEMPT FROM SECTION 224 OF THE COMMUNICATIONS ACT OF 1934 IN THE STATE'S REGULATION OF POLE ATTACHMENTS AND TO PROVIDE GUIDANCE IN RESOLVING DISPUTES REGARDING COMPENSATION FOR POLE ATTACHMENTS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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FIFTEENTH DAY

Senate Chamber
Thursday, February 19, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Gracious God, Heavenly Father, thank you for the warmth of this building. We pray for those that are without it right now. We give you thanks for large things as well, like democracy. We pray for those who are without it right now. We come before you and we ask that you and your blazing face would pierce us with the shafts of your burning love. You, O God, are a God of love, and, Lord, you are also holy. Your holiness is our judge, and your wounds are our salvation. Lord, thank you for salvation. May you send us out to serve the people of this land, whether in Bertie County or Cherokee County or Harnett County or Wake County. We are blessed to be at your service, and we are blessed to be gathered here today to do this great work. In Jesus’ name I pray. Amen.”

Senator Apodaca announces that the Senate Journal of Wednesday, February 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bingham, Senator Wells, and Senator Woodard.

The Chair extends privileges of the floor to Stephanie Leach from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

CALENDAR

A bill on today’s calendar is taken up and disposed of as follows:

S.B. 15 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 40, noes 6, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Smith, Soucek, Stein, Tarte, Tillman, Waddell and Wade---40.

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Voting in the negative: Senators D. Davis, Lowe, McKissick, Robinson, Smith-Ingram and Van Duyn--6.

The Committee Substitute bill is ordered sent to the House of Representatives.

ESTABLISHMENT OF A COMMITTEE

Senator Louis Pate, Deputy President *Pro Tempore*, announces that pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, hereby establishes the **Senate Select Committee on Nominations**.

The members are as follows:

Chair: Senator Apodaca

Vice Chair: Senator Newton

Vice Chair: Senator Rucho

Members: Senators Barringer, Blue, Brown, Hise, Robinson, Tillman, Tucker, Wade and Woodard.

LEAVE OF ABSENCE

Without objection, the Chair grants a full excused leave of absence for today to Senator Tucker.

Upon motion of Senator Pate, seconded by Senator Krawiec, the Senate adjourns at 11:16 a.m., in memory of former North Carolina Congressman Cass Ballenger, subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Monday, February 23, at 4:00 p.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Randleman (Primary Sponsor); Brock, Daniel and Newton:

S.B. 89, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DIRECTING THE CLERK OF COURT TO TRANSMIT CERTAIN DATA RELEVANT TO THE FACTORS THAT DISQUALIFY A PERSON FROM OBTAINING A PERMIT TO PURCHASE OR TRANSFER A HANDGUN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Cook:

S.B. 90, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

February 19, 2015

By Senators Hartsell (Primary Sponsor) and Clark:

S.B. 91, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE SCHOOL OF GOVERNMENT AT THE UNIVERSITY OF NORTH CAROLINA TO COORDINATE A WORKING GROUP CHARGED WITH DEVELOPING STANDARDS FOR STATE AGENCIES TO USE WHEN DESIGNING AND IMPLEMENTING PILOT PROJECTS MANDATED BY THE GENERAL ASSEMBLY, AND TO REQUIRE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO ADOPT RULES IMPLEMENTING THE STANDARDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 92, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHIEF ADMINISTRATIVE LAW JUDGE TO APPOINT A CODIFIER OF RULES TO SERVE IN THE OFFICE OF ADMINISTRATIVE HEARINGS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Woodard:

S.B. 93, A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Wade, Rabin (Primary Sponsors) and Cook:

S.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO SIMPLIFY THE MANAGEMENT OF PUBLIC PRIMARY AND SECONDARY EDUCATION BY PROVIDING FOR A SECRETARY OF EDUCATION TO REPLACE THE CURRENT SYSTEM OF A SUPERINTENDENT OF PUBLIC INSTRUCTION AND A STATE BOARD OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

ADDITIONAL SPONSORS

Senator Blue requests to be added as a sponsor of previously introduced legislation:

S.B. 88, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRIC MEMBERSHIP CORPORATIONS AND MUNICIPAL ELECTRIC PROVIDERS ARE EXEMPT FROM SECTION 224 OF THE COMMUNICATIONS ACT OF 1934 IN THE STATE'S REGULATION OF POLE ATTACHMENTS AND TO PROVIDE GUIDANCE IN RESOLVING DISPUTES REGARDING COMPENSATION FOR POLE ATTACHMENTS.

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Senator Sanderson requests to be added as a sponsor of previously introduced legislation:

S.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO SIMPLIFY THE MANAGEMENT OF PUBLIC PRIMARY AND SECONDARY EDUCATION BY PROVIDING FOR A SECRETARY OF EDUCATION TO REPLACE THE CURRENT SYSTEM OF A SUPERINTENDENT OF PUBLIC INSTRUCTION AND A STATE BOARD OF EDUCATION.

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTEENTH DAY

Senate Chamber
Monday, February 23, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Thank you, Heavenly Father, for this day. We acknowledge that you do govern these affairs. Even if a sparrow cannot fall to the ground without you noticing, how can we think that you are indifferent to what we do here? Make plain to us your plans, for you know how blind we can be and how stubborn in our own intentions we are. We pray for your help today, and we pray that you put your love in our hearts. Through Jesus Christ our Lord we pray. Amen.”

Senator Rabin announces that the Senate Journal of Thursday, February 19, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Tina Schoen from Waxhaw, North Carolina, who is serving the Senate as Nurse of the Day.

SENATE PAGES

The following pages are serving in the Senate this week:

February 23, 2015

Sean Flynn, Southport; Ashley King, Rocky Mount; Riley Klocke, Gastonia; Malcolm Livingston, Raleigh; Mary Grace McConnell, Harrisburg; Nick Mills, Raleigh; and Kayla Smith, Raleigh.

Upon motion of Senator Apodaca, seconded by Senator Harrington, the Senate adjourns at 4:03 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, February 24, at 2:00 p.m.

RE-REFERRAL OF BILLS AND RESOLUTIONS

Senator Apodaca orders the re-referral of bills and resolutions as follows:

S.J.R. 11, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF KEITH HOLLIDAY TO THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 2.

The Joint Resolution is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Select Committee on Nominations**.

S.J.R. 12, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF STANLEY CAMPBELL TO THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 2.

The Joint Resolution is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Select Committee on Nominations**.

S.J.R. 13, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF JEANETTE DORAN TO THE BOARD OF REVIEW, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON UNEMPLOYMENT INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 2.

The Joint Resolution is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Select Committee on Nominations**.

S.B. 89, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DIRECTING THE CLERK OF COURT TO TRANSMIT CERTAIN DATA RELEVANT TO THE FACTORS THAT DISQUALIFY A PERSON FROM OBTAINING A PERMIT TO PURCHASE OR TRANSFER A HANDGUN, referred to the **Rules and Operations of the Senate Committee** on February 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 90, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP

February 23, 2015

LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, referred to the **Rules and Operations of the Senate Committee** on February 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 91, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE SCHOOL OF GOVERNMENT AT THE UNIVERSITY OF NORTH CAROLINA TO COORDINATE A WORKING GROUP CHARGED WITH DEVELOPING STANDARDS FOR STATE AGENCIES TO USE WHEN DESIGNING AND IMPLEMENTING PILOT PROJECTS MANDATED BY THE GENERAL ASSEMBLY, AND TO REQUIRE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO ADOPT RULES IMPLEMENTING THE STANDARDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

S.B. 92, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CHIEF ADMINISTRATIVE LAW JUDGE TO APPOINT A CODIFIER OF RULES TO SERVE IN THE OFFICE OF ADMINISTRATIVE HEARINGS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

INTRODUCTION OF BILLS AND A RESOLUTION

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Barefoot, Soucek (Primary Sponsors); Krawiec, Rabin, Sanderson and Smith-Ingram:

S.B. 95, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LOCAL BOARDS OF EDUCATION ADOPT PERFORMANCE-BASED REDUCTION IN FORCE POLICIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Robinson (Primary Sponsor) and Lowe:

S.B. 96, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO COMPLETE THE STRATEGIC STATE PLAN FOR ALZHEIMER'S DISEASE BY A DATE CERTAIN.

Referred to the **Health Care Committee**.

February 23, 2015

By Senator J. Davis:

S.B. 97, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE STATE ADVISORY COUNCIL ON INDIAN EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon:

S.B. 98, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF SOUTHPORT TO ENROLL ITS EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith, Daniel, Newton (Primary Sponsors); J. Davis and Sanderson:

S.B. 99, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DEFINITION OF FIREFIGHTER FOR PURPOSES OF THE FIREFIGHTERS' AND RESCUE SQUAD WORKERS' PENSION FUND, FIREFIGHTER RELIEF FUNDS, AND FIREFIGHTERS' DEATH BENEFITS AND TO AMEND THE PROCESS FOR FILING CERTIFIED ROSTERS WITH THE NORTH CAROLINA STATE FIREMEN'S ASSOCIATION.

Referred to the **Pensions & Retirement and Aging Committee**.

By Senator Smith-Ingram:

S.B. 100, A BILL TO BE ENTITLED AN ACT RELATING TO THE 3RD SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Cook:

S.B. 101, A BILL TO BE ENTITLED AN ACT RELATING TO THE 1ST SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Curtis, Barringer, J. Jackson (Primary Sponsors); Bingham, Harrington and Rabin:

S.B. 102, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CHILDREN'S ADVOCACY CENTERS.

Referred to the **Appropriations/Base Budget Committee**.

By Senators Bryant, Robinson, Foushee (Primary Sponsors); Lowe, Smith and Smith-Ingram:

S.B. 103, A BILL TO BE ENTITLED AN ACT TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION.

Referred to the **Redistricting Committee**.

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By Senator Brown:

S.J.R. 104, A JOINT RESOLUTION TO CONFIRM THE GOVERNOR'S REAPPOINTMENT OF RAY GRACE TO THE OFFICE OF COMMISSIONER OF BANKS.

Referred to the **Select Committee on Nominations**.

By Senators Brown, Meredith (Primary Sponsors); Clark, D. Davis, Lowe and Rabin:

S.B. 105, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INFORMATION ABOUT THE NUMBER OF VETERANS EMPLOYED BY A CORPORATION OR A LIMITED LIABILITY COMPANY BE INCLUDED IN ANNUAL REPORTS SUBMITTED BY THOSE CORPORATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown (Primary Sponsor) and B. Jackson:

S.B. 106, A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS FOR THE PROTECTION OF MILITARY BUFFERS APPROPRIATED TO THE AGRICULTURAL DEVELOPMENT AND FARMLAND PRESERVATION TRUST FUND FOR THE 2015-2016 FISCAL YEAR ARE NONREVERTING.

Referred to the **Appropriations/Base Budget Committee**.

By Senators Smith (Primary Sponsor); D. Davis, Lowe, Smith-Ingram and Woodard:

S.B. 107, A BILL TO BE ENTITLED AN ACT TO RESTORE EDUCATION-BASED SALARY SUPPLEMENTS FOR ALL TEACHERS AND INSTRUCTIONAL SUPPORT PERSONNEL.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCRORY
GOVERNOR

February 19, 2015

The Honorable Philip E. Berger
Senate President Pro Tempore
Legislative Building, Room 2008
Raleigh, North Carolina 27601-2008

February 23, 2015

Dear Senator Berger:

Pursuant to North Carolina General Statute §143B-926, I am pleased to nominate Mr. Bernard Warren (B.W.) Collier, II, to serve as the Director of the North Carolina State Bureau of Investigation. Mr. Collier has a distinguished career with the SBI and has served as acting director since August 2014. Under his leadership the SBI is making tremendous progress and I urge his confirmation.

Included you will find biographical information for Mr. Collier and the required disclosure forms. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory
Governor

Cc: Ms. Sarah Lang
Ms. Denise Weeks

The message is referred to the **Select Committee on Nominations**.

Pursuant to Senator Apodaca's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTEENTH DAY

Senate Chamber
Tuesday, February 24, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Erica Smith-Ingram, Senator from Northampton County, as follows:

“Creator of the universe, God of us all, we humbly bow in your presence. We thank you, Master, for traveling grace and mercy as we arrive to our prospective destinations today. God, as we advocate, as we legislate, as we deliberate, we ask that you will open our hearts in love, that you will open our minds with understanding, that you will guide our feet on the path of justice, and that you will open up our hands for service. As we fellowship one with another, God, we ask that you keep us ever mindful that there are workers without jobs, there are the hungry without food, there are the homeless without shelter, and there is a

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world without peace. Then, God, endow us with the dudamous power that we might make the right decisions and build capacity so that these things might not be so. These and all other blessings we ask in your name, no higher name on earth. Let all the believers say, 'Amen.'”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, February 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Nurse Practitioner Tom Bush from Hillsborough, North Carolina, who is serving the Senate as Nurse of the Day.

INTRODUCTION OF A RESOLUTION

Upon motion of Senator Apodaca, without objection, the introduction of S.R. 108, which was filed Monday, February 23, will occur on Wednesday, February 25.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Tillman for the **Finance Committee**:

S.B. 19, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45047, is adopted and engrossed.

By Senator Daniel for the **Judiciary II Committee**:

S.B. 2, A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES AND REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45048, which changes the title to read **S.B. 2** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES, ASSISTANT REGISTERS OF DEEDS, AND DEPUTY REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION, is adopted and engrossed.

February 24, 2015

Upon motion of Senator Berger, seconded by Senator Hise, the Senate adjourns at 2:12 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, February 25, at 9:30 a.m.

INTRODUCTION OF A RESOLUTION

A resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Apodaca:

S.J.R. 109, A JOINT RESOLUTION INVITING THE HONORABLE MARK MARTIN, CHIEF JUSTICE OF THE SUPREME COURT OF NORTH CAROLINA, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE.

Referred to the **Rules and Operations of the Senate Committee**.

ADDITIONAL SPONSOR

Senator Waddell requests to be added as a sponsor of previously introduced legislation:

S.B. 103, A BILL TO BE ENTITLED AN ACT TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

EIGHTEENTH DAY

Senate Chamber
Wednesday, February 25, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

The Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 10:00 a.m.

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RECESS**INTRODUCTION OF BILLS AND A RESOLUTION**

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Apodaca:

S.R. 108, A SENATE RESOLUTION TO AMEND THE SENATE PERMANENT RULES TO CHANGE THE CROSSOVER DEADLINE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Harrington, Meredith (Primary Sponsors); Daniel and Lee:

S.B. 110, A BILL TO BE ENTITLED AN ACT TO PHASE OUT THE TRANSFER OF FUNDS FROM THE HIGHWAY FUND TO THE GENERAL FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon:

S.B. 111, A BILL TO BE ENTITLED AN ACT RELATING TO THE 8TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Cook, Tillman, and Sanderson (Primary Sponsors):

S.B. 112, A BILL TO BE ENTITLED AN ACT URGING ALL COASTAL COMMUNITY COLLEGES TO OFFER COURSES ON COMMERCIAL FISHING AND AQUACULTURE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Cook and Sanderson (Primary Sponsors):

S.B. 113, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE FERRY DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO A CONTRACT FOR THE PURCHASE OF MOTOR FUEL THAT OFFERS A GUARANTEED PRICE PLAN OR PREPAID GUARANTEED PRICE PLAN AND TO EXPAND THE PURPOSES FOR WHICH CERTAIN PROCEEDS COLLECTED BY THE FERRY DIVISION MAY BE USED.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord of all creation, it’s such a gift that you, Lord, like the snow, would come down to us. You do not leave us alone. For as you’ve blessed us with snow, Lord, so you’ve blessed us this morning with fresh mercy. Father, I pray

February 25, 2015

that the glory of your mercy would compel us to be grateful today, to work together today, to give one another grace for this morning. Lord, you level the playing field all of the time. You remind us, today, that in this body you are intimately involved—you come close, you come near. You want to be involved in the special work of this assembly. Bring the peace of Christ to bear on this particular day as you have brought the peace of the snow to many neighborhoods around this state. In Jesus' name I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, February 24, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Hartsell, Senator Pate, and Senator Soucek.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

S.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Friday, February 27, upon third reading.

S.B. 2 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES, ASSISTANT REGISTERS OF DEEDS, AND DEPUTY REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION, upon second reading.

Upon the appearance of Senator Pate in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

February 25, 2015

The Committee Substitute bill passes its second reading (32-16) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

WITHDRAWAL FROM COMMITTEE

S.J.R. 109, A JOINT RESOLUTION INVITING THE HONORABLE MARK MARTIN, CHIEF JUSTICE OF THE SUPREME COURT OF NORTH CAROLINA, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, referred to the **Rules and Operations of the Senate Committee** on February 24.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the Joint Resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed before the Senate for immediate consideration, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR *(continued)*

S.J.R. 109, A JOINT RESOLUTION INVITING THE HONORABLE MARK MARTIN, CHIEF JUSTICE OF THE SUPREME COURT OF NORTH CAROLINA, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, upon second reading.

The Joint Resolution passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

WITHDRAWAL FROM COMMITTEE

S.R. 108, A SENATE RESOLUTION TO AMEND THE SENATE PERMANENT RULES TO CHANGE THE CROSSOVER DEADLINE, referred to the **Rules and Operations of the Senate Committee** on February 25.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Monday, March 2, which motion prevails with unanimous consent, and the Chair so orders.

WITHDRAWAL FROM A FUTURE CALENDAR

S.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, placed on the calendar of Friday, February 27.

Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the calendar of Friday, February 27, and placed on the calendar of Monday, March 2, which motion prevails with unanimous consent, and the Chair so orders.

February 25, 2015

Upon motion of Senator Berger, seconded by Senator Newton, the Senate adjourns at 12:27 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Friday, February 27, at 2:00 p.m.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

PAT McCrORY
GOVERNOR

February 25, 2015

The Honorable Philip E. Berger
Senate President Pro Tempore
Legislative Building, Room 2008
Raleigh, North Carolina 27601-2008

Dear Senator Berger:

I am pleased to recommend Mr. Christopher Loutit to serve on the North Carolina Industrial Commission for a term beginning July 1, 2015,* and hereby submit his name for confirmation by the General Assembly pursuant to North Carolina General Statute § 97-77. Mr. Loutit's experience and knowledge will be a tremendous asset to the workings of the Commission. I am grateful for his willingness to serve the citizens of North Carolina in this role.

Enclosed, you will find biographical information for Mr. Loutit. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory

Cc: Ms. Sarah Lang
Ms. Denise Weeks

The message is referred to the **Select Committee on Nominations**.

*See *Editor's Notes* in the Addendum

February 25, 2015

ADDITIONAL SPONSOR

Senator Bingham requests to be added as a sponsor of previously introduced legislation:

S.B. 88, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRIC MEMBERSHIP CORPORATIONS AND MUNICIPAL ELECTRIC PROVIDERS ARE EXEMPT FROM SECTION 224 OF THE COMMUNICATIONS ACT OF 1934 IN THE STATE'S REGULATION OF POLE ATTACHMENTS AND TO PROVIDE GUIDANCE IN RESOLVING DISPUTES REGARDING COMPENSATION FOR POLE ATTACHMENTS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

NINETEENTH DAY

Senate Chamber
Friday, February 27, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Louis Pate, Deputy President *Pro Tempore*.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"O Lord, thanks for being here with us today—whether two or three or one hundred. Help us hold on a little longer until the happy hour of our deliverance comes. Help us to wait for you, Lord. As we wait for you, help us to be watchful and tender. In waiting, keep us humble. Teach us how to serve as you have first served us. In Jesus' name we pray. Amen."

Senator Barefoot announces that the Senate Journal of Wednesday, February 25, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

Upon motion of Senator Barefoot, seconded by Senator Pate, the Senate adjourns at 2:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Monday, March 2, at 7:00 p.m.

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INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Randleman, Tarte, Bingham (Primary Sponsors); Clark, Krawiec and Newton:

S.B. 114, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION AND THE DIVISION OF SOCIAL SERVICES, TO DEVELOP A PLAN REQUIRING A CUSTODIAL PARENT OR OTHER RELATIVE OR PERSON WITH PRIMARY CUSTODY OF A CHILD RECEIVING CHILD CARE SUBSIDY PAYMENTS TO COOPERATE WITH COUNTY CHILD SUPPORT SERVICES PROGRAMS AS A CONDITION OF RECEIVING CHILD CARE SUBSIDY PAYMENTS, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Randleman, Tarte, Bingham (Primary Sponsors); Bryant, Clark, J. Jackson and Smith-Ingram:

S.B. 115, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATE CHILD SUPPORT INCENTIVE SYSTEM TO PROMOTE IMPROVED PROGRAM PERFORMANCE BY DIRECTING THE NORTH CAROLINA CHILD SUPPORT SERVICES SECTION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, TO RETAIN UP TO FIFTEEN PERCENT (15%) OF FEDERAL INCENTIVE PAYMENTS FOR CENTRALIZED CHILD SUPPORT SERVICES, REVISE THE METHODOLOGY FOR DISTRIBUTING INCENTIVE PAYMENTS TO COUNTY CHILD SUPPORT SERVICES PROGRAMS, AND REQUIRE THE DEVELOPMENT OF A PLAN AND REPORTS ON HOW INCENTIVE FUNDS ARE USED, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bingham (Primary Sponsor); Bryant, B. Jackson, J. Jackson, Lowe and McInnis:

S.B. 116, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A HANDICAPPED VEHICLE OWNER WHO QUALIFIES FOR A DISTINGUISHING LICENSE PLATE SHALL ALSO RECEIVE ONE REMOVABLE WINDSHIELD PLACARD.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Bingham (Primary Sponsor) and J. Jackson:

S.B. 117, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY FOR CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Bingham:

S.B. 118, A BILL TO BE ENTITLED AN ACT TO ESTABLISH LICENSURE AND EDUCATION STANDARDS FOR THE PRACTICE OF NATUROPATHIC MEDICINE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 119, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AND SESSION LAWS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 120, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF INSURANCE INCLUDE DIFFERENTIAL LICENSE PROCESSING FEES WHEN ISSUING ITS NEXT REQUEST FOR PROPOSAL FOR A LICENSING ADMINISTRATIVE SERVICES CONTRACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor); Krawiec, Rabin and Smith-Ingram:

S.B. 121, A BILL TO BE ENTITLED AN ACT TO ENACT THE EXCELLENCE IN SCHOOL LEADERSHIP ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 122, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF GLEN ALPINE, AT THE REQUEST OF THE TOWN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 123, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 124, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES, TO APPROPRIATE FUNDS FOR THE PURPOSE, AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tucker, Meredith, Curtis (Primary Sponsors); Alexander, Barefoot, Barringer, Bingham, Bryant, Cook, Daniel, J. Davis, B. Jackson, J. Jackson, Krawiec, Lee, Newton, Pate, Rabin, Randleman, Wells and Woodard:

S.B. 125, A BILL TO BE ENTITLED AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Pate, Clark, D. Davis (Primary Sponsors); Bingham, Bryant, Daniel, B. Jackson, J. Jackson, Krawiec, Lowe, Newton, Smith-Ingram and Woodard:

S.B. 126, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TASK FORCE FOR VETERANS, SERVICE MEMBERS, AND THEIR FAMILIES; TO DIRECT THE TASK FORCE TO IMPLEMENT A STATEWIDE STRATEGIC PLAN TO TRACK, COORDINATE, AND IMPROVE SERVICES FOR VETERANS, SERVICE MEMBERS, AND THEIR FAMILIES; TO REQUIRE STATE AGENCIES TO COLLECT AND REPORT DATA ON SERVICES, BENEFITS, AND DISCOUNTS PROVIDED TO VETERANS, SERVICE MEMBERS, AND THEIR FAMILIES; AND TO ESTABLISH THE JOINT LEGISLATIVE VETERANS AND MILITARY SERVICE MEMBERS OVERSIGHT COMMITTEE TO MONITOR IMPLEMENTATION OF THE STRATEGIC PLAN, AS RECOMMENDED BY THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell and Randleman (Primary Sponsors):

S.B. 127, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO OBTAIN THE SERVICES OF TEMPORARY EMPLOYEES THROUGH THE TEMPORARY SOLUTIONS PROGRAM OPERATED BY THE OFFICE OF STATE HUMAN RESOURCES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 128, A BILL TO BE ENTITLED AN ACT RELATING TO THE 34TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Sanderson, Apodaca, Hise (Primary Sponsors); McInnis, Pate, Randleman and Smith-Ingram:

S.B. 129, A BILL TO BE ENTITLED AN ACT TO REQUIRE INTERNET WEB SITE PUBLICATION OF LEGAL NOTICES.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 65, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Barefoot's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTIETH DAY

Senate Chamber
Monday, March 2, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Heavenly Father, it is good to be in a place where we can exchange ideas and we can share our hearts with one another. Unbind us and renew us by the power of your Holy Spirit. As we come to you again for a week of work, we once again lean on you. You are our strong tower of strength. Lead us from this place—strong—to bring forth the power of your love wherever we are. In the precious name of Jesus I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Friday, February 27, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for tonight to Senator Bryant.

The Chair extends privileges of the floor to Dr. Linda O'Boyle from Elm City, North Carolina, who is serving the Senate as Nurse of the Day.

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CALENDAR

A bill and a resolution on tonight's calendar are taken up and disposed of as follows:

S.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---49.

Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives.

Upon the appearance of Senator Bryant in the chamber, the Chair acknowledges her presence and the leave of absence granted previously is withdrawn.

S.R. 108, A SENATE RESOLUTION TO AMEND THE SENATE PERMANENT RULES TO CHANGE THE CROSSOVER DEADLINE, for adoption.

Upon motion of Senator Apodaca, the Senate Resolution is adopted (50-0).

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Wilker Ballantine, Wilmington; Mary Bready, Waxhaw; Ann-Hunter Carraway, Wake Forest; Kei'Sshiona Jones, Enfield; Russhion Jones II, Enfield; Joshua Kohr, Havelock; Alexis Powell, Greenville; McKayla Robinette, Pinetops; Josh Rogers, Jamestown; and Daria Thomas, Kinston.

Upon motion of Senator Berger, seconded by Senator Apodaca, the Senate adjourns at 7:21 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the ratification of bills, to reconvene Tuesday, March 3, at 2:00 p.m.

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ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.J.R. 109, A JOINT RESOLUTION INVITING THE HONORABLE MARK MARTIN, CHIEF JUSTICE OF THE SUPREME COURT OF NORTH CAROLINA, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE. (Res. 2015-3)

INTRODUCTION OF A BILL

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Cook (Primary Sponsor) and Sanderson:

S.B. 130, A BILL TO BE ENTITLED AN ACT REGARDING THE DELINEATION OF PROTECTIVE RIPARIAN BUFFERS FOR COASTAL WETLANDS IN THE NEUSE RIVER AND TAR-PAMLICO RIVER BASINS.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 110, A BILL TO BE ENTITLED AN ACT TO PHASE OUT THE TRANSFER OF FUNDS FROM THE HIGHWAY FUND TO THE GENERAL FUND, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Transportation Committee**.

S.B. 112, A BILL TO BE ENTITLED AN ACT URGING ALL COASTAL COMMUNITY COLLEGES TO OFFER COURSES ON COMMERCIAL FISHING AND AQUACULTURE, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Workforce and Economic Development Committee**.

S.B. 113, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE FERRY DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO

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ENTER INTO A CONTRACT FOR THE PURCHASE OF MOTOR FUEL THAT OFFERS A GUARANTEED PRICE PLAN OR PREPAID GUARANTEED PRICE PLAN AND TO EXPAND THE PURPOSES FOR WHICH CERTAIN PROCEEDS COLLECTED BY THE FERRY DIVISION MAY BE USED, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 114, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION AND THE DIVISION OF SOCIAL SERVICES, TO DEVELOP A PLAN REQUIRING A CUSTODIAL PARENT OR OTHER RELATIVE OR PERSON WITH PRIMARY CUSTODY OF A CHILD RECEIVING CHILD CARE SUBSIDY PAYMENTS TO COOPERATE WITH COUNTY CHILD SUPPORT SERVICES PROGRAMS AS A CONDITION OF RECEIVING CHILD CARE SUBSIDY PAYMENTS, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 115, A BILL TO BE ENTITLED AN ACT TO REVISE THE STATE CHILD SUPPORT INCENTIVE SYSTEM TO PROMOTE IMPROVED PROGRAM PERFORMANCE BY DIRECTING THE NORTH CAROLINA CHILD SUPPORT SERVICES SECTION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, TO RETAIN UP TO FIFTEEN PERCENT (15%) OF FEDERAL INCENTIVE PAYMENTS FOR CENTRALIZED CHILD SUPPORT SERVICES, REVISE THE METHODOLOGY FOR DISTRIBUTING INCENTIVE PAYMENTS TO COUNTY CHILD SUPPORT SERVICES PROGRAMS, AND REQUIRE THE DEVELOPMENT OF A PLAN AND REPORTS ON HOW INCENTIVE FUNDS ARE USED, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

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S.B. 116, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A HANDICAPPED VEHICLE OWNER WHO QUALIFIES FOR A DISTINGUISHING LICENSE PLATE SHALL ALSO RECEIVE ONE REMOVABLE WINDSHIELD PLACARD, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 120, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF INSURANCE INCLUDE DIFFERENTIAL LICENSE PROCESSING FEES WHEN ISSUING ITS NEXT REQUEST FOR PROPOSAL FOR A LICENSING ADMINISTRATIVE SERVICES CONTRACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 123, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

REMOVAL OF A BILL SPONSOR

Senator Randleman requests to be removed as a sponsor of previously introduced legislation:

S.B. 88, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRIC MEMBERSHIP CORPORATIONS AND MUNICIPAL ELECTRIC PROVIDERS ARE EXEMPT FROM SECTION 224 OF THE COMMUNICATIONS ACT OF 1934 IN THE STATE'S REGULATION OF POLE ATTACHMENTS AND TO PROVIDE GUIDANCE IN RESOLVING DISPUTES REGARDING COMPENSATION FOR POLE ATTACHMENTS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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TWENTY-FIRST DAY

Senate Chamber
Tuesday, March 3, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“As we come before you in need of guidance, we acknowledge that you alone are our refuge and strength. As we come before you in times of trouble, we know that you are our help. Even when the waters roar and foam, there is a river that makes glad the city of God. Thank you, Lord, that while we disagree, while we fume, and while we foam, you are still our strength; you are still our mighty fortress. You are glad; you are glad with us because you love us. In Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, March 2, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Septina Florimonte from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

INTRODUCTION OF A RESOLUTION

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow S.R. 148, which was filed today, to be introduced today and referred to the **Select Committee on UNC Board of Governors**.

A SENATORIAL STATEMENT

Senator Hise submits a Senatorial Statement entitled, **COMMEMORATING THE CENTENNIAL AUTHORIZATION OF MOUNT MITCHELL AS NORTH CAROLINA’S FIRST STATE PARK**. The full text can be found in the Appendix. (See pg. 1255)

Upon motion of Senator Berger, seconded by Senator Sanderson, the Senate adjourns at 2:12 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, March 4, at 2:00 p.m.

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INTRODUCTION OF BILLS AND A RESOLUTION

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Sanderson:

S.B. 131, A BILL TO BE ENTITLED AN ACT RELATING TO THE 2ND SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Sanderson:

S.B. 132, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN CARTERET COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 133, A BILL TO BE ENTITLED AN ACT RELATING TO THE 48TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman:

S.B. 134, A BILL TO BE ENTITLED AN ACT RELATING TO THE 29TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Pate:

S.B. 135, A BILL TO BE ENTITLED AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 136, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PIONEER SPRINGS COMMUNITY SCHOOL TO ELECT TO PARTICIPATE IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte, Ford (Primary Sponsors); J. Jackson and Waddell:

S.B. 137, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREFIGHTERS' RETIREMENT SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte, Tucker, Cook (Primary Sponsors) and J. Jackson:

S.B. 138, A BILL TO BE ENTITLED AN ACT TO ALLOW THE FORMATION OF A PROFESSIONAL CORPORATION PROVIDING

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ENGINEERING SERVICES IN ACCORDANCE WITH CHAPTER 89C OF THE GENERAL STATUTES BY A NONLICENSED PERSON AND TO ALLOW A NONLICENSED INCORPORATOR, OFFICER, DIRECTOR, OR EMPLOYEE OF A PROFESSIONAL CORPORATION PROVIDING ENGINEERING SERVICES IN ACCORDANCE WITH CHAPTER 89C OF THE GENERAL STATUTES TO OWN SHARES OF THE STOCK OF THE CORPORATION.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Apodaca:

S.R. 148, A SENATE RESOLUTION TO AMEND THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA THAT WAS SET OUT IN SENATE RESOLUTION 47.

Referred to the **Select Committee on UNC Board of Governors.**

MESSAGES FROM THE GOVERNOR

Senator Apodaca orders that all letters received from the Governor in 2015 that recommend appointments for confirmation be re-referred to the **Senate Select Committee on Nominations.**

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTY-SECOND DAY

Senate Chamber
Wednesday, March 4, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, when we are faced with difficult decisions, even disappointment, blue skies and warm air can sometimes clear our minds, but temporary change is actually not what we are after. We know all too well our need to seek your wisdom and your guidance that moves beyond circumstances. We stop right now and thank you for your wisdom and for your grace. Grace sometimes can come in the wildest forms, Lord. This week I have seen it in the faces of the Senate Pages. They are so wonderful. They are so quiet. I thank you for them, and I thank you for the Legislative Assistants that work diligently around this building without praise. I thank you for their quiet and overlooked service to this

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body. Lord, we need you to come down into the minutia of the details of this day. Even when we are crushed beneath details and provoked by our powerlessness, Lord, we reach out to you and we pray that you will use our dependency to show our need for your plan. Give us, today, your wisdom to do what is right. For your power is perfect, Lord, and our weakness surely reminds us of our need to pray. I pray in the name of Jesus. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, March 3, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Newton and Senator Tillman.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Soucek for the **Education/Higher Education Committee**:

S.B. 37, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TUITION WAIVER FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS AND CERTAIN OTHERS ALSO APPLIES TO CHILDREN WHOSE LEGAL GUARDIANS ARE LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35055, which changes the title to read **S.B. 37** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TUITION WAIVER FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS AND CERTAIN OTHERS ALSO APPLIES TO CHILDREN WHOSE LEGAL GUARDIANS OR LEGAL CUSTODIANS ARE LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS, is adopted and engrossed.

By Senator Apodaca for the **Select Committee on UNC Board of Governors**:

S.R. 148, A SENATE RESOLUTION TO AMEND THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA THAT WAS SET OUT IN SENATE RESOLUTION 47, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the resolution is placed on today’s calendar.

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MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

S.B. 14 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; TO PROVIDE THAT A STATE OFFICER MAY SERVE ON THE ECONOMIC DEVELOPMENT PARTNERSHIP BOARD; TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS; TO CLARIFY WHEN A DOWNSTREAM INUNDATION MAP MUST BE PREPARED BY A LICENSED PROFESSIONAL ENGINEER; TO EXTEND THE DEADLINE FOR THE SUBMISSION OF EMERGENCY ACTION PLANS FOR DAMS NOT ASSOCIATED WITH COAL COMBUSTION RESIDUALS SURFACE IMPOUNDMENTS TO DECEMBER 31, 2015; TO LIMIT THE USE OF FUNDS APPROPRIATED TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR HEALTH INFORMATION EXCHANGE; AND TO REQUIRE A PERFORMANCE AUDIT OF MEDICAID ELIGIBILITY DETERMINATIONS BY COUNTY DEPARTMENTS OF SOCIAL SERVICES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the rules are suspended and the House Committee Substitute bill is placed on today's calendar.

The Senate recesses at 2:11 p.m. to reconvene at 2:25 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

CALENDAR

A bill and a resolution on today's calendar are taken up and disposed of as follows:

S.R. 148, A SENATE RESOLUTION TO AMEND THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA THAT WAS SET OUT IN SENATE RESOLUTION 47, for adoption.

Upon motion of Senator Apodaca, the Senate Resolution is adopted (47-0).

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S.B. 14 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; TO PROVIDE THAT A STATE OFFICER MAY SERVE ON THE ECONOMIC DEVELOPMENT PARTNERSHIP BOARD; TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS; TO CLARIFY WHEN A DOWNSTREAM INUNDATION MAP MUST BE PREPARED BY A LICENSED PROFESSIONAL ENGINEER; TO EXTEND THE DEADLINE FOR THE SUBMISSION OF EMERGENCY ACTION PLANS FOR DAMS NOT ASSOCIATED WITH COAL COMBUSTION RESIDUALS SURFACE IMPOUNDMENTS TO DECEMBER 31, 2015; TO LIMIT THE USE OF FUNDS APPROPRIATED TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR HEALTH INFORMATION EXCHANGE; AND TO REQUIRE A PERFORMANCE AUDIT OF MEDICAID ELIGIBILITY DETERMINATIONS BY COUNTY DEPARTMENTS OF SOCIAL SERVICES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the House Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Thursday, March 5.

APPOINTMENT OF AN ESCORT COMMITTEE

Senator Berger announces the appointment of Senator Brown, Chair; Senator Blue, Senator Barringer, Senator Daniel, Senator Lee, and Senator Van Duyn as the committee to serve with a like committee of the House to escort The Honorable Mark Martin, Chief Justice of the Supreme Court of North Carolina, to the Joint Session of the General Assembly on Wednesday, March 4.

The Senate recesses at 2:30 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene at 3:45 p.m.

RECESS

INTRODUCTION OF BILLS AND A RESOLUTION

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator J. Davis:

S.B. 139, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF SYLVA TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator J. Davis:

S.B. 140, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF LAKE SANTEETLAH TO LEVY AN OCCUPANCY TAX.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Davis:

S.B. 141, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, SUBJECT TO A REFERENDUM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith and Clark (Primary Sponsors):

S.B. 142, A BILL TO BE ENTITLED AN ACT TO REDUCE THE NUMBER OF MEMBERS SERVING ON THE CUMBERLAND COUNTY CIVIC CENTER COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Meredith:

S.B. 143, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS AFFECTING CUMBERLAND COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith (Primary Sponsor); Harrington and Randleman:

S.B. 144, A BILL TO BE ENTITLED AN ACT TO REVISE THE MOTOR VEHICLE LAWS TO PROVIDE CERTAIN EXCEPTIONS TO THE REQUIREMENT THAT ALL OPERATORS AND PASSENGERS ON MOTORCYCLES OR MOPEDS WEAR A SAFETY HELMET AND TO REMOVE THE ASSESSMENT OF COURT COSTS FROM THE PENALTIES APPLIED TO PERSONS FOUND GUILTY OF A HELMET USE INFRACTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Clark:

S.B. 145, A BILL TO BE ENTITLED AN ACT RELATING TO THE 21ST SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Van Duyn:

S.B. 146, A BILL TO BE ENTITLED AN ACT RELATING TO THE 49TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Van Duyn (Primary Sponsor) and Waddell:

S.B. 147, A BILL TO BE ENTITLED AN ACT TO RATIFY THE EQUAL RIGHTS AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES OF AMERICA RELATING TO EQUAL RIGHTS FOR MEN AND WOMEN.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Barefoot:

S.B. 149, A BILL TO BE ENTITLED AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Curtis:

S.B. 150, A BILL TO BE ENTITLED AN ACT RELATING TO THE 44TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wade:

S.B. 151, A BILL TO BE ENTITLED AN ACT RELATING TO THE 27TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith (Primary Sponsor); Waddell and Woodard:

S.B. 152, A BILL TO BE ENTITLED AN ACT TO EXEMPT ADMISSION CHARGES TO AGRICULTURAL FAIRS FROM THE SALES TAX IMPOSED ON AN ADMISSION CHARGE TO AN ENTERTAINMENT ACTIVITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Soucek:

S.B. 153, A BILL TO BE ENTITLED AN ACT RELATING TO THE 45TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Bingham:

S.B. 154, A BILL TO BE ENTITLED AN ACT TO CLARIFY HOW THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE OPERATES, TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED, TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO SANCTIONS FOR A VIOLATION OF A CONDITION OF RELEASE, PROBATION, OR PAROLE IF BASED OFF AN INCIDENT FOR WHICH THE PERSON RECEIVED IMMUNITY, TO PROVIDE THAT A LAW ENFORCEMENT OFFICER OR PROSECUTING ATTORNEY SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING, CHARGING, OR PROSECUTING A PERSON ENTITLED TO IMMUNITY IF THE LAW ENFORCEMENT OFFICER OR PROSECUTING ATTORNEY ACTED IN GOOD FAITH, TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON

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RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2, AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Bingham:

S.B. 155, A BILL TO BE ENTITLED AN ACT TO FACILITATE FARMLAND ENTRY INTO THE PRESENT-USE VALUE PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Bingham:

S.B. 156, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MOUNT GILEAD.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham, J. Davis (Primary Sponsors) and Pate:

S.B. 157, A BILL TO BE ENTITLED AN ACT TO ENHANCE PATIENT SAFETY IN HOSPITAL AND AMBULATORY SURGICAL FACILITY OPERATING ROOMS BY REQUIRING AT LEAST ONE CIRCULATING NURSE TO BE PRESENT IN EACH OPERATING ROOM DURING EACH SURGICAL PROCEDURE.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Bingham:

S.B. 158, A BILL TO BE ENTITLED AN ACT TO ALLOW NORTH CAROLINA PUBLIC SCHOOLS TO REDUCE COSTS BY ALLOWING THE EMPLOYMENT OF LICENSED SCHOOL MAINTENANCE PLUMBERS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Tarte, Rucho (Primary Sponsors); Ford and J. Jackson:

S.B. 159, A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF ADDITIONAL TAXES BY THE APPROPRIATE OWNERS OF RECORD FOR CORRECTED REVALUATIONS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Lee, Brown, Cook (Primary Sponsors); Pate and Sanderson:

S.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO WAIVE THE NON-STATE COST-SHARE REQUIREMENT FOR DREDGING PROJECTS INTENDED TO ALLEVIATE NAVIGATIONAL EMERGENCIES; TO MAKE OTHER CLARIFYING CHANGES TO THE SHALLOW DRAFT NAVIGATION CHANNEL DREDGING AND LAKE MAINTENANCE FUND; TO CREATE

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AND PROVIDE FUNDING FOR THE DEEP DRAFT NAVIGATION CHANNEL DREDGING AND MAINTENANCE FUND; AND TO AUTHORIZE THE SECRETARY OF ADMINISTRATION TO ACQUIRE FEDERAL LAND FOR THE MAINTENANCE OF DEEP DRAFT NAVIGATIONAL ACCESS TO THE PORT OF MOREHEAD CITY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Daniel:

S.B. 161, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Daniel (Primary Sponsor); Brock and Randleman:

S.J.R. 162, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DANIEL REID SIMPSON, FORMER MEMBER OF THE GENERAL ASSEMBLY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Robinson:

S.B. 163, A BILL TO BE ENTITLED AN ACT RELATING TO THE 28TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Robinson:

S.B. 164, A BILL TO BE ENTITLED AN ACT TO FACILITATE REENTRY FOR INMATES BEING RELEASED FROM THE STATE PRISON SYSTEM BY WAIVING THE FEES FOR DRIVERS LICENSES, DUPLICATE DRIVERS LICENSES, LEARNER'S PERMITS, SPECIAL IDENTIFICATION CARDS, AND BIRTH CERTIFICATES AND BY REQUIRING THE DIVISION OF ADULT CORRECTION TO ASSIST INMATES IN ACQUIRING THESE NECESSARY ITEMS PRIOR TO THEIR RELEASE.

Referred to the **Rules and Operations of the Senate Committee.**

CHANGE TO 2015-2016 SENATE COMMITTEE

Pursuant to Rule 31, Senator Berger, President *Pro Tempore*, makes the following standing committee membership change:

Senator Smith is appointed to the **Workforce and Economic Development Committee.**

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

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SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 4, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 109 (Res 2015-3)**, A JOINT RESOLUTION INVITING THE HONORABLE MARK MARTIN, CHIEF JUSTICE OF THE SUPREME COURT OF NORTH CAROLINA, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the Speaker has appointed the following members of the House of Representatives to serve with a like committee of the Senate to escort the Chief Justice, Mark Martin, to the Joint Session:

Representative Stevens, Chair
Representative Jackson
Representative Szoka
Representative Jordan
Representative Baskerville
Representative Farmer-Butterfield

Respectfully,
S/ Denise G. Weeks
Principal Clerk

MESSAGE TO THE HOUSE OF REPRESENTATIVES

The Lieutenant Governor orders a message sent to the House of Representatives notifying that honorable body that the Senate stands ready to repair to the Hall of the House of Representatives, there to sit in Joint Session for the purpose of receiving the State of the Judiciary Address from The Honorable Mark Martin, Chief Justice of the North Carolina Supreme Court.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 4, 2015

March 4, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 109 (Res 2015-3)**, A JOINT RESOLUTION INVITING THE HONORABLE MARK MARTIN, CHIEF JUSTICE OF THE SUPREME COURT OF NORTH CAROLINA, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the House stands ready to receive your Honorable Body in Joint Session.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

Senator Berger offers a motion that, in accordance with S.J.R. 109, the Senate stand in recess to repair to the Hall of the House of Representatives, there to sit in Joint Session for the purpose of receiving the State of the Judiciary Address from The Honorable Mark Martin. He further moves that upon the dissolution of the Joint Session, the Senate will adjourn to reconvene Thursday, March 5, at 11:00 a.m.

The President declares the Senate in recess at 3:55 p.m. The Senate, preceded by its officers, repairs to the Hall of the House of Representatives.

JOINT SESSION

With members of the House of Representatives standing, the Senate is received in the Hall of the House of Representatives.

The Honorable Tim Moore, Speaker of the House of Representatives, presides and recognizes the Sergeant-at-Arms of the House of Representatives, who announces the presence of the Chief Judge and the Judges of the Court of Appeals at the door of the chamber. The Speaker directs the Sergeant-at-Arms to open the doors and to escort the members of the Court of Appeals to their seats.

The Speaker recognizes the Sergeant-at-Arms who announces the presence of the Associate Justices of the Supreme Court of North Carolina at the door of the chamber. The Speaker directs the Sergeant-at-Arms to open the doors and to escort the Associate Justices to their seats.

The Speaker extends courtesies of the gallery to Governor Pat McCrory.

The Speaker extends courtesies of the gallery to Kym Martin, wife of Chief Justice Martin, and to Susanna Martin, their daughter.

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The Speaker extends courtesies of the gallery to the members of the Judiciary and all invited guests.

The Speaker relinquishes the gavel to Lieutenant Governor Dan Forest, President of the Senate, who presides.

The President of the Senate calls the Joint Session of the General Assembly to order.

The President recognizes the Sergeant-at-Arms of the House of Representatives, who announces the presence of The Honorable Mark Martin, Chief Justice of the Supreme Court of North Carolina, at the door of the chamber. The President directs the Sergeant-at-Arms of the House of Representatives, the Sergeant-at-Arms of the Senate, and the escort committee to escort Chief Justice Martin to the well of the House of Representatives. Representative Stevens is recognized and presents Chief Justice Martin to the President of the Senate. The President presents The Honorable Mark Martin, who delivers the State of the Judiciary Address to the 2015 General Assembly.

STATE OF THE JUDICIARY ADDRESS

“President Forest, Speaker Moore, President *Pro Tem* Berger, Members of the General Assembly, my colleagues from the Supreme Court and the Court of Appeals, distinguished guests, and the people of North Carolina. It is a great honor to have Governor Pat McCrory with us today. I am pleased to share that we also have with us this afternoon leaders from our justice system. I would like to recognize a few by name, and I would respectfully ask that those in the gallery please hold your applause until I have named them all: Chief Bence Hoyle, Chief of Police for the Town of Cornelius and President of the North Carolina Association of Chiefs of Police; Clerk Archie Smith, Clerk of Superior Court of Durham County and President of the North Carolina Conference of Clerks of Superior Court; Kimmel McDiarmid, Official Court Reporter for District 15B, Orange and Chatham Counties, and President of the North Carolina Association of Official Court Reporters; District Attorney Andrew Murray, for the 26th Prosecutorial District and President-Elect of the North Carolina Conference of District Attorneys; Judge Robert Rader, Chief District Court Judge for the 10th Judicial District, Wake County, and Past-President of the North Carolina Conference of District Court Judges; Magistrate Rudy Locklear, Magistrate for District 16B, Robeson County, and the Magistrate Representative on the State Judicial Council; Sheriff Asa Buck, Carteret County Sheriff and President of the North Carolina Sheriffs’ Association; and I am pleased to share that we have a number of other sheriffs here today as well; Judge Osmond Smith, Senior Resident Superior Court Judge for District 9A, Person and Caswell Counties, and President of the Conference of Superior Court Judges; Catharine Arrowood, President of the North Carolina Bar Association; and Ron Gibson, President of the North Carolina State Bar. Finally, would all those here today who are currently working in our justice system please stand so

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that we can recognize you. Please join me in thanking these justice system leaders for all their hard work. Finally, I especially want to recognize my wife, Kym, and daughter, Susanna. It is my distinct privilege to renew the tradition of reporting to you on the state of the Judicial Branch of state government. It is particularly meaningful to renew this tradition this year, when we celebrate the 800th anniversary of Magna Carta. As Speaker *Pro Tem* Stam has so often reminded this body, Magna Carta is foundational to our liberties and form of government, as it was the first governing document to place limits on the power of the English King. You see in Europe, at the time of our country's independence, judges typically remained in office only if their rulings pleased the Crown. Our founders saw the need for an independent judiciary—a judiciary not left to the control of a monarch but instead a separate and equal branch of government, accountable to the people, as expressed in their Constitution. The founders recognized that the Judicial Branch's solemn duty to preserve the Rule of Law was best achieved in this way. And so on this special occasion, I am reminded of our generation's stewardship of this sacred duty of government—preserving justice for all. Earlier this morning, thousands of school children across our great State pledged allegiance to the flag and recited the words 'with liberty and justice for all.' Those same children are learning—and we hope they are paying attention—that our State has three coequal branches of government: the Legislative Branch, which is responsible for making our laws; the Executive Branch, which is responsible for executing those laws; and the Judicial Branch, which resolves disputes arising under those laws. And for the Judicial Branch, ensuring 'justice for all' is the most important thing that we do. The Judicial Branch comprises more than 6,000 public servants. Our Unified Court System includes 7 Supreme Court Justices, 15 Court of Appeals Judges, 112 Superior Court Judges, 270 District Court Judges, 100 Clerks of Court, and 44 District Attorneys. The Administrative Office of the Courts provides our elected judges, clerks, prosecutors, and courthouse personnel with assistance in personnel management and compensation, purchase and delivery of equipment and technology systems, and specialized judicial and staff training. In states without a unified court system, these jobs are duplicated in every local jurisdiction. The Judicial Branch handles just under three million—yes, three million—cases each year. We are grateful for the support that the General Assembly has shown for our justice system. This General Assembly's recent Business Court Modernization Act is an excellent example. We know that a stable and predictable legal system is a key driver of economic development in a globally competitive marketplace. As this General Assembly has wisely recognized, strong courts are good for business. Likewise, in 2011 this General Assembly passed the Justice Reinvestment Act. That legislation was designed to improve public safety and conserve resources. By enacting the Justice Reinvestment Act, the General Assembly has safeguarded public resources, while investing in programs that decrease crime, provide mental health treatment, and strengthen our communities. In both of these examples, the General Assembly has partnered with the Judicial Branch and other stakeholders to ensure the fair and impartial administration of justice. We all know that like a business, the administrative operations of the Judicial Branch must be run efficiently in order

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to be effective. We understand this, and we fully appreciate that in partnering with this Legislative Branch, the Judicial Branch must be a good steward of its resources. I want to take a moment to tell you about the justice system's efforts in promoting savings in recent years. When the Great Recession began nearly eight years ago, it placed tremendous strain and pressure upon the General Assembly to keep the budget balanced. Like the Executive Branch and the Legislative Branch, the Judicial Branch did its part. Our operations budget has been reduced significantly, as has our budget for personnel. However, even before the start of the Great Recession, in 2007 North Carolina ranked 49th out of 50 states in terms of per capita spending on the judicial branch. Five years later, in 2012, we ranked 45th out of 50 states using the same source data as corroborated by the highly respected National Center for State Courts. We have eliminated positions and currently have workforce deficits in courthouses across our State. Under the metrics used by the National Center for State Courts, our Judicial Branch is now understaffed by 536 positions. That is approximately 9% of our workforce. It is clear that we are asking our justice system employees to do more with less. Our dedicated Judicial Branch staff has picked up the slack from these vacancies, while their own families' finances are still feeling the strain of economic hardship. I am told that Assistant Clerks and court employees are taking second and even third jobs to make ends meet. Magistrates and assistant clerks of court pitched in to help each other when they did not have enough staff to get the work done. Deputy Sheriffs and security guards also lent a hand while vigilantly protecting our courthouses from those who would do us harm. Judicial officials and employees across our great State have carried out countless acts of diligence, compassion, and hard work that so often went unpublicized during these challenging economic times. We will continue to do our part to manage expenses. In response to the Recession, not only did we lower expenditures through workforce reductions, we also re-engineered our operations to capture efficiencies. For example, we improved our centralized procurement system for statewide supply purchases and deliveries to generate \$350,000 in annual cost savings. In 2007 the Administrative Office of the Courts moved to a leased commercial office facility. Prior to this, the AOC was scattered in seven different locations. In 2009 with this Legislature's support, the AOC was able to buy this property during the Recession. Purchasing this facility saved taxpayers \$13 million over the life of the lease that was in place at that time. We also effectively used technology to create operational efficiencies. Specifically, we have launched web technologies and browser-based systems to communicate with our employees who are distributed among all 100 counties throughout the State. Web-based solutions are also used to recruit employees, provide mandatory training, new employee orientation, and manage transactional business such as paying traffic tickets online. We are continuing our efforts to find efficiencies in these areas. Now, not only did we cut costs, find efficiencies, and go the extra mile to cover staffing shortages, we continued to find innovative ways to fulfill our mandate to deliver justice. For instance, we now have two Veterans Treatment Courts serving those who have paid the price to protect our freedom. Governor McCrory, we were all very pleased to hear the positive comments in your State of the State address about our Veterans Courts

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in Harnett and Cumberland Counties. Some of those who have served this nation find themselves involved with the legal system for minor offenses, and Veterans Courts play a vital role in helping them to choose the path of rehabilitation instead of recidivism. These courts ensure that men and women across this state who have served this country have the resources they need to thrive as civilians. Specialty courts such as the Veterans Courts enable us to do more with less. Along with drug courts, family courts, mental health courts, and sobriety courts, our specialty courts have enabled Judicial Branch personnel to administer large numbers of cases while ensuring that people in crisis have the help and receive the help that they need. For example, in 1999 the first family courts were established by this General Assembly. Now, family courts are operating in a fourth of the state, providing effective case management to almost half of our state's citizens. The median age of a pending domestic case in a Family Court District on December 31, 2014, was 113 days as compared to 392 days in non-Family Court Districts. Family Courts are an example of specialty courts that are working to process cases through the court system in a timely manner, while helping to bring closure and stability to families. Our courts in Alamance County offer another prime example of efficiency through innovation. That Judicial District offers a unique option for domestic violence victims. They can electronically file for a protective order and have a remote video hearing with a judge, all from a safe and secure location. Protective orders are then sent electronically to the Sheriff for service on the alleged abuser. This project has already won two national public sector innovation awards. Magistrates across our state are also using remote video technology to save time and costs when issuing search warrants or providing the initial appearance to a criminal defendant. Traditionally these exchanges required law enforcement officers and criminal defendants to appear in person before a magistrate. Now, over one hundred law enforcement agencies in more than forty counties are using this technology to facilitate these proceedings. Law enforcement officers may even apply for search warrants using the laptop in their patrol vehicle. If the search warrant is approved, it can be processed electronically in the NCAWARE system, and the search can proceed. In rural counties where a magistrate is on-call for a 24-hour shift, this technology may eliminate the need for travel to a courthouse. Investments in this type of technology pay off many times over, especially for law enforcement officers who have more time to ensure the safety of our communities. An initiative that we will soon be undertaking involves civics education. Our citizens must understand the vital role that courts perform in protecting our democracy. This dialogue must begin in our schools with our youngest citizens. Thus, I have asked two of my colleagues on the Supreme Court to work with the State Board of Education and the Department of Public Instruction to enhance our State's civics education curriculum. In addition, we will develop a Speakers' Bureau of judges and citizens who can talk to community groups and school classes about the importance of civic values. In order to ensure that young people understand the fundamental principles of our society, this work must continue. As our economy improves, we are also exploring ways to bring about innovation in electronic filing to further invest in the efficient administration of justice. How many of us have children or

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grandchildren who cannot function without their smartphones? Many of us now fall into that category as well. As a judge at the Court of Appeals and now as a justice at the Supreme Court, I have seen firsthand the benefits of technology. We were national leaders when our Supreme Court instituted an electronic filing system almost twenty years ago. Our business courts have also benefited from e-filing. Recently, our neighbors to the north and to the south, Virginia and South Carolina, began moving forward with statewide e-filing in their trial courts. Now, we are developing a master plan for instituting e-filing statewide. In order to innovate in a prudent manner, we will prepare a strategic action plan outlining how to implement e-filing and virtual courtroom technology in all 100 county courthouses. We will be deliberate in our approach, and our plans will benefit from technological expertise in the private sector, from studying the best practices of other states that have been administering e-filing systems for several years, and from practical insights of the numerous stakeholders within our own system. In sum, we have learned to do more with less. But while these efforts at efficiency and innovation in our justice system have helped ease the crisis, they are not enough. Many of you are business owners and understand that a business cannot bring itself out of the red through efficiencies and innovation alone; it needs investment capital if it is to succeed. The same is true for the Judicial Branch. We are now approaching a challenging phase in terms of the Judicial Branch's operational needs. Our operations budget is under tremendous stress, and we have been forced to rely on money available from vacant positions to cover basic functions such as payments to jurors, court reporters, and expert witnesses. If we cannot pay for these basic services, we cannot conduct timely trials. The resulting delays erode public trust and confidence in the integrity of the justice system, because they impair our ability to promptly apprehend offenders and see that they are tried and appropriately sentenced. We all know that 'justice that is delayed is justice that has been denied,' and we are now confronting a situation where the justice system is unable to promptly serve those who turn to us for help. The justice system is in many ways a complex chain, and we all know that a chain is only as strong as its weakest link. In order to bring a felony criminal case to trial, among other things, a grand jury indictment must be returned, and often times lab results must be obtained. I am told that delays of more than a year have become the norm, rather than the exception, for lab results of blood-alcohol tests in DWI cases and DNA analysis in serious felony cases. These delays undermine the ability of our criminal justice system to deter crime and to do justice. Even when cases proceed after these delays, many never go to trial because defendants enter into agreements with the state, where the defendant pleads guilty to a lesser offense in order for the state to avoid expenses associated with trials. Especially when resources are limited, this strategy allows prosecutors to cope with their heavy caseloads. Now in many instances, these agreements are perfectly legitimate. But never let it be said that because of inadequate resources, our prosecutors were forced into doing this. If a case makes it to trial, a jury has to be selected and a court reporter scheduled. I am not aware of any current technology that can replace the role of our court reporters in these serious cases. Defendants who are found guilty can appeal to the Court of Appeals and also seek further review in our

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Supreme Court. There are many steps in the process from the time a criminal defendant is arrested until the time that the case is finally resolved. The entire system must work correctly from start to finish, and this requires adequate resources. Our State Constitution guarantees that courts shall be open and that justice shall be administered without delay. Think about what it will mean if the people of this great state cannot rely upon us to promptly administer justice. How can we explain that to the victims of violent crime and their families? How can we explain that to the small-business owners who need a contract dispute resolved in order to keep their store open and avoid bankruptcy? How can we explain that to the family that lost a loved one because of a drunk driver? We must be able to provide them justice. In order to do this, we need the help of this General Assembly. We all know how important education is to the progress of this great state. By way of illustration, one county's annual budget for the public school system in Fiscal Year 2014-2015 is nearly \$1.5 billion. The entire justice system budget, for all 100 counties, is only \$464 million. This means that the entire Judicial Branch budget is less than one-third of the Wake County Public School System's budget. The funding-related problems that we are now facing have been decades in the making. It is not the fault of any particular General Assembly. Over the past twenty-five years, our state's commitment to the judiciary has not exceeded 3% of the state budget. That's less than 3% for a co-equal branch of government. If we are to right this ship, the Judicial Branch will need sufficient investment from this General Assembly to ensure that we adequately fund the basic operations of our court system, provide modest pay increases for our personnel, and move forward with critical technology infrastructure to support the rapidly-increasing demands on our county courthouses across the state. I look forward to working with the General Assembly on the details of this budgetary request. As I have mentioned by way of earlier examples, the Judicial Branch will be a good steward of this investment. Indeed, to further our accountability to this body and to the general public, this spring I will convene a multi-disciplinary commission to undertake a comprehensive evaluation of our justice system, and to make recommendations for how we can strengthen our courts within the existing administrative framework. We will be inviting participation from the General Assembly. The commission will also include key leaders from the private sector and stakeholders from within our justice system. This multi-disciplinary commission will continue to ensure that the Judicial Branch conserves its valuable resources and will make recommendations for how we can strengthen our courts to the greatest extent possible through re-engineering and capturing efficiencies. My sincere hope is that the work of the commission will be available for the start of the 2017 Long Session, and that it will provide a road map to assist the General Assembly in its efforts to ensure the integrity of our justice system. There will come a day when our time in public service will be over. Our legacy—good or bad—will be a part of history. I hope there will be many achievements of which we will be proud and for which we will be remembered. Our ancestors paid the price so that we would have the benefit of the best justice system in the world. Let's work together to ensure that we do our part, that we keep our communities safe, and that we preserve the integrity of our courts. Thank you again for

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inviting me to speak with you today. Having the Chief Justice deliver a State of the Judiciary Address is an important tradition for North Carolina. I look forward to partnering with this General Assembly to ensure that our justice system has the resources to ensure ‘justice for all.’ Thank you very much, and may God richly bless this state that we love.”

Senator Brown and Representative Stevens are recognized to escort Chief Justice Martin from the Chamber of the House of Representatives.

Upon motion of Senator Berger, seconded by Speaker Moore, the Joint Session is dissolved at 4:36 p.m., and pursuant to the motion prevailing earlier in the Senate, the Senate adjourns at 4:36 p.m. to reconvene Thursday, March 5, at 11:00 a.m.

ADDITIONAL SPONSORS

Senator Harrington requests to be added as a sponsor of previously introduced legislation:

S.B. 37, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TUITION WAIVER FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS AND CERTAIN OTHERS ALSO APPLIES TO CHILDREN WHOSE LEGAL GUARDIANS ARE LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS.

Senator Woodard requests to be added as a sponsor of previously introduced legislation:

S.B. 90, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES.

Senator Apodaca and Senator Foushee request to be added as sponsors of previously introduced legislation:

S.B. 118, A BILL TO BE ENTITLED AN ACT TO ESTABLISH LICENSURE AND EDUCATION STANDARDS FOR THE PRACTICE OF NATUROPATHIC MEDICINE.

Pursuant to Senator Berger’s motion to adjourn having prevailed, the Senate stands adjourned.

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TWENTY-THIRD DAY

Senate Chamber
Thursday, March 5, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, sometimes we just need to look at scripture because words that we have don’t express the depths of your heart. So we come, and we read Psalm 71. ‘O God, from my youth you have taught me and I still proclaim your wondrous deeds. So even to old age and gray hairs, O God, do not forsake me, until I proclaim your might to another generation, your power to all those to come. Your righteousness, O God, reaches the high heavens. You who have done great things, O God, who is like you? You who have made me see many troubles and calamities will revive me again; from the depths of the earth you will bring me up again.’* We pray these things over this body in the name of Jesus. Amen.”

*Psalm 71:17-21, ESV

Senator Apodaca announces that the Senate Journal of Wednesday, March 4, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Curtis and Senator Tucker.

The Chair extends privileges of the floor to Sharonda Boykin from Fayetteville, North Carolina, who is serving the Senate as Nurse of the Day.

CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

S.B. 37 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TUITION WAIVER FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS AND CERTAIN OTHERS ALSO APPLIES TO CHILDREN WHOSE LEGAL GUARDIANS OR LEGAL CUSTODIANS ARE LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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S.B. 14 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; TO PROVIDE THAT A STATE OFFICER MAY SERVE ON THE ECONOMIC DEVELOPMENT PARTNERSHIP BOARD; TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS; TO CLARIFY WHEN A DOWNSTREAM INUNDATION MAP MUST BE PREPARED BY A LICENSED PROFESSIONAL ENGINEER; TO EXTEND THE DEADLINE FOR THE SUBMISSION OF EMERGENCY ACTION PLANS FOR DAMS NOT ASSOCIATED WITH COAL COMBUSTION RESIDUALS SURFACE IMPOUNDMENTS TO DECEMBER 31, 2015; TO LIMIT THE USE OF FUNDS APPROPRIATED TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR HEALTH INFORMATION EXCHANGE; AND TO REQUIRE A PERFORMANCE AUDIT OF MEDICAID ELIGIBILITY DETERMINATIONS BY COUNTY DEPARTMENTS OF SOCIAL SERVICES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Brown, the Senate fails to concur in the House Committee Substitute bill (1-47) and the House of Representatives is notified by special message.

Upon motion of Senator Berger, seconded by Senator J. Jackson, the Senate adjourns at 11:18 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Monday, March 9, at 7:00 p.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Rucho:

S.B. 165, A BILL TO BE ENTITLED AN ACT RELATING TO THE 39TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Cook:

S.B. 166, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO STUDY METHODS FOR ADJUSTING THE SALARY OF CLERKS OF SUPERIOR COURT DUE TO INCREASED WORKLOADS RESULTING FROM TOURISM.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Cook:

S.B. 167, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS FOR LONGEVITY PAY FOR CLERKS OF SUPERIOR COURT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator D. Davis:

S.B. 168, A BILL TO BE ENTITLED AN ACT RELATING TO THE 5TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis and Pate (Primary Sponsors):

S.B. 169, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DESIGN AND TO CONSTRUCT A NEW REGIONAL RESEARCH AND EDUCATION AGRICULTURAL CENTER FACILITY TO BE LOCATED IN WAYNE COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tucker:

S.B. 170, A BILL TO BE ENTITLED AN ACT RELATING TO THE 35TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Ford:

S.B. 172, A BILL TO BE ENTITLED AN ACT RELATING TO THE 38TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lee and Rabon (Primary Sponsors):

S.B. 173, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN NEW HANOVER COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Lee:

S.B. 174, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF WILMINGTON MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE FORMER CSX TRANSPORTATION RAIL CORRIDOR WITHIN THE LIMITS OF THAT CITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Lowe:

S.B. 175, A BILL TO BE ENTITLED AN ACT RELATING TO THE 32ND SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabin:

S.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRADE LEVEL EXPANSION IN CHARTER SCHOOLS IN AREAS MEETING CERTAIN CRITERIA TO MEET THE NEEDS OF RAPIDLY GROWING POPULATIONS NEAR MILITARY INSTALLATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Foushee:

S.B. 177, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY FOR THE CHATHAM COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Ways & Means Committee**.

By Senator Foushee:

S.B. 178, A BILL TO BE ENTITLED AN ACT RELATING TO THE 23RD SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Foushee:

S.B. 179, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CARRBORO TO ADOPT AND ENFORCE WITHIN ITS CORPORATE LIMITS AND EXTRATERRITORIAL PLANNING JURISDICTION THE 2012 ENERGY CONSERVATION CODE AND 2012 RESIDENTIAL CODE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Foushee:

S.B. 180, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO ALLOW THE TOWN TO ADOPT ORDINANCES PROHIBITING HOUSING DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION, GENDER IDENTIFICATION, AND GENDER EXPRESSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Barefoot:

S.B. 181, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION.

Referred to the **Redistricting Committee**.

By Senators McKissick, Barefoot, Daniel (Primary Sponsors); Lowe and Waddell:

S.B. 182, A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF AUTOMATIC LICENSE PLATE READER SYSTEMS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators McKissick, Daniel, Randleman (Primary Sponsors) and Newton:

S.B. 183, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFINEMENT IN RESPONSE TO VIOLATION FOR MISDEMEANANTS SENTENCED UNDER STRUCTURED SENTENCING, AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Van Duyn (Primary Sponsors); Lowe and Woodard:

S.B. 184, A BILL TO BE ENTITLED AN ACT TO RATIFY THE EQUAL RIGHTS AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES OF AMERICA RELATING TO EQUAL RIGHTS FOR MEN AND WOMEN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, McKissick, and Randleman (Primary Sponsors):

S.B. 185, A BILL TO BE ENTITLED AN ACT TO CLARIFY CREDIT FOR TIME SERVED AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Harrington, and B. Jackson (Primary Sponsors):

S.B. 186, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

BILL HELD AS FILED

S.B. 171 is ordered held as filed in the Senate Principal Clerk's Office.

APPOINTMENT OF A CONFERENCE COMMITTEE

S.B. 14 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; TO PROVIDE THAT A STATE OFFICER MAY SERVE ON THE ECONOMIC DEVELOPMENT PARTNERSHIP BOARD; TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS; TO CLARIFY WHEN A DOWNSTREAM INUNDATION MAP MUST BE PREPARED BY A LICENSED PROFESSIONAL ENGINEER; TO EXTEND THE DEADLINE FOR THE SUBMISSION OF EMERGENCY ACTION PLANS FOR DAMS

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NOT ASSOCIATED WITH COAL COMBUSTION RESIDUALS SURFACE IMPOUNDMENTS TO DECEMBER 31, 2015; TO LIMIT THE USE OF FUNDS APPROPRIATED TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR HEALTH INFORMATION EXCHANGE; AND TO REQUIRE A PERFORMANCE AUDIT OF MEDICAID ELIGIBILITY DETERMINATIONS BY COUNTY DEPARTMENTS OF SOCIAL SERVICES.

Pursuant to the Senate having failed to concur in the House Committee Substitute for S.B. 14 on March 5, Senator Berger, President *Pro Tempore*, appoints Senator Brown, Chair; Senator Apodaca, Senator Harrington, Senator Hise, Senator B. Jackson, and Senator Tillman as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

ADDITIONAL SPONSOR

Senator Rabin requests to be added as a sponsor of previously introduced legislation:

S.B. 6, A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTY-FOURTH DAY

Senate Chamber
Monday, March 9, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

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“Lord, you are the same yesterday, today, and forever. Yet how do we even come before you right now and pray in such a strange place? While you completely forgive us, we often completely judge those to our left and right. You tell us not to keep score. Lord, I know I often fail at this. Help our hearts from becoming cold, judgmental, and calculating. Father, I am grateful that on this day that there is nothing I can do or think or say that keeps you from pouring out your grace upon me. You are a forgiving God. Despite our failings, despite ourselves, you cling to that cross for us. Have mercy on us, Lord, forgive us, and help us depend on your grace in all of our relationships here in the North Carolina Senate. In Jesus’ name we pray. Amen.”

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, March 5, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for tonight to Senator Berger, Senator Bryant, Senator Daniel, Senator Newton, and Senator Wells.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Randleman for the **Judiciary II Committee**:

S.B. 82, A BILL TO BE ENTITLED AN ACT TO ENSURE THE INTEGRITY OF BIRTH RECORDS PRESENTED FOR REGISTRATION, with a favorable report.

S.B. 60, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM AND TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25073, is adopted and engrossed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

S.B. 20 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR

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FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the rules are suspended and the House Committee Substitute bill is placed on tonight's calendar.

CALENDAR

A bill on tonight's calendar is taken up and disposed of as follows:

S.B. 20 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Meredith, the Senate fails to concur in the House Committee Substitute bill (4-39) and the House of Representatives is notified by special message.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 117 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA COMPETES ACT.

Referred to the **Rules and Operations of the Senate Committee**.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Kaitlin Avery, Winterville; Rachel Bass, Raleigh; Marisa Bishop, Apex; Trent Brown, Cerro Gordo; Sylvia Craig, Holden Beach; Carson Honeycutt, Pinehurst; Yvon'ne Lyle, Raleigh; Eryn Olmo, Holly Springs; Elle Stevens, Mooresville; Reagan Waites, Raleigh; Greyson Willard, Moncure; and Kevin Wu, Cary.

A SENATORIAL STATEMENT

Senator Smith-Ingram submits a Senatorial Statement entitled, **HONORING THE 124TH FOUNDERS' DAY OF NORTH CAROLINA AGRICULTURAL & TECHNICAL STATE UNIVERSITY**. The full text can be found in the Appendix. (See pg. 1256)

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Upon motion of Senator Pate, seconded by Senator Smith-Ingram, the Senate adjourns at 7:18 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Tuesday, March 10, at 2:00 p.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Rabon (Primary Sponsor); Ford, Gunn and Hise:

S.B. 187, A BILL TO BE ENTITLED AN ACT TO PROVIDE PARITY FOR INTERSTATE AIR COURIERS AND INTERSTATE PASSENGER AIR CARRIERS WITH RESPECT TO THE APPLICATION OF THE SALES AND USE TAX TO PURCHASES OF FUEL AND THE APPLICATION OF THESE TAXES TO BUSINESS INPUTS FOR OTHER INDUSTRIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Meredith, Ford (Primary Sponsors) and Lee:

S.B. 188, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY STUDY, PLAN, DEVELOP, AND UNDERTAKE PRELIMINARY DESIGN WORK ON; TO INCREASE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY DESIGN, ESTABLISH, PURCHASE, CONSTRUCT, OPERATE, AND MAINTAIN; AND TO PROVIDE THAT THE VARIOUS SEGMENTS OF THE TRIANGLE EXPRESSWAY PROJECT CONSTITUTE ONE PROJECT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Harrington, B. Jackson, Brown (Primary Sponsors) and Hise:

S.B. 189, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Pate, Rabin, Woodard (Primary Sponsors); J. Davis and Krawiec:

S.B. 190, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Cook:

S.B. 191, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AN ADDITIONAL MAGISTRATE POSITION IN DARE COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Cook:

S.B. 192, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITATIONS REFER TO COSTS RATHER THAN COURT COSTS AND TO DIRECT ALL SHERIFFS' DEPARTMENTS TO ACCEPT FACSIMILE TRANSMISSIONS OF DOMESTIC VIOLENCE PROTECTIVE ORDERS AND CIVIL NO-CONTACT ORDERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lee, Rabon (Primary Sponsors); Clark, Hise and Smith:

S.B. 193, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FILM AND ENTERTAINMENT GRANT FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Lee:

S.B. 194, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A USAGE CONTRACT ENTERED INTO BETWEEN THE STATE PORTS AUTHORITY AND A CARRIER IS NOT A PUBLIC RECORD.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Meredith:

S.B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LEGAL FRAMEWORK FOR THE SALE AND REGULATION OF MOTOR VEHICLE ANCILLARY PRODUCT CONTRACTS IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Meredith:

S.B. 196, A BILL TO BE ENTITLED AN ACT RELATING TO THE 19TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Apodaca, Hise (Primary Sponsors); Clark, Rabin, Van Duyn and Woodard:

S.B. 197, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PHARMACY PRACTICE ACT TO ALLOW FOR THE SUBSTITUTION OF AN INTERCHANGEABLE BIOLOGICAL PRODUCT.

Referred to the **Health Care Committee**.

By Senators Robinson, Tillman (Primary Sponsors); Bryant and Rabin:

S.B. 198, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PERSONS UNDER THE AGE OF EIGHTEEN SHOULD NOT BE HOUSED IN A LOCAL CONFINEMENT FACILITY OCCUPIED BY PERSONS AGE

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EIGHTEEN AND OLDER UNLESS A SIGHT AND SOUND BARRIER EXISTS BETWEEN THE PERSONS UNDER THE AGE OF EIGHTEEN AND THE OLDER PERSONS.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 39, A BILL TO BE ENTITLED AN ACT AMENDING THE WAGE AND HOUR ACT TO PROVIDE FOR AUTOMATIC ADJUSTMENT TO REFLECT INCREASES IN THE COST OF LIVING, referred to the **Rules and Operations of the Senate Committee** on February 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

S.B. 51, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ALL CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO IMPLEMENT COST-EFFECTIVE ENERGY CONSERVATION MEASURES FOR EXISTING BUILDINGS OR UTILITY SYSTEMS WITHOUT ENTERING INTO A GUARANTEED ENERGY SAVINGS CONTRACT, referred to the **Rules and Operations of the Senate Committee** on February 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 72, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE MINING AND ENERGY COMMISSION PROVIDING FOR MANAGEMENT OF OIL OR GAS EXPLORATION AND DEVELOPMENT, referred to the **Rules and Operations of the Senate Committee** on February 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 81, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM THE HEALTH IMPACTS OF TOXIC CHEMICALS IN CHILDREN'S PRODUCTS BY PROHIBITING THE SALE OF CHILDREN'S PRODUCTS CONTAINING BISPHENOL A, TRIS, OR PHTHALATES, referred to the **Rules and Operations of the Senate Committee** on February 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

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S.B. 121, A BILL TO BE ENTITLED AN ACT TO ENACT THE EXCELLENCE IN SCHOOL LEADERSHIP ACT, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

S.B. 124, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES, TO APPROPRIATE FUNDS FOR THE PURPOSE, AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 132, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN CARTERET COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 3.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 137, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREFIGHTERS' RETIREMENT SYSTEM, referred to the **Rules and Operations of the Senate Committee** on March 3.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

S.B. 139, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF SYLVA TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 140, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF LAKE SANTEETLAH TO LEVY AN OCCUPANCY TAX, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

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S.B. 142, A BILL TO BE ENTITLED AN ACT TO REDUCE THE NUMBER OF MEMBERS SERVING ON THE CUMBERLAND COUNTY CIVIC CENTER COMMISSION, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 152, A BILL TO BE ENTITLED AN ACT TO EXEMPT ADMISSION CHARGES TO AGRICULTURAL FAIRS FROM THE SALES TAX IMPOSED ON AN ADMISSION CHARGE TO AN ENTERTAINMENT ACTIVITY, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 154, A BILL TO BE ENTITLED AN ACT TO CLARIFY HOW THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE OPERATES, TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED, TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO SANCTIONS FOR A VIOLATION OF A CONDITION OF RELEASE, PROBATION, OR PAROLE IF BASED OFF AN INCIDENT FOR WHICH THE PERSON RECEIVED IMMUNITY, TO PROVIDE THAT A LAW ENFORCEMENT OFFICER OR PROSECUTING ATTORNEY SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING, CHARGING, OR PROSECUTING A PERSON ENTITLED TO IMMUNITY IF THE LAW ENFORCEMENT OFFICER OR PROSECUTING ATTORNEY ACTED IN GOOD FAITH, TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2, AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 155, A BILL TO BE ENTITLED AN ACT TO FACILITATE FARMLAND ENTRY INTO THE PRESENT-USE VALUE PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

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S.B. 156, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MOUNT GILEAD, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 159, A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF ADDITIONAL TAXES BY THE APPROPRIATE OWNERS OF RECORD FOR CORRECTED REVALUATIONS, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 161, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 169, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DESIGN AND TO CONSTRUCT A NEW REGIONAL RESEARCH AND EDUCATION AGRICULTURAL CENTER FACILITY TO BE LOCATED IN WAYNE COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 173, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN NEW HANOVER COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 174, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF WILMINGTON MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE FORMER CSX TRANSPORTATION RAIL CORRIDOR WITHIN THE LIMITS OF THAT CITY, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

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S.B. 183, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFINEMENT IN RESPONSE TO VIOLATION FOR MISDEMEANANTS SENTENCED UNDER STRUCTURED SENTENCING, AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 185, A BILL TO BE ENTITLED AN ACT TO CLARIFY CREDIT FOR TIME SERVED AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 186, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 9, 2015

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 14 House Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; TO PROVIDE THAT A STATE OFFICER MAY SERVE ON THE ECONOMIC DEVELOPMENT PARTNERSHIP BOARD; TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS; TO CLARIFY WHEN A DOWNSTREAM INUNDATION MAP MUST BE PREPARED BY A LICENSED PROFESSIONAL ENGINEER; TO EXTEND THE DEADLINE FOR THE SUBMISSION OF EMERGENCY ACTION PLANS FOR DAMS NOT ASSOCIATED WITH COAL COMBUSTION RESIDUALS SURFACE IMPOUNDMENTS TO DECEMBER 31, 2015; TO LIMIT THE USE OF FUNDS APPROPRIATED TO THE DEPARTMENT OF

March 9, 2015

HEALTH AND HUMAN SERVICES FOR HEALTH INFORMATION EXCHANGE; AND TO REQUIRE A PERFORMANCE AUDIT OF MEDICAID ELIGIBILITY DETERMINATIONS BY COUNTY DEPARTMENTS OF SOCIAL SERVICES, and requests conferees, Speaker T. Moore has appointed:

Representative Dollar, Chair
Representative L. Johnson
Representative Lambeth
Representative McGrady
Representative S. Martin
Representative Stam
Representative Goodman

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTY-FIFTH DAY

Senate Chamber
Tuesday, March 10, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, thank you for another day when we can come and bow our heads—and even our hearts. Thank you for the grace that flows down. On this day when men will run down the court at the ACC tournament, where farmers will plant in the fields, where kids will go to school—and they’ll even come here to bless us—we ask for your protection and your flourishing in all these aspects of our society. We look to you for strength. We look to you for guidance. Lord of Hosts, you are the Lord. You uphold our right hand. You say to us, right now, whether we are dealing with money issues, or whether we are running a nonprofit, whether we are feeling injustice, whether we are feeling the tight grip of a poor marriage. Lord you say to us, ‘do not fear; I will help you.’ It is in Jesus’ name that we pray. Amen.”

March 10, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, March 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Apodaca and Senator Blue.

The Chair extends privileges of the floor to Shonda Stacey from Zebulon, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Pate for the **Health Care Committee**:

S.B. 7, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15094, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce Committee**.

S.B. 114, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION AND THE DIVISION OF SOCIAL SERVICES, TO DEVELOP A PLAN REQUIRING A CUSTODIAL PARENT OR OTHER RELATIVE OR PERSON WITH PRIMARY CUSTODY OF A CHILD RECEIVING CHILD CARE SUBSIDY PAYMENTS TO COOPERATE WITH COUNTY CHILD SUPPORT SERVICES PROGRAMS AS A CONDITION OF RECEIVING CHILD CARE SUBSIDY PAYMENTS, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary I Committee**.

By Senator Barringer for the **Judiciary II Committee**:

S.B. 53, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING, with a favorable report.

March 10, 2015

By Senator Newton for the **Judiciary I Committee**:

S.B. 78, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A STATE CORRECTIONAL OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35071, is adopted and engrossed.

S.B. 89, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DIRECTING THE CLERK OF COURT TO TRANSMIT CERTAIN DATA RELEVANT TO THE FACTORS THAT DISQUALIFY A PERSON FROM OBTAINING A PERMIT TO PURCHASE OR TRANSFER A HANDGUN, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35072, is adopted and engrossed.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 60 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM AND TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 82, A BILL TO BE ENTITLED AN ACT TO ENSURE THE INTEGRITY OF BIRTH RECORDS PRESENTED FOR REGISTRATION, upon second reading.

Senator Barringer offers Amendment No. 1, which is adopted (47-0).

The bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Randleman, the Senate adjourns at 2:18 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Wednesday, March 11, at 2:00 p.m.

March 10, 2015

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Randleman:

S.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF FUNDS IN A SINGLE ACCOUNT ON DEPOSIT WITH THE CLERK OF SUPERIOR COURT ABOVE WHICH THE EXCESS MUST BE INVESTED PURSUANT TO STATUTORY REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Randleman, Tarte, Bingham (Primary Sponsors); Krawiec and Soucek:

S.B. 200, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT MOTOR VEHICLES REGISTERED IN THIS STATE HAVE AN ANNUAL SAFETY INSPECTION AND TO MAKE CONFORMING STATUTORY CHANGES MADE NECESSARY BY REPEAL OF THAT REQUIREMENT, TO PROVIDE FOR THE DEVELOPMENT AND IMPLEMENTATION OF A MANAGEMENT IMPROVEMENT PLAN TO INCREASE EFFICIENCY, REDUCE COSTS, AND IMPROVE CUSTOMER SERVICE FOR THE MOTOR VEHICLE EMISSIONS INSPECTION PROGRAM ADMINISTERED BY THE DIVISION OF MOTOR VEHICLES, AND TO REQUIRE THE FISCAL RESEARCH DIVISION OF THE GENERAL ASSEMBLY TO CONDUCT A FISCAL REVIEW OF THE DIVISION OF MOTOR VEHICLES EMISSIONS INSPECTION PROGRAM, BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 201, A BILL TO BE ENTITLED AN ACT RELATING TO THE 36TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe (Primary Sponsor); Foushee, J. Jackson, Smith, Van Duyn, Waddell and Woodard:

S.B. 202, A BILL TO BE ENTITLED AN ACT TO REENACT THE REHABILITATION TAX CREDITS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Lowe:

S.B. 203, A BILL TO BE ENTITLED AN ACT TO CLARIFY HOW PUBLIC BODIES IN THE CITY OF WINSTON-SALEM MAY CONDUCT BUSINESS DURING MEETINGS INVOLVING SIMULTANEOUS COMMUNICATION.

Referred to the **Rules and Operations of the Senate Committee**.

March 10, 2015

By Senators Lowe (Primary Sponsor); Foushee, J. Jackson, Smith, Van Duyn, Waddell and Woodard:

S.B. 204, A BILL TO BE ENTITLED AN ACT TO REENACT THE CREDIT FOR QUALIFYING EXPENSES OF A PRODUCTION COMPANY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson and Brown (Primary Sponsors):

S.B. 205, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT CONCERNING THE STATUS OF TRUCK DRIVERS AS EMPLOYEES OR INDEPENDENT CONTRACTORS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Brown, Harrington (Primary Sponsors); J. Davis and Hise:

S.B. 206, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Waddell (Primary Sponsor) and J. Jackson:

S.B. 207, A BILL TO BE ENTITLED AN ACT TO MAKE IT AN AGGRAVATING FACTOR TO COMMIT A VIOLENT FELONY THAT A DEFENDANT REASONABLY SHOULD KNOW IS BEING WITNESSED BY A CHILD WHO IS LESS THAN SIXTEEN YEARS OLD AND TO PROVIDE THAT THE INCREASED PENALTY FOR A MISDEMEANOR ASSAULT COMMITTED IN THE PRESENCE OF A MINOR MAY BE IMPOSED WHEN THE MINOR WAS IN A POSITION TO SEE OR HEAR THE COMMISSION OF THE MISDEMEANOR OFFENSE.

Referred to the **Rules and Operations of the Senate Committee**.

APPOINTMENT OF A CONFERENCE COMMITTEE

S.B. 20 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR.

Pursuant to the Senate having failed to concur in the House Committee Substitute for S.B. 20 on March 9, Senator Berger, President *Pro Tempore*, appoints Senator Apodaca, Chair; Senator Daniel, Senator Harrington, Senator Lee, Senator McKissick, Senator Meredith, Senator Rabon, and Senator Rucho as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

March 10, 2015

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rucho for the **Redistricting Committee**:

S.B. 36, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35084, is adopted and engrossed.

S.B. 181, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15093, is adopted and engrossed.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTY-SIXTH DAY

Senate Chamber
Wednesday, March 11, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord of all compassion, we are thankful that this day is the day that you have made. We thank you for life, we thank you for health, and we thank you for strength. Today, Lord, we lift up friends and families and individuals that are connected to the tragedy of the helicopter crash in Florida. Four of our very own from Camp Lejeune were in that crash. We have lost 11 of our bravest souls, Lord. We stop and we pause and we honor them. Intercede, Lord. Comfort those in need as only you can. We direct our gaze towards you, Lord, because in no other person may we find peace. Direct us today in the ways that we would conduct our business that it might always be in light of your light. In Jesus' name we pray. Amen."

March 11, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, March 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Curtis, Senator J. Davis, and Senator Rabon.

The Chair extends privileges of the floor to Dr. Ward Adcock from Gastonia, North Carolina, who is serving the Senate as Doctor of the Day, and to Desiree Dupree from Winterville, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from the regular order of business and placed at the beginning of today's calendar.

WITHDRAWAL FROM COMMITTEE

S.B. 125, A BILL TO BE ENTITLED AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT, referred to the **Rules and Operations of the Senate Committee** on February 27.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the bill be withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**, which motion prevails with unanimous consent, and the Chair so orders.

INTRODUCTION OF A RESOLUTION

A resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Barringer (Primary Sponsor); Bingham, Brock, Clark, D. Davis, Harrington, Lowe, Newton, Pate, Rabin, Robinson, Sanderson, Smith-Ingram and Waddell:

March 11, 2015

S.R. 232, A SENATE RESOLUTION HONORING THE GIRL SCOUTS OF THE USA.

Upon motion of Senator Apodaca, without objection, the rules are suspended and the resolution is placed on today's calendar for immediate consideration.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

S.R. 232, A SENATE RESOLUTION HONORING THE GIRL SCOUTS OF THE USA, for adoption.

Upon motion of Senator Barringer, the Senate Resolution is adopted (47-0).

A SENATORIAL STATEMENT

Senator Barringer submits a Senatorial Statement entitled, **RECOGNIZING GIRL SCOUT LIFESAVING MEDAL OF HONOR RECIPIENTS**. The full text can be found in the Appendix. (See pg. 1257)

The Senate recesses at 2:27 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 2:50 p.m.

RECESS

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 11, 2015

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 20 House Committee Substitute (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, and requests conferees, Speaker T. Moore has appointed:

March 11, 2015

Representative Brawley, Chair
Representative Hagar
Representative Hanes
Representative Lewis
Representative Saine
Representative Torbett
Representative Shepard

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

CALENDAR (*continued*)

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION, upon second reading.

Senator Stein offers Amendment No. 1.

Senator Apodaca moves that Amendment No. 1 do lie upon the table, seconded by Senator Brock, which motion prevails (30-17).

Senator Blue calls for the ayes and noes, which call is sustained without objection.

The Committee Substitute bill passes its second reading, ayes 26, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Cook, Gunn, Hartsell, Hise, B. Jackson, Krawiec, McInnis, Newton, Pate, Rabin, Randleman, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade and Wells---26.

Voting in the negative: Senators Blue, Bryant, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, Robinson, Smith, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard---15.

Senator Barefoot objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Thursday, March 12, upon third reading.

S.B. 36 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO, upon second reading.

Senator Robinson offers Amendment No. 1.

March 11, 2015

Senator Apodaca moves that Amendment No. 1 do lie upon the table, seconded by Senator Brock, which motion prevails (24-17).

The Committee Substitute bill passes its second reading (29-16).

Senator Wade objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Thursday, March 12, upon third reading.

MOTION TO RECONSIDER

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION.

Having voted with the majority, Senator Apodaca offers a motion that the vote by which the Committee Substitute bill passed its second reading earlier today be reconsidered, which motion prevails (47-0) and the question before the body becomes passage of the Committee Substitute bill on its second reading.

CALENDAR *(continued)*

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION, upon second reading.

The Committee Substitute bill passes its second reading, ayes 31, noes 16, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Cook, Daniel, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Randleman, Rucho, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade and Wells---31.

Voting in the negative: Senators Blue, Bryant, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard---16.

Pursuant to Senator Barefoot having objected to third reading earlier, the Committee Substitute bill remains on the calendar for Thursday, March 12, upon third reading.

S.B. 53, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING, upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

March 11, 2015

S.B. 78 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A STATE CORRECTIONAL OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY, upon second reading.

Senator Randleman offers Amendment No. 1, which is adopted (46-1).

The Committee Substitute bill, as amended, passes its second reading (45-2) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 89 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DIRECTING THE CLERK OF COURT TO TRANSMIT CERTAIN DATA RELEVANT TO THE FACTORS THAT DISQUALIFY A PERSON FROM OBTAINING A PERMIT TO PURCHASE OR TRANSFER A HANDGUN, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Barringer, the Senate adjourns at 5:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Thursday, March 12, at 9:00 a.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 31 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 32 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL IMPAIRED DRIVING.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 59 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ADMISSIBILITY OF REPORTS OF FORENSIC AND CHEMICAL ANALYSIS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 43, A BILL TO BE ENTITLED AN ACT PROVIDING THAT PARKING METERS IN THE CITY OF WINSTON-SALEM MAY BE ACTIVATED BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS, OR ELECTRONIC MEANS.

Referred to the **Rules and Operations of the Senate Committee**.

March 11, 2015

H.B. 41 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE.

Referred to the **Finance Committee**.

H.B. 55, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PYROTECHNIC EXHIBITIONS AUTHORIZED BY NORTH CAROLINA STATE UNIVERSITY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 71, A BILL TO BE ENTITLED AN ACT TO CLARIFY WITH WHOM THE OATH OF OFFICE TAKEN BY MEMBERS OF EACH BOARD OF COUNTY COMMISSIONERS SHOULD BE FILED.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 157 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS.

Referred to the **Agriculture/Environment/Natural Resources Committee**.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Cook, Brown, Hartsell (Primary Sponsors); Clark, B. Jackson, Pate, Rabin, Sanderson, Smith, Smith-Ingram and Waddell:

S.B. 208, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FAIRNESS AND EQUITY OF PROPERTY INSURANCE RATE MAKING IN NORTH CAROLINA BY REQUIRING THAT CERTAIN PROPERTY INSURANCE DATA BE MADE AVAILABLE TO THE PUBLIC; BY PROVIDING THE COMMISSIONER WITH THE AUTHORITY TO ORDER A DECREASE IN RATES IN A PROPERTY INSURANCE RATE-MAKING PROCEEDING; BY PROVIDING THE NORTH CAROLINA INSURANCE UNDERWRITING ASSOCIATION THE AUTHORITY TO HAVE ISSUED TAX-EXEMPT BONDS TO COVER LOSS-RELATED LIABILITIES; BY REFORMING CONSENT TO RATE PRACTICES; BY REQUIRING THAT CATASTROPHE MODELING USED FOR PROPERTY RATE-MAKING PURPOSES MORE ACCURATELY REFLECT POTENTIAL IMPACTS IN NORTH CAROLINA; AND BY CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PROPERTY INSURANCE RATE MAKING.

Referred to the **Rules and Operations of the Senate Committee**.

March 11, 2015

By Senators Wade, Rabon, Brock (Primary Sponsors); B. Jackson, Krawiec, Lee, Rabin, Smith-Ingram and Waddell:

S.B. 209, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN ANIMAL WELFARE HOTLINE AND WEB SITE WITHIN THE ATTORNEY GENERAL'S OFFICE AND TO ESTABLISH A COURT FEE TO SUPPORT THE INVESTIGATION OF ANIMAL CRUELTY VIOLATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wade, Brock, Tarte (Primary Sponsors); J. Davis and Rabin:

S.B. 210, A BILL TO BE ENTITLED AN ACT TO PERMIT THE GOVERNING BOARDS OF COUNTIES AND CITIES TO OPT TO PROVIDE FOR PUBLIC NOTICES TO BE GIVEN ELECTRONICALLY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor); Newton, Pate, Rabin and Sanderson:

S.B. 211, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A MONETARY PENALTY WHEN FUNDS ARE NOT TRANSFERRED WITHIN REQUIRED TIME LINES BETWEEN LOCAL SCHOOL ADMINISTRATIVE UNITS AND CHARTER SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman:

S.B. 212, A BILL TO BE ENTITLED AN ACT TO ALLOW SUCCESSFUL COMPLETION BY A RETIRED SWORN LAW ENFORCEMENT OFFICER OF THE HANDGUN QUALIFICATIONS FOR ACTIVE SWORN LAW ENFORCEMENT OFFICERS TO BE SUFFICIENT FOR PURPOSES OF A CONCEALED HANDGUN PERMIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Berger:

S.B. 213, A BILL TO BE ENTITLED AN ACT RELATING TO THE 26TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tucker:

S.B. 214, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE VILLAGE OF WESLEY CHAPEL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon:

S.B. 215, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN BRUNSWICK COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

March 11, 2015

By Senator Rabon:

S.B. 216, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CASWELL BEACH TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR A PUBLIC SERVICES FACILITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Meredith (Primary Sponsors); Lee, Rabin and Smith-Ingram:

S.B. 217, A BILL TO BE ENTITLED AN ACT TO ADJUST THE RATE OF THE HIGHWAY USE TAX FOR THE SHORT-TERM LEASE OR RENTAL OF A MOTOR VEHICLE, TO ADJUST THE DISTRIBUTION OF THE HIGHWAY USE TAXES COLLECTED ON THE SHORT-TERM LEASE OR RENTAL OF A MOTOR VEHICLE, TO ADJUST THE DISTRIBUTION OF THE PROCEEDS FROM CERTAIN FEES COLLECTED BY THE DIVISION OF MOTOR VEHICLES, AND TO APPROPRIATE FUNDS ON AN ANNUAL BASIS FROM THE HIGHWAY FUND TO THE NORTH CAROLINA STATE PORTS AUTHORITY AND THE DIVISION OF AVIATION OF THE DEPARTMENT OF TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Davis:

S.B. 218, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 219, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY FOR CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Ways & Means Committee**.

By Senator Daniel:

S.B. 220, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MORGANTON TO ENROLL ITS EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock, Rucho (Primary Sponsors); Rabin and Sanderson:

S.B. 222, A BILL TO BE ENTITLED AN ACT TO MODIFY PROVISIONS APPLICABLE TO MEMBERSHIP ON THE ENERGY POLICY COUNCIL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator McInnis:

S.B. 223, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY FOR CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Ways & Means Committee**.

By Senator Waddell:

S.B. 224, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith, B. Jackson, Barringer (Primary Sponsors); Bingham, Brock, McInnis, Newton, Pate, Robinson and Sanderson:

S.B. 225, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF LOCAL GOVERNMENTS TO ADOPT ORDINANCES RELATED TO BEE HIVES AND TO REQUIRE THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY STRATEGIES FOR PROTECTING AND SUPPORTING POLLINATORS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith (Primary Sponsor); Newton, Sanderson and Smith-Ingram:

S.B. 226, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE CURRENT CONFIGURATION OF THE SUPERIOR AND DISTRICT COURT DISTRICTS IN THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Van Duyn (Primary Sponsors) and Waddell:

S.B. 227, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT LIMITATIONS ON CAMPAIGN CONTRIBUTIONS AUTOMATICALLY ADJUST PURSUANT TO AN AVERAGE OVER A CALENDAR YEAR OF THE CONSUMER PRICE INDEX.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.B. 228, A BILL TO BE ENTITLED AN ACT TO GIVE QUALIFYING LOCAL BOARDS OF EDUCATION IN CERTAIN COUNTIES THE ABILITY TO BETTER MANAGE INSTRUCTIONAL TIME LOST DUE TO INCLEMENT WEATHER OR OTHER EMERGENCY SITUATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Hise:

S.B. 229, A BILL TO BE ENTITLED AN ACT RELATING TO THE 47TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bingham (Primary Sponsor); D. Davis, J. Davis and Sanderson:

S.B. 230, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CAMPAIGN FINANCE REPORTS TO BE FILED ELECTRONICALLY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 231, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY THE CONCEPT OF A UNIFIED PUBLIC HEALTH SYSTEM AND THE FEASIBILITY OF ESTABLISHING A UNIFIED PUBLIC HEALTH SYSTEM WITHIN THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Bingham, Daniel (Primary Sponsors); Clark, Foushee, Lowe, Newton, Pate, Robinson, Smith-Ingram and Waddell:

S.B. 233, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE AUTOMATIC EXPUNCTION OF CERTAIN RECORDS OF A PERSON WHEN THE CHARGE OR CHARGES AGAINST THE PERSON ARE DISMISSED AS A RESULT OF IDENTITY THEFT OR MISTAKEN IDENTITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bingham (Primary Sponsor); Rabin and Robinson:

S.B. 234, A BILL TO BE ENTITLED AN ACT ENHANCING STANDARDS FOR PRESCRIBING EQUIVALENT DRUG PRODUCTS BY REQUIRING THESE PRODUCTS TO BE LABELED WITH THE UNITED STATES FOOD AND DRUG ADMINISTRATION THERAPEUTIC EQUIVALENCE CODE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 235, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY AND ACCOUNTABILITY OF THE PUBLIC HEALTH SYSTEM, TO REORGANIZE THE DIVISION OF PUBLIC HEALTH, AND TO STRENGTHEN THE PUBLIC HEALTH INFRASTRUCTURE BY THE DEVELOPMENT AND IMPLEMENTATION OF REGIONAL PUBLIC HEALTH AUTHORITIES.

Referred to the **Rules and Operations of the Senate Committee**.

March 11, 2015

By Senators Gunn, Tarte (Primary Sponsors); Rabin and Woodard:

S.B. 236, A BILL TO BE ENTITLED AN ACT TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT ABC STORES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein (Primary Sponsor); Clark, Foushee, Lowe, Robinson, Smith-Ingram and Waddell:

S.B. 237, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATION-BASED SALARY SUPPLEMENTS FOR CERTAIN SCHOOL EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein, Hartsell (Primary Sponsors); Bingham, Lowe, Sanderson and Waddell:

S.B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON COMMITS THE OFFENSE OF CYBERSTALKING IF THE PERSON KNOWINGLY INSTALLS OR PLACES A TRACKING DEVICE WITHOUT CONSENT AND USES THE DEVICE TO TRACK THE LOCATION OF AN INDIVIDUAL.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTY-SEVENTH DAY

Senate Chamber
Thursday, March 12, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Father in heaven, thank you for this day. Thank you for everybody who serves here so well. We all need your help so much. We need to be a little bit more desperate, Lord. We need so much of your grace and so less of ourselves. We need your presence within us—the spirit, the comforter. Would you enable us here to love one another as you have first loved us? May you become the living water flowing out of us—be it of tears or be it of speaking the truth. May that blessing bless this city of Raleigh, bless the towns of our state, and bless our nation. We pray this in Jesus’ name. Amen.”

March 12, 2015

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, March 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Rabon.

The Chair extends privileges of the floor to Wayne Martin from Lumberton, North Carolina, who is serving the Senate as Nurse of the Day.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Brock for the **Agriculture/Environment/Natural Resources Committee**:

H.B. 157 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the Committee Substitute bill No. 2 is placed on today's calendar for immediate consideration.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 157 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (37-11).

Senator Apodaca objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill No. 2 placed on the calendar of Monday, March 16, upon third reading.

S.B. 36 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO, upon third reading.

The Committee Substitute bill passes its third reading (33-15) and is ordered sent to the House of Representatives.

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION, upon third reading.

March 12, 2015

Senator Barefoot offers Amendment No. 2, which is adopted (33-15).

The Committee Substitute bill, as amended, passes its third reading, ayes 32, noes 16, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Randleman, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade and Wells---32.

Voting in the negative: Senators Blue, Bryant, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard---16.

The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Pate seconded by Senator Brown, the Senate adjourns at 9:29 a.m., in memory of the Marines who lost their lives this week, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, March 16, at 7:00 p.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 134 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MINOR WHO IS SOLICITING AS A PROSTITUTE IS IMMUNE FROM PROSECUTION FOR THE OFFENSE OF SOLICITATION OF PROSTITUTION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 79 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS TO CLARIFY THAT A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER IS PUNISHABLE BY CIVIL OR CRIMINAL CONTEMPT AND CLARIFYING THE SCOPE OF STAY ON PROCEEDINGS WHEN A CASE IS ON APPEAL.

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Hartsell for the **Judiciary I Committee**:

March 12, 2015

S.B. 161, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON, with a favorable report.

S.B. 185, A BILL TO BE ENTITLED AN ACT TO CLARIFY CREDIT FOR TIME SERVED AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, with a favorable report.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Blue:

S.B. 239, A BILL TO BE ENTITLED AN ACT RELATING TO THE 14TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Davis (Primary Sponsor); D. Davis and Pate:

S.B. 240, A BILL TO BE ENTITLED AN ACT DEFINING THE PRACTICE OF NURSING BY CERTIFIED REGISTERED NURSE ANESTHETISTS UNDER THE NURSING PRACTICE ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Alexander, Stein, and Blue (Primary Sponsors):

S.B. 241, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO AUTHORIZE THE CITY TO SELL, EXCHANGE, OR OTHERWISE TRANSFER REAL PROPERTY SUBJECT TO RESTRICTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor) and Rabin:

S.B. 242, A BILL TO BE ENTITLED AN ACT TO ELIMINATE PERSONAL EDUCATION PLANS FOR STUDENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton:

S.B. 243, A BILL TO BE ENTITLED AN ACT RELATING TO THE 11TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Soucek:

S.B. 244, A BILL TO BE ENTITLED AN ACT TO GIVE QUALIFYING LOCAL BOARDS OF EDUCATION IN CERTAIN COUNTIES THE ABILITY TO BETTER MANAGE INSTRUCTIONAL TIME LOST DUE TO INCLEMENT WEATHER OR OTHER EMERGENCY SITUATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

March 12, 2015

By Senator Smith:

S.B. 245, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EXPLORATION STATION IN ROBESON COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Smith:

S.B. 246, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ROBESON COUNTY TO USE THE PROCEEDS OF THE LOCAL GOVERNMENT SALES AND USE TAX FOR PUBLIC TRANSPORTATION FOR SCHOOL CONSTRUCTION IN LIEU OF PUBLIC TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein, Alexander, and Blue (Primary Sponsors):

S.B. 247, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO ALLOW THE CITY TO DONATE RETIRED ANIMALS USED BY THE POLICE DEPARTMENT OR ANY OTHER CITY AGENCY TO THE POLICE OFFICER OR EMPLOYEE WHO HAD NORMAL CUSTODY AND CONTROL OF THE ANIMAL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein and Barringer (Primary Sponsors):

S.B. 248, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Stein:

S.B. 249, A BILL TO BE ENTITLED AN ACT GRANTING AUTHORITY TO THE TOWN OF MORRISVILLE TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Brown (Primary Sponsors); Clark, D. Davis, Harrington, Pate, Rabin, Randleman, Sanderson and Tarte:

S.B. 250, A BILL TO BE ENTITLED AN ACT TO RESTORE FUNDING FOR STATE ASSISTANCE TO COUNTY VETERANS SERVICE PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

March 12, 2015

By Senators Clark, Meredith (Primary Sponsors); D. Davis, Pate, Rabin, Sanderson and Tarte:

S.B. 251, A BILL TO BE ENTITLED AN ACT TO WAIVE THE TWELVE-MONTH RESIDENCY REQUIREMENT AND CHARGE THE IN-STATE TUITION RATE FOR VETERANS WHO RECEIVE CERTAIN FEDERAL EDUCATIONAL BENEFITS, THEIR SPOUSES, AND THEIR DEPENDENT RELATIVES WHO ARE THE RECIPIENTS OF CERTAIN FEDERAL EDUCATIONAL BENEFITS AND TO WAIVE THE TWELVE-MONTH RESIDENCY REQUIREMENT AND CHARGE THE IN-STATE TUITION RATE FOR CERTAIN OTHER VETERANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barringer, Stein, Alexander (Primary Sponsors) and Barefoot:

S.B. 252, A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator McKissick:

S.B. 253, A BILL TO BE ENTITLED AN ACT RELATING TO THE 20TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick and Woodard (Primary Sponsors):

S.B. 254, A BILL TO BE ENTITLED AN ACT TO PERMIT SCHOOL-BASED HEALTH CENTERS IN DURHAM COUNTY TO OFFER CONTRACEPTIVE SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick and Woodard (Primary Sponsors):

S.B. 255, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE PLANNING COMMISSION AND THE CITY COUNCIL TO GIVE NOTICE OF AND HOLD PUBLIC HEARINGS ON APPLICATIONS FOR INITIAL ZONING OF PROPERTY SUBJECT TO A VOLUNTARY ANNEXATION PETITION PRIOR TO THE PASSAGE OF AN ANNEXATION ORDINANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick and Woodard (Primary Sponsors):

S.B. 256, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Smith-Ingram:

S.B. 257, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXCLUSION OF USEFUL BYPRODUCTS OF STEEL MANUFACTURING FROM REGULATION AS A SOLID WASTE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Smith-Ingram:

S.B. 258, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE WASHINGTON COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF WASHINGTON COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Smith-Ingram:

S.B. 259, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THEIR SCHOOL CALENDARS.

Referred to the **Ways & Means Committee**.

By Senator Bryant:

S.B. 260, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN LOCAL BOARDS OF EDUCATION TO ALIGN THEIR SCHOOL CALENDARS WITH THOSE OF COMMUNITY COLLEGES SERVING THEIR COMMUNITIES.

Referred to the **Ways & Means Committee**.

By Senators Wade (Primary Sponsor) and Robinson:

S.B. 261, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE STATUTES PERTAINING TO THE ASSESSMENT FOR THE STOKESDALE FIRE PROTECTION DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Jackson:

S.B. 262, A BILL TO BE ENTITLED AN ACT RELATING TO THE 37TH SENATORIAL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 263, A BILL TO BE ENTITLED AN ACT TO PROVIDE PERMANENT FUNDS FOR THE PUBLIC HEALTH AUTHORITY OF CABARRUS COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

March 12, 2015

By Senator Newton:

S.B. 264, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton:

S.B. 265, A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON, AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 266, A BILL TO BE ENTITLED AN ACT EXPANDING THE CATEGORY OF INDIVIDUALS WHO MAY BE APPOINTED AS COUNTY MEDICAL EXAMINERS IN CLEVELAND COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte, Waddell, and J. Jackson (Primary Sponsors):

S.B. 267, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Ways & Means Committee**.

By Senators Tarte, Brock, Hise (Primary Sponsors); Clark, Pate, Rabin and Sanderson:

S.B. 268, A BILL TO BE ENTITLED AN ACT TO CREATE THE DEPARTMENT OF INFORMATION TECHNOLOGY AS AN EXECUTIVE DEPARTMENT OF THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Randleman:

S.B. 269, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR SEVERANCE OF SUMMARY EJECTMENT AND MONETARY CLAIMS IN SMALL CLAIMS ACTIONS WHEN SERVICE OF PROCESS ONLY MEETS SUMMARY EJECTMENT STANDARDS AND TO ALLOW FOR THE SEVERED MONETARY CLAIM TO BE CONTINUED WITH ALIAS AND PLURIES SUMMONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Randleman:

S.B. 270, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS AFFECTING THE ADMINISTRATIVE OFFICE OF THE COURTS.

Referred to the **Rules and Operations of the Senate Committee**.

March 12, 2015

By Senators Rabin, Tarte, Daniel (Primary Sponsors) and Sanderson:

S.B. 271, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO PROVIDE FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY AND STAGGER THOSE TERMS SUCH THAT, IN 2016, TWENTY-FIVE MEMBERS IN THE SENATE AND SIXTY MEMBERS IN THE HOUSE OF REPRESENTATIVES REMAIN IN OFFICE FOR ADDITIONAL TWO-YEAR TERMS AND THE REMAINING TWENTY-FIVE MEMBERS IN THE SENATE AND SIXTY MEMBERS IN THE HOUSE OF REPRESENTATIVES ARE CHOSEN BY BALLOT TO SERVE FOUR-YEAR TERMS, AND LIMITING MEMBERS OF THE GENERAL ASSEMBLY TO FOUR CONSECUTIVE TERMS IN A LEGISLATIVE CHAMBER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Apodaca (Primary Sponsors) and Rabin:

S.B. 272, A BILL TO BE ENTITLED AN ACT TO ELIMINATE PERSONAL EDUCATION PLANS FOR STUDENTS.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTY-EIGHTH DAY

Senate Chamber
Monday, March 16, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Heavenly Father, thank you for sending these men and women to serve, giving them the hearts to show up even when sometimes we don't want to come. Thank you, Lord, for being faithful to us. Tonight, as we enter into work again for this week, we need you more than we even would admit. Speak to us, Lord, right now, in this place. I am reminded of Micah, the prophet, who says, ‘He hath shewed thee, O man, what is good; and what doth the Lord require of thee, but to do justice, and to love mercy, and to walk humbly with thy God.’* Help us to look a little bit more like these prophetic words from you, O Lord. We pray in the name of Jesus. Amen.”

*Micah 6:8, KJV

March 16, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, March 12, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for tonight to Senator Soucek.

MOTION RELATIVE TO THE CALENDAR

The following change is made to tonight's calendar:

H.B. 157 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS, upon third reading.

Upon motion of Senator Apodaca, the Committee Substitute bill No. 2 is withdrawn from the regular order of business and placed at the beginning of tonight's calendar.

CALENDAR

Bills on tonight's calendar are taken up and disposed of as follows:

H.B. 157 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS, upon third reading.

The Committee Substitute bill No. 2 passes its third reading (39-10) and is ordered enrolled and sent to the Governor by special message.

S.B. 161, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON, upon second reading.

The bill passes its second reading (47-2) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 185, A BILL TO BE ENTITLED AN ACT TO CLARIFY CREDIT FOR TIME SERVED AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

ENROLLED BILL

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 157, AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS.

March 16, 2015

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Gesche Barg, Charlotte; Dishanda Brown, Greensboro; William Comer, Winston-Salem; Anthony Forte, Boiling Spring Lakes; Kaelan McCone, Greensboro; Jazsmin McNeil, Raleigh; Nicholas Oddo, Wake Forest; Ethan Walton, Wilson; and Regina Wiechert, Spring Lake.

Upon motion of Senator Berger, seconded by Senator Brock, the Senate adjourns at 7:21 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, March 17, at 2:00 p.m.

REPORT OF COMMITTEE

A select committee report is submitted as follows:

Senator Apodaca, Chair of the **Select Committee on UNC Board of Governors**, submits a memorandum to the members of the Senate stating that pursuant to S.R. 47, as amended by S.R. 148, the committee has met and voted on a slate of 15 candidates to be submitted to the Senate. On March 18, 2015, the Senate will elect eight individuals from this slate to serve on the UNC Board of Governors.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators D. Davis, Pate (Primary Sponsors) and Smith-Ingram:

S.B. 273, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBILITY IN WAIVING PENALTIES AND INTEREST FOR MOTOR VEHICLE TAXES FOR TAX YEARS PRIOR TO JULY 1, 2013.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis (Primary Sponsor) and Smith-Ingram:

S.B. 274, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE OR LOCAL LAW ENFORCEMENT AGENCIES TO AUTHORIZE ANY PERSON WHO HOLDS AN APPOINTED OFFICE WITH A STATE OR LOCAL LAW ENFORCEMENT AGENCY TO HOLD CONCURRENTLY NO MORE THAN TWO ADDITIONAL APPOINTIVE OFFICES WITH ANOTHER AGENCY AND TO MAKE OTHER CONFORMING CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators D. Davis, J. Jackson (Primary Sponsors); Bryant, Lowe, Robinson, Smith, Smith-Ingram, Van Duyn, Waddell and Woodard:

S.B. 275, A BILL TO BE ENTITLED AN ACT TO REENACT THE EARNED INCOME TAX CREDIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Smith-Ingram (Primary Sponsors); Bryant, Lowe and Waddell:

S.B. 276, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR BEREAVEMENT LEAVE FOR STATE EMPLOYEES AND PUBLIC SCHOOL EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Smith-Ingram (Primary Sponsors); Bryant, Lowe, Robinson, Smith, Van Duyn and Waddell:

S.B. 277, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES AND USE TAX HOLIDAY FOR SCHOOL SUPPLIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Barefoot:

S.B. 278, A BILL TO BE ENTITLED AN ACT TO CORRECT VARIOUS STATE BOARDS AND COMMISSIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Barefoot:

S.B. 279, A BILL TO BE ENTITLED AN ACT AMENDING THE PROFESSIONAL COUNSELORS ACT TO MODIFY EDUCATIONAL QUALIFICATIONS FOR THE PRACTICE OF COUNSELING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Soucek (Primary Sponsors); Bryant, D. Davis, Hise, Lee, Lowe, Smith-Ingram, Tarte, Van Duyn and Woodard:

S.B. 280, A BILL TO BE ENTITLED AN ACT TO EXTEND NATIONAL GUARD REEMPLOYMENT RIGHTS TO MEMBERS OF THE NATIONAL GUARDS OF OTHER STATES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte, J. Davis, B. Jackson (Primary Sponsors); Hise, J. Jackson, Krawiec and Pate:

S.B. 281, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL FINANCIAL AUDITS OF CERTAIN STATE DEPARTMENTS AND BIENNIAL FINANCIAL AUDITS OF ALL OTHER STATE DEPARTMENTS AND AGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Hartsell (Primary Sponsor) and Pate:

S.B. 282, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE OVERSIGHT AND MANAGEMENT OF STATE-OWNED SUBMERGED LANDS, INCLUDING INITIATING A PROCESS TO INVENTORY CLAIMS ON STATE-OWNED SUBMERGED LANDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor); Robinson and Smith-Ingram:

S.B. 283, A BILL TO BE ENTITLED AN ACT TO GIVE CLASSROOM EXPERIENCE TO PROFESSIONAL PUBLIC SCHOOL EMPLOYEES WHO ARE NOT CLASSROOM TEACHERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 284, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Woodard, Foushee, McKissick (Primary Sponsors) and J. Jackson:

S.B. 285, A BILL TO BE ENTITLED AN ACT TO AMEND ARTICLE 19 OF CHAPTER 160A OF THE GENERAL STATUTES TO ALTER QUALIFICATION REQUIREMENTS FOR ZONING PROTEST PETITIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bingham, D. Davis (Primary Sponsors); Bryant and Waddell:

S.B. 286, A BILL TO BE ENTITLED AN ACT PROHIBITING THE SALE OF E-LIQUID CONTAINERS WITHOUT CHILD-RESISTANT PACKAGING AND SAFETY WARNING LABELS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor); Bingham, Daniel, Gunn, Hise, J. Jackson, Lowe, Pate, Robinson, Smith, Smith-Ingram, Van Duyn and Woodard:

S.B. 287, A BILL TO BE ENTITLED AN ACT TO ENACT A HISTORIC PRESERVATION TAX CREDIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Cook:

S.B. 288, A BILL TO BE ENTITLED AN ACT NARROWING THE TYPES OF INCOMPETENCY FINDINGS THAT MUST BE REPORTED TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM AND AMENDING THE PROCESS FOR INDIVIDUALS TO REMOVE FIREARMS DISABILITIES AFTER RESTORATION TO COMPETENCY.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Barefoot:

S.B. 289, A BILL TO BE ENTITLED AN ACT TO IMPROVE TEACHER EDUCATION PREPARATION PROGRAMS IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 73, A BILL TO BE ENTITLED AN ACT TO DIRECT CONVEYANCE BY THE STATE OF THE HAYWOOD TOWN SQUARE, referred to the **Rules and Operations of the Senate Committee** on February 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 189, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

S.B. 205, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT CONCERNING THE STATUS OF TRUCK DRIVERS AS EMPLOYEES OR INDEPENDENT CONTRACTORS, referred to the **Rules and Operations of the Senate Committee** on March 10.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 206, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, referred to the **Rules and Operations of the Senate Committee** on March 10.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

TWENTY-NINTH DAY

Senate Chamber
Tuesday, March 17, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, thank you for such a gorgeous day outside. What a blessing. Today as we come before you, we really have to tackle the question of where we put our trust, where our heart is rooted. It reminds me of Jeremiah, ‘thus says the Lord: cursed is the man who trusts in man, whose flesh is his strength, whose heart turns away from the Lord. He is like a shrub in the desert and shall not see any good come from it. He shall dwell in the parched places of the wilderness, in an uninhabited salt land. But blessed is the man who trusts in the Lord, whose trust is the Lord. He is like a tree planted by water, sending out roots by the streams. He is not in fear, for its leaves remain green when the heat comes. He is not anxious in the year of drought, for it does not cease to bear fruit.’* We pray these words over this body and over this state. In Jesus’ name we pray. Amen.”

*Jeremiah 17:5-8, ESV (paraphrase)

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, March 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Rita Brown from Greensboro, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator J. Davis for the **State and Local Government Committee**:

S.B. 5, A BILL TO BE ENTITLED AN ACT TO REPEAL S.L. 2014-8, AS AMENDED BY S.L. 2014-9, AS IT APPLIES TO UNION COUNTY, with a favorable report.

S.B. 139, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF SYLVA TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, with a favorable report.

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S.B. 142, A BILL TO BE ENTITLED AN ACT TO REDUCE THE NUMBER OF MEMBERS SERVING ON THE CUMBERLAND COUNTY CIVIC CENTER COMMISSION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15112, is adopted and engrossed.

By Senator Newton for the **Judiciary I Committee**:

S.B. 114, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION AND THE DIVISION OF SOCIAL SERVICES, TO DEVELOP A PLAN REQUIRING A CUSTODIAL PARENT OR OTHER RELATIVE OR PERSON WITH PRIMARY CUSTODY OF A CHILD RECEIVING CHILD CARE SUBSIDY PAYMENTS TO COOPERATE WITH COUNTY CHILD SUPPORT SERVICES PROGRAMS AS A CONDITION OF RECEIVING CHILD CARE SUBSIDY PAYMENTS, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report.

By Senator Daniel for the **Judiciary II Committee**:

S.B. 123, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45158, is adopted and engrossed.

S.B. 124, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES, TO APPROPRIATE FUNDS FOR THE PURPOSE, AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Appropriations/Base Budget Committee**.

POINT OF PERSONAL PRIVILEGE

Upon motion of Senator Apodaca, the words spoken by Senator Robinson regarding the late Reverend Dr. Howard Allen Chubbs are spread upon the journal as follows:

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SENATOR ROBINSON: “Ladies and gentlemen, I sadly announce that Dr. Howard Allen Chubbs, who was my pastor and pastor of Providence for 49 years, died last Thursday, so today I submit this statement honoring his life and his legacy:

Senator Robinson submits a Senatorial Statement entitled, **HONORING REVEREND DR. HOWARD ALLEN CHUBBS**. The full text can be found in the Appendix. (See pg. 1258)

SENATOR ROBINSON (continued): “I’d like to end by saying that whereas some of you do not know him, I would say that in North Carolina and in Greensboro, his prominence and his role in terms of diversity, in terms of issues of community, fairness, education, opportunities, and support for all, and then working with, and across the city, with people like Jim Melvin and Shirley Spears and a lot, led to the progress we’ve seen in Greensboro. I thank you for the opportunity today, and I ask you to pray for our church as it goes through a transition.”

Upon motion of Senator Pate, seconded by Senator Lowe, the Senate adjourns at 2:30 p.m., in memory of the Reverend Dr. Howard Allen Chubbs, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, March 18, at 9:15 a.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Curtis (Primary Sponsor); Brock, Rabin, Sanderson and Waddell:

S.B. 290, A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO AUTHORIZE PHARMACISTS TO DISPENSE EARLY REFILLS OF TOPICAL OPHTHALMIC PRODUCTS (EYE DROPS).

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 291, A BILL TO BE ENTITLED AN ACT EXTENDING THE DURATION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES OVERNIGHT RESPITE PILOT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Hartsell:

S.B. 292, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE COMMITTEE ON LOCAL GOVERNMENT TO STUDY THE PROCEDURE FOR INCORPORATING MUNICIPALITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor); Daniel, D. Davis, Foushee, J. Jackson, Krawiec, Lowe, McInnis, Randleman, Waddell and Woodard:

S.B. 293, A BILL TO BE ENTITLED AN ACT PERMITTING LOCAL BOARDS OF EDUCATION TO ALIGN THEIR SCHOOL CALENDARS WITH THOSE OF COMMUNITY COLLEGES SERVING THEIR COMMUNITIES.

Referred to the **Ways & Means Committee**.

By Senators Gunn (Primary Sponsor); Lee, McInnis, Smith and Wells:

S.B. 294, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR REAL ESTATE BROKER LICENSE APPLICATIONS AND REINSTATEMENTS AND TO INCREASE THE CAP FOR RENEWAL FEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wade:

S.B. 295, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MOVE OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 7 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RESTORE THE FIREARMS RIGHTS OF CERTAIN PERSONS WHO WERE CONVICTED OF NONVIOLENT FELONIES BEFORE DECEMBER 1, 1995, AND WHOSE FIREARMS RIGHTS HAD BEEN RESTORED BEFORE DECEMBER 1, 1995.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 58 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT A COUNTY SHERIFF'S OFFICE MAY CONTRACT FOR THE PURCHASE OF FOOD AND SUPPLIES FOR THE COUNTY'S DETENTION FACILITY WITHOUT BEING SUBJECT TO THE REQUIREMENTS OF CERTAIN STATE PURCHASE AND CONTRACT LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 102 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS.

Referred to the **Rules and Operations of the Senate Committee**.

ADDITIONAL SPONSOR

Senator Waddell requests to be added as a sponsor of previously introduced legislation:

S.B. 103, A BILL TO BE ENTITLED AN ACT TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION.

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

H.B. 157, AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS. (Became law upon approval of the Governor, March 16, 2015 - S.L. 2015-1)

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTIETH DAY

Senate Chamber
Wednesday, March 18, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Tom Apodaca, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“Our dear God, we thank you for this day. We thank you for the weather, and we thank you for the opportunity to serve this great state of ours. We ask that

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you'd continue to be with us, continue to wrap your arms of protection around each and every one of us and all of those that come in and go out of this state. These things we pray, and all of the people said, 'Amen.'"

Senator Lowe announces that the Senate Journal of Tuesday, March 17, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Senate recesses at 9:19 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene at 2:00 p.m.

RECESS

INTRODUCTION OF BILLS AND A RESOLUTION

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators D. Davis, Pate (Primary Sponsors); Bryant, Daniel, Foushee, Hartsell, J. Jackson, Lowe, Smith, Smith-Ingram, Tarte, Van Duyn, Waddell and Woodard:

S.B. 296, A BILL TO BE ENTITLED AN ACT TO ENACT THE CORNER STORE INITIATIVE ACT TO ASSIST HEALTHY FOOD SMALL RETAILERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Pate (Primary Sponsors); Brock, Daniel, Harrington, Hise, Newton, Rabin and Sanderson:

S.B. 297, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF PRENATAL NARCOTIC DRUG USE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Alexander, McInnis (Primary Sponsors) and Rabin:

S.B. 298, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF PHOTOGRAPHIC OR VIDEO EVIDENCE FOR THE CIVIL ENFORCEMENT OF VIOLATIONS FOR PASSING A STOPPED SCHOOL BUS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lee and Sanderson (Primary Sponsors):

S.B. 299, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A USAGE CONTRACT ENTERED INTO BETWEEN THE STATE PORTS AUTHORITY AND A CARRIER IS NOT A PUBLIC RECORD.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Wells, Lee, Smith (Primary Sponsors) and B. Jackson:

S.B. 300, A BILL TO BE ENTITLED AN ACT TO RESTORE MAJORITY RULE TO MUNICIPAL ZONING ORDINANCE AMENDMENTS BY REPEAL OF THE QUALIFIED PROTEST PETITION PROCESS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Meredith:

S.B. 301, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE PROHIBITION ON PURCHASE OF CONTAMINATED PROPERTY BY PUBLIC ENTITIES, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot, D. Davis, Tarte (Primary Sponsors) and Smith-Ingram:

S.B. 302, A BILL TO BE ENTITLED AN ACT ESTABLISHING A MATERNAL MORTALITY REVIEW COMMITTEE WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO REVIEW MATERNAL DEATHS AND MAKE RECOMMENDATIONS TO DECREASE MATERNAL MORTALITY IN THE FUTURE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot, J. Davis, Hise (Primary Sponsors); Bingham, Brock, Daniel, B. Jackson and Sanderson:

S.B. 303, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM REGULATORY OVERREACH BY PROHIBITING THE ENVIRONMENTAL MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator B. Jackson:

S.B. 304, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOGO SIGNS MAY BE PLACED ON THE RIGHT-OF-WAY OF FULLY AND PARTIALLY CONTROLLED-ACCESS HIGHWAYS AND TO PROVIDE THAT THE TRANSPORTATION MOBILITY AND SAFETY DIVISION OF THE DEPARTMENT OF TRANSPORTATION SHALL ADMINISTER THE LOGO SIGN PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Newton, Pate, Bryant (Primary Sponsors); Apodaca, Barefoot, Berger, Bingham, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Rabin, Rabon, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard:

S.B. 305, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST RECOVERY FOR ACQUISITION OF JOINT MUNICIPAL POWER AGENCY OWNERSHIP INTEREST IN GENERATING FACILITIES, TO AUTHORIZE MUNICIPALITIES THAT ARE MEMBERS OF JOINT MUNICIPAL POWER AGENCIES TO ENTER INTO SUPPORT CONTRACTS, AND TO ISSUE BONDS TO PAY THE COSTS OF PROJECTS THAT ARE SOLD.

Referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

By Senators Tucker (Primary Sponsor) and J. Davis:

S.B. 306, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SCOPE OF TAX IMPOSED ON MILL MACHINERY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson and Cook (Primary Sponsors):

S.B. 307, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE ESTABLISHMENT OF TOLLS ON FERRY ROUTES AND TO ANNUALLY APPROPRIATE FIVE MILLION DOLLARS FROM THE HIGHWAY FUND TO THE FERRY CAPITAL IMPROVEMENT ACCOUNT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Stein:

S.B. 308, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein (Primary Sponsor); J. Davis and Sanderson:

S.B. 309, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL IMPAIRED DRIVING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Stein (Primary Sponsors); Smith, Smith-Ingram, Waddell and Woodard:

S.B. 310, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A JUDGE SHALL DETERMINE THE CONDITIONS OF PRETRIAL RELEASE FOR A DEFENDANT CHARGED WITH A DOMESTIC VIOLENCE OFFENSE WHEN THE DEFENDANT IS OR HAS BEEN IN A DATING RELATIONSHIP WITH THE VICTIM, AND TO INCLUDE IN THE LIST OF AGGRAVATING FACTORS THAT THE DEFENDANT

KNEW OR SHOULD HAVE KNOWN THAT A MINOR WAS WITNESSING THE CRIME BY SIGHT OR HEARING.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham (Primary Sponsor) and J. Davis:

S.B. 311, A BILL TO BE ENTITLED AN ACT TO ENSURE THE INTEGRITY OF MARRIAGE RECORDS PRESENTED FOR REGISTRATION.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham (Primary Sponsor); J. Davis, Hise, B. Jackson and Sanderson:

S.B. 312, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR FLEET MANAGEMENT OF THE DEPARTMENT OF ADMINISTRATION TO CONTRACT FOR THE DEVELOPMENT AND IMPLEMENTATION OF A PILOT PROJECT TO TEST THE EFFECTIVENESS AND EFFICIENCY OF USING TELEMATICS IN STATE-OWNED MOTOR VEHICLES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham (Primary Sponsor); Hise and Waddell:

S.B. 313, A BILL TO BE ENTITLED AN ACT TO DEFINE WHO IS ELIGIBLE TO RECEIVE A RETIRED REGISTER OF DEEDS SPECIAL REGISTRATION PLATE.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Woodard, McKissick (Primary Sponsors) and Smith-Ingram:

S.B. 314, A BILL TO BE ENTITLED AN ACT AMENDING THE HOLDING AND ADVERTISING PERIOD FOR UNCLAIMED LIVESTOCK.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Pate, Tillman, Van Duyn (Primary Sponsors); Hise, B. Jackson, Rabin, Sanderson and Smith-Ingram:

S.B. 315, A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Berger (Primary Sponsor); Barefoot, Brock, Daniel, J. Davis, Hise, B. Jackson, Lee, Rabin, Sanderson and Soucek:

S.R. 316, A SENATE RESOLUTION REAFFIRMING THE SENATE'S CONTINUED SUPPORT AND ADVOCACY FOR STRONG, INNOVATIVE, AND HIGH-ACHIEVING PUBLIC SCHOOLS DURING THE OBSERVANCE OF THE ONE HUNDRED SEVENTY-FIFTH ANNIVERSARY OF THE FIRST PUBLIC SCHOOL IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

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By Senators Hise, Clark, Tarte (Primary Sponsors); J. Davis and Rabin:

S.B. 317, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE MONITORING OF CONTROLLED SUBSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor) and Hartsell:

S.B. 318, A BILL TO BE ENTITLED AN ACT INTEGRATING STATE-OPERATED ALCOHOL AND DRUG ABUSE TREATMENT CENTERS (ADATCS) INTO THE ARRAY OF PUBLICLY FUNDED SUBSTANCE ABUSE SERVICES MANAGED BY LOCAL MANAGEMENT ENTITIES/MANAGED CARE ORGANIZATIONS, REALLOCATING DIRECT STATE APPROPRIATIONS FOR ADATCS TO THE DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FOR MANAGEMENT BY THE LME/MCOS, AND STRENGTHENING THE PERFORMANCE MANAGEMENT SYSTEM FOR PUBLICLY FUNDED SUBSTANCE ABUSE SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor); Ford, Sanderson, Smith-Ingram and Waddell:

S.B. 319, A BILL TO BE ENTITLED AN ACT TO REENACT A LAW CONCERNING HEALTH BENEFIT PLAN CO-PAYMENTS FOR CHIROPRACTIC SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Rabon, Tarte (Primary Sponsors); Hise and B. Jackson:

S.B. 320, A BILL TO BE ENTITLED AN ACT TO INCREASE PERMIT FEES FOR OUTDOOR ADVERTISING, TO ESTABLISH A REASONABLE TIMEFRAME FOR MAKING AGENCY DECISIONS REGARDING PERMITS AND APPEALS, TO CLARIFY THE STANDARDS FOR DETERMINING JUST COMPENSATION IN STATE AND LOCAL GOVERNMENT EMINENT DOMAIN ACTIONS THAT CAUSE THE REMOVAL OF LAWFULLY ERECTED OUTDOOR ADVERTISING, TO CLARIFY PROVISIONS OF THE OUTDOOR ADVERTISING CONTROL ACT, AND TO PROMOTE UNIFORMITY OF REGULATION AND MODERNIZATION OF OUTDOOR ADVERTISING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Tucker, Gunn (Primary Sponsors); B. Jackson and McInnis:

S.B. 321, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX THE INCREASE IN VALUE OF REAL PROPERTY HELD FOR SALE BY A BUILDER, TO THE EXTENT THE INCREASE IS ATTRIBUTABLE TO SUBDIVISION OR IMPROVEMENTS BY THE BUILDER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman:

S.B. 322, A BILL TO BE ENTITLED AN ACT DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY AND EFFECTIVENESS OF RELOCATING AND TRANSFERRING OVERSIGHT OF THE NCWORKS CAREER CENTERS FROM THE DEPARTMENT OF COMMERCE TO THE COMMUNITY COLLEGE SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Gunn for the **Commerce Committee**:

S.B. 305, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST RECOVERY FOR ACQUISITION OF JOINT MUNICIPAL POWER AGENCY OWNERSHIP INTEREST IN GENERATING FACILITIES, TO AUTHORIZE MUNICIPALITIES THAT ARE MEMBERS OF JOINT MUNICIPAL POWER AGENCIES TO ENTER INTO SUPPORT CONTRACTS, AND TO ISSUE BONDS TO PAY THE COSTS OF PROJECTS THAT ARE SOLD, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Louis Pate, Deputy President *Pro Tempore*.

The Chair grants leaves of absence for today to Senator Rabon and Senator Robinson.

The Chair extends privileges of the floor to Chizomam 'Chiz' Ononiwu from Charlotte, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 123 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Thursday, March 19.

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BILL FILING AFTER DEADLINE

Upon motion of Senator Apodaca, without objection, Rule 40 is suspended to allow members to file bills today until 5:00 p.m.

WITHDRAWAL FROM COMMITTEE

S.R. 316, A SENATE RESOLUTION REAFFIRMING THE SENATE'S CONTINUED SUPPORT AND ADVOCACY FOR STRONG, INNOVATIVE, AND HIGH-ACHIEVING PUBLIC SCHOOLS DURING THE OBSERVANCE OF THE ONE HUNDRED SEVENTY-FIFTH ANNIVERSARY OF THE FIRST PUBLIC SCHOOL IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** earlier today.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed before the Senate for immediate consideration, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

S.R. 316, A SENATE RESOLUTION REAFFIRMING THE SENATE'S CONTINUED SUPPORT AND ADVOCACY FOR STRONG, INNOVATIVE, AND HIGH-ACHIEVING PUBLIC SCHOOLS DURING THE OBSERVANCE OF THE ONE HUNDRED SEVENTY-FIFTH ANNIVERSARY OF THE FIRST PUBLIC SCHOOL IN NORTH CAROLINA, for adoption.

Upon motion of Senator Berger, the Senate Resolution is adopted (48-0).

Senator Louis Pate, Deputy President Pro Tempore, relinquishes the gavel to The Honorable Phil Berger, President Pro Tempore, who presides.

REPORTS OF COMMITTEES

A standing committee report is submitted as follows:

By Senator Tillman for the **Finance Committee**:

H.B. 41 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40149, which changes the title to read **H.B. 41** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, is adopted and engrossed.

**ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS
OF THE UNIVERSITY OF NORTH CAROLINA**

The President *Pro Tempore* announces that the Senate will now begin the election of members to the UNC Board of Governors, and he orders the clerk to read the memorandum received on March 16, 2015, from Senator Apodaca, Chair of the **Select Committee on UNC Board of Governors**.

MEMORANDUM

To: Members of the Senate

From: Senator Tom Apodaca, Chair, Senate Select Committee on UNC Board of Governors

Date: March 16, 2015

Re: The University of North Carolina Board of Governors Nominees

Pursuant to Senate Resolution 47, as amended by Senate Resolution 148, the Senate Select Committee on UNC Board of Governors has met and voted on the following slate of candidates to be submitted to the Senate. The Senate will elect eight individuals from this slate to serve on the University of North Carolina's Board of Governors.

<u>Name</u>	<u>Nominating Senator</u>
W. Louis Bissette, Jr.	Senator Tom Apodaca
Robert J. Brown	Senator Floyd B. McKissick
Jesse James Cureton	Senator Joel D.M. Ford
Brenda B. Diggs	Senator Paul Lowe
John C. Fennebresque	Senator Robert Rucho
Thomas C. Goolsby	Senator Bill Rabon
Hiram Frank Grainger	Senator Buck Newton, Senator Brent Jackson, and Senator Bill Rabon
Benjamin P. Jenkins III	Senator Ralph Hise
Charles Bryan McCurry, Jr.	Senator Joyce Kraweic

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Anna Spangler Nelson
 O. Temple Sloan III
 Ericka Ellis-Stewart
 William Webb

Senator Kathy Harrington
 Senator Brent Jackson
 Senator Jeff Jackson
 Senator Tamara Barringer and
 Senator Dan Blue
 Senator Wesley Meredith
 Senator Chad Barefoot

Michael Leighton Williford
 Terry Kevin Yeargan

Pursuant to **S.R. 47**, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, as amended by **S.R. 148**, A SENATE RESOLUTION TO AMEND THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA THAT WAS SET OUT IN SENATE RESOLUTION 47, and pursuant to the memorandum received from the **Select Committee on UNC Board of Governors** with the slate of candidates to be submitted to the Senate, the President *Pro Tempore* recognizes Senator Apodaca, who explains the voting procedures.

The Senate recesses at 2:28 p.m. to reconvene at 2:45 p.m.

RECESS

The senators proceed to vote, the ballots are collected, and Senator Apodaca, Senator McKissick, and staff members from the Senate Principal Clerk's Office repair outside the chamber to tally the vote.

The Senate meets pursuant to recess and is called to order by Senator Phil Berger, President *Pro Tempore*.

ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA *(continued)*

Senator Apodaca, Chair of the **Select Committee on UNC Board of Governors**, announces the results of the election of members to the Board of Governors of the University of North Carolina as follows:

W. Louis Bissette, Jr.
 John C. Fennebresque
 Thomas C. Goolsby
 Hiram Frank Grainger
 Anna Spangler Nelson
 O. Temple Sloan III
 William Webb
 Michael Leighton Williford

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Upon motion of Senator Apodaca, the winners of the official ballot are confirmed first by electronic vote (47-0) and then a second time, whereby they are confirmed by voice vote.

The President *Pro Tempore* declares the aforementioned individuals duly elected to the Board of Governors of the University of North Carolina, and he directs Senator Apodaca, Chair of the **Select Committee on UNC Board of Governors**, to send letters of notification to those persons who have been elected by the Senate and to notify the Secretary of the Board of Governors of the University of North Carolina of the names of said persons.

CALENDAR (*continued*)

S.B. 5, A BILL TO BE ENTITLED AN ACT TO REPEAL S.L. 2014-8, AS AMENDED BY S.L. 2014-9, AS IT APPLIES TO UNION COUNTY, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 139, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF SYLVA TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 142 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE NUMBER OF MEMBERS SERVING ON THE CUMBERLAND COUNTY CIVIC CENTER COMMISSION, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 114, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION AND THE DIVISION OF SOCIAL SERVICES, TO DEVELOP A PLAN REQUIRING A CUSTODIAL PARENT OR OTHER RELATIVE OR PERSON WITH PRIMARY CUSTODY OF A CHILD RECEIVING CHILD CARE SUBSIDY PAYMENTS TO COOPERATE WITH COUNTY CHILD SUPPORT SERVICES PROGRAMS AS A CONDITION OF RECEIVING CHILD CARE SUBSIDY PAYMENTS, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, upon second reading.

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The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator J. Davis for the **State and Local Government Committee**:

S.B. 156, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MOUNT GILEAD, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15114, is adopted and engrossed.

Upon recommendation of Senator J. Davis, the Committee Substitute bill is re-referred to the **Finance Committee**.

POINTS OF PERSONAL PRIVILEGE

Upon motion of Senator Brock, the words spoken by Senator B. Jackson and Senator Waddell regarding North Carolina Agricultural Awareness Day are spread upon the Journal as follows:

SENATOR B. JACKSON: “I would like to send forth—and I think the clerk already has it—a Senatorial Statement honoring today as North Carolina [Agriculture] Awareness Day, March 18, 2015. I think a lot of you have seen a lot of farmers and a lot of friendly farmer folks around today. This is the first time that I can remember—and other folks as well—that all the commodity associations have converged here on our General Assembly grounds and on the Capitol grounds. Earlier today, our President *Pro Tem* along with Speaker Moore and Governor McCrory had a few remarks to make at 11 o’clock on the Capitol grounds. I want you to remember that agriculture is our state’s number one industry, and, as Senator Apodaca so politely told us yesterday, we remember it three times a day, and it’s always ‘Ag’ Day every day, when you’re eating lunch. But I do want to read you just a few remarks out of our Senatorial Statement: ‘Whereas, North Carolina leads the nation in the production of sweet potatoes and tobacco, and is second in production of trout, poultry, eggs, and Christmas trees,’ and also, it’s not in the statement, but North Carolina is the third most diversified agricultural state in this nation, only followed by California and Florida. That is a pretty big accomplishment in itself. ‘Whereas, agriculture and agribusiness play an important role in North Carolina’s economic recovery and are a vital part of rural economies; and, whereas, our universities, community colleges and industries are leaders in agricultural research and development, and every dollar spent on agriculture research has a

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return on investment of \$19;’ ‘and, whereas, North Carolina exported more than \$3.7 billion in agricultural products to 212 countries in 2013;’ ‘and, whereas, farmers, agribusiness leaders, and communities recognize agriculture’s potential to be a \$100 billion industry,’ which is currently at \$78 billion. ‘Now, therefore, the Agriculture industry deserves recognition for its contribution to the state.’ I ask that I send it forth.”

Senator B. Jackson submits a Senatorial Statement entitled, **HONORING N.C. AGRICULTURE AWARENESS DAY ON MARCH 18, 2015**. The full text can be found in the Appendix. (See pg. 1258)

SENATOR WADDELL: “Allow me to begin by saying to all of the farmers and agricultural specialists here today, thank you for the wonderful gifts that you provide for North Carolina. I was meeting today with members of the soil and water conservation committee, several from Charlotte. With North Carolina being the sixth largest livestock producing state and the eighth largest producer of all agriculture commodities, I would like all of us here to take a moment to appreciate the efforts of the great men and women who make this possible. North Carolina began as an agriculturally based economy and will continue to support the businesses that help us to build this state. The 50,000 farms in this state all make up an invaluable contribution to what it has meant and what it means to live in North Carolina, so we thank all of the farmers who are here today and all of those who participated in Agriculture Awareness Day, and we want you to have a bountiful harvest.”

Upon motion of Senator Pate, seconded by Senator B. Jackson, the Senate adjourns at 3:17 p.m., in honor of the men and women engaged in the activities of agricultural endeavors in North Carolina, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Thursday, March 19, at 11:00 a.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 5, A BILL TO BE ENTITLED AN ACT TO REAUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR MILITARY VETERANS AND REMOVE THE REQUIREMENT THAT THE DIVISION MUST RECEIVE A MINIMUM NUMBER OF APPLICATIONS BEFORE ISSUING THE PLATE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 113 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA’S STUDENTS BY INCREASING THE CRIMINAL PENALTY FOR THE COMMISSION OF CERTAIN SEX

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OFFENSES COMMITTED AGAINST A STUDENT BY A PERSON WHO IS SCHOOL PERSONNEL AND TO ESTABLISH A PROCEDURE FOR INSTITUTIONS OF HIGHER EDUCATION TO OBTAIN A LIST OF STUDENTS AND EMPLOYEES AT THE INSTITUTION WHO ARE REGISTERED AS SEX OFFENDERS.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 97, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE STATE ADVISORY COUNCIL ON INDIAN EDUCATION, referred to the **Rules and Operations of the Senate Committee** on February 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 105, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INFORMATION ABOUT THE NUMBER OF VETERANS EMPLOYED BY A CORPORATION OR A LIMITED LIABILITY COMPANY BE INCLUDED IN ANNUAL REPORTS SUBMITTED BY THOSE CORPORATIONS, referred to the **Rules and Operations of the Senate Committee** on February 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Workforce and Economic Development Committee**.

S.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO WAIVE THE NON-STATE COST-SHARE REQUIREMENT FOR DREDGING PROJECTS INTENDED TO ALLEVIATE NAVIGATIONAL EMERGENCIES; TO MAKE OTHER CLARIFYING CHANGES TO THE SHALLOW DRAFT NAVIGATION CHANNEL DREDGING AND LAKE MAINTENANCE FUND; TO CREATE AND PROVIDE FUNDING FOR THE DEEP DRAFT NAVIGATION CHANNEL DREDGING AND MAINTENANCE FUND; AND TO AUTHORIZE THE SECRETARY OF ADMINISTRATION TO ACQUIRE FEDERAL LAND FOR THE MAINTENANCE OF DEEP DRAFT NAVIGATIONAL ACCESS TO THE PORT OF MOREHEAD CITY, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

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S.B. 164, A BILL TO BE ENTITLED AN ACT TO FACILITATE REENTRY FOR INMATES BEING RELEASED FROM THE STATE PRISON SYSTEM BY WAIVING THE FEES FOR DRIVERS LICENSES, DUPLICATE DRIVERS LICENSES, LEARNER'S PERMITS, SPECIAL IDENTIFICATION CARDS, AND BIRTH CERTIFICATES AND BY REQUIRING THE DIVISION OF ADULT CORRECTION TO ASSIST INMATES IN ACQUIRING THESE NECESSARY ITEMS PRIOR TO THEIR RELEASE, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRADE LEVEL EXPANSION IN CHARTER SCHOOLS IN AREAS MEETING CERTAIN CRITERIA TO MEET THE NEEDS OF RAPIDLY GROWING POPULATIONS NEAR MILITARY INSTALLATIONS, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 187, A BILL TO BE ENTITLED AN ACT TO PROVIDE PARITY FOR INTERSTATE AIR COURIERS AND INTERSTATE PASSENGER AIR CARRIERS WITH RESPECT TO THE APPLICATION OF THE SALES AND USE TAX TO PURCHASES OF FUEL AND THE APPLICATION OF THESE TAXES TO BUSINESS INPUTS FOR OTHER INDUSTRIES, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 188, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY STUDY, PLAN, DEVELOP, AND UNDERTAKE PRELIMINARY DESIGN WORK ON; TO INCREASE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY DESIGN, ESTABLISH, PURCHASE, CONSTRUCT, OPERATE, AND MAINTAIN; AND TO PROVIDE THAT THE VARIOUS SEGMENTS OF THE TRIANGLE EXPRESSWAY PROJECT CONSTITUTE ONE PROJECT, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 191, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AN ADDITIONAL MAGISTRATE POSITION IN DARE COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

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S.B. 192, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITATIONS REFER TO COSTS RATHER THAN COURT COSTS AND TO DIRECT ALL SHERIFFS' DEPARTMENTS TO ACCEPT FACSIMILE TRANSMISSIONS OF DOMESTIC VIOLENCE PROTECTIVE ORDERS AND CIVIL NO-CONTACT ORDERS, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 193, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FILM AND ENTERTAINMENT GRANT FUND, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LEGAL FRAMEWORK FOR THE SALE AND REGULATION OF MOTOR VEHICLE ANCILLARY PRODUCT CONTRACTS IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

S.B. 198, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PERSONS UNDER THE AGE OF EIGHTEEN SHOULD NOT BE HOUSED IN A LOCAL CONFINEMENT FACILITY OCCUPIED BY PERSONS AGE EIGHTEEN AND OLDER UNLESS A SIGHT AND SOUND BARRIER EXISTS BETWEEN THE PERSONS UNDER THE AGE OF EIGHTEEN AND THE OLDER PERSONS, referred to the **Rules and Operations of the Senate Committee** on March 9.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF FUNDS IN A SINGLE ACCOUNT ON DEPOSIT WITH THE CLERK OF SUPERIOR COURT ABOVE WHICH THE EXCESS MUST BE INVESTED PURSUANT TO STATUTORY REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on March 10.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 202, A BILL TO BE ENTITLED AN ACT TO REENACT THE REHABILITATION TAX CREDITS, referred to the **Rules and Operations of the Senate Committee** on March 10.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 204, A BILL TO BE ENTITLED AN ACT TO REENACT THE CREDIT FOR QUALIFYING EXPENSES OF A PRODUCTION COMPANY, referred to the **Rules and Operations of the Senate Committee** on March 10.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 207, A BILL TO BE ENTITLED AN ACT TO MAKE IT AN AGGRAVATING FACTOR TO COMMIT A VIOLENT FELONY THAT A DEFENDANT REASONABLY SHOULD KNOW IS BEING WITNESSED BY A CHILD WHO IS LESS THAN SIXTEEN YEARS OLD AND TO PROVIDE THAT THE INCREASED PENALTY FOR A MISDEMEANOR ASSAULT COMMITTED IN THE PRESENCE OF A MINOR MAY BE IMPOSED WHEN THE MINOR WAS IN A POSITION TO SEE OR HEAR THE COMMISSION OF THE MISDEMEANOR OFFENSE, referred to the **Rules and Operations of the Senate Committee** on March 10.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

ADDITIONAL SPONSOR

Senator Woodard requests to be added as a sponsor of previously introduced legislation:

S.B. 290, A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO AUTHORIZE PHARMACISTS TO DISPENSE EARLY REFILLS OF TOPICAL OPHTHALMIC PRODUCTS (EYE DROPS).

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-FIRST DAY

Senate Chamber
Thursday, March 19, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

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“Lord, if any of these saints here gathered are like me, they’ve been running today. We come before you because you have been here even before this building was raised. We come before you because you have gone way out in front of us, put out your neck. When we think of the hard work and the challenges that we have before us, remind us, Lord, that you have sacrificed it all. We bring nothing to you but our need of you. Thank you, Lord, for being steadfast to this body of lawmakers. Lawmakers have gone and lawmakers have come, but you, O Lord, stand. Jesus, thank you for being the fuel of the burning bush, the ‘I Am’ that holds everything together. Guide us by thine power, and strengthen us by thine wisdom. In Jesus’ name we pray. Amen.”

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, March 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Berger and Senator Robinson.

The Chair extends privileges of the floor to Stephanie Leach from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today’s calendar:

S.B. 123 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today’s calendar and placed on the calendar of Tuesday, March 24.

CALENDAR

A bill on today’s calendar is taken up and disposed of as follows:

H.B. 41 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, upon second reading.

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Senator Stein offers Amendment No. 1.

Senator Apodaca moves that Amendment No. 1 do lie upon the table, seconded by Senator Brock, which motion prevails (31-16).

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 33, noes 14, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Bingham, Brock, Brown, Cook, Curtis, Daniel, D. Davis, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, McKissick, Meredith, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade and Wells---33.

Voting in the negative: Senators Barringer, Blue, Bryant, Clark, Ford, Foushee, J. Jackson, Lowe, Smith, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard---14.

The Senate Committee Substitute bill remains on the calendar for Monday, March 23, upon third reading.

A SENATORIAL STATEMENT

Senator Krawiec submits a Senatorial Statement entitled, **HONORING SENATORS HARRY AND ANNE BAGNAL**. The full text can be found in the Appendix. (See pg. 1259)

Upon motion of Senator Pate, seconded by Senator Krawiec, the Senate adjourns at 11:25 a.m., in memory of the late Senator Harry Bagnal and the late Senator Anne Bagnal, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, March 23, at 7:00 p.m.

INTRODUCTION OF BILLS AND A RESOLUTION

Bills and a resolution filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Cook:

S.B. 323, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE JUDICIAL STANDARDS COMMISSION HAS THE EXCLUSIVE JURISDICTION AND AUTHORITY TO DISCIPLINE JUDGES AND JUSTICES OF THE GENERAL COURT OF JUSTICE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock, McInnis, and Clark (Primary Sponsors):

S.B. 324, A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE

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METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY ELIMINATING MANDATORY PLAN REVIEW FOR RESIDENTIAL STRUCTURES, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, AND BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS TO INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Davis:

S.B. 325, A BILL TO BE ENTITLED AN ACT TO ENACT VARIOUS STATUTORY CHANGES AS REQUESTED BY THE STATE AUDITOR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Meredith, Apodaca (Primary Sponsors); Bingham, Bryant, Clark, Curtis, J. Davis, Ford, Hise, B. Jackson, Lee, McInnis, Newton, Pate, Rabin, Rabon, Randleman, Sanderson, Smith, Smith-Ingram, Tillman, Tucker and Van Duyn:

S.B. 326, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCREASED FUNDING TO THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM.

Referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

By Senators Gunn, Ford, McInnis (Primary Sponsors) and Hise:

S.B. 327, A BILL TO BE ENTITLED AN ACT TO ALLOW BANKS TO CONDUCT SAVINGS PROMOTION RAFFLES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Davis (Primary Sponsor); Pate, Rabin and Sanderson:

S.B. 328, A BILL TO BE ENTITLED AN ACT TO MODIFY THE COMMUNITY COLLEGES PROGRAM AUDITING FUNCTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe, D. Davis (Primary Sponsors); Bryant, Foushee, J. Jackson, Smith-Ingram and Van Duyn:

S.B. 329, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TAX CREDIT FOR RENEWABLE ENERGY PROPERTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis and Tillman (Primary Sponsors):

S.B. 330, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CHANGE ORDERS ON SCHOOL CONSTRUCTION PROJECTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Hartsell (Primary Sponsors) and Smith-Ingram:

S.B. 331, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 332, A BILL TO BE ENTITLED AN ACT TO ENABLE REGISTERS OF DEEDS TO COLLECT ADDITIONAL FEES FOR INDEXING INSTRUMENTS THAT CONTAIN EXHIBITS WITH MULTIPLE ENTERABLE PARTIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Soucek (Primary Sponsor); Hise, McInnis and Smith-Ingram:

S.B. 333, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Soucek and Tillman (Primary Sponsors):

S.J.R. 334, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 335, A BILL TO BE ENTITLED AN ACT TO ADD REQUIREMENTS PERTAINING TO BLENDSTOCKS TO THE MOTOR FUELS MARKETING ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell and Barringer (Primary Sponsors):

S.B. 336, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Bryant, Woodard, J. Jackson (Primary Sponsors) and Smith-Ingram:

S.B. 337, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS TO PROVIDE RELIEF FOR CAREGIVERS IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Berger, Brown, Tillman (Primary Sponsors); Apodaca, Barefoot, Bingham, Brock, Curtis, Daniel, J. Davis, Gunn, Harrington, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Pate, Rabin, Rabon, Randleman, Sanderson, Tucker, Wade and Wells:

S.B. 338, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO EXISTING LAW FOR ECONOMIC DEVELOPMENT PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PLANNING YEAR FOR ESTABLISHMENT OF COOPERATIVE INNOVATIVE HIGH SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 35, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LEGISLATIVE TASK FORCE ON EDUCATION INNOVATION, AS RECOMMENDED BY THE HOUSE STUDY COMMITTEE ON EDUCATION INNOVATION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 73 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 138 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT PRIOR TO GRADUATION FROM HIGH SCHOOL.

Referred to the **Rules and Operations of the Senate Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 19, 2015

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Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to H.R. 37 (Adopted), A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the House of Representatives has elected the following eight persons to serve for a four-year term:

C. Philip Byers
Walter Davenport
Pearl Burris-Floyd
James L. Holmes, Jr.
Joe Thomas Knott, III
Mary Ann Maxwell
J. (Alex) Mitchell
David Powers

Respectfully,
S/ Denise G. Weeks
Principal Clerk

ADDITIONAL SPONSORS

Senator Curtis and Senator Krawiec request to be added as sponsors of previously introduced legislation:

S.B. 303, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM REGULATORY OVERREACH BY PROHIBITING THE ENVIRONMENTAL MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS.

Senator Krawiec requests to be added as a sponsor of previously introduced legislation:

S.B. 324, A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE

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METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY ELIMINATING MANDATORY PLAN REVIEW FOR RESIDENTIAL STRUCTURES, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, AND BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS TO INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS.

S.B. 326, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCREASED FUNDING TO THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM.

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-SECOND DAY

Senate Chamber
Monday, March 23, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Sarah Woodard from Duke Episcopal Center, Durham, North Carolina, as follows:

“God of all Faiths, you have made all the peoples of the earth for your glory—to serve you in freedom and in peace. Give to our leaders a zeal for justice and the strength of forbearance that we may use our liberty in accordance with your gracious will. You have given us this good land for our heritage. We humbly beseech you that we may always prove ourselves a people mindful of your favor and glad to do your will. Bless our state with honorable industry and sound learning. Save us from discord and confusion, from pride and arrogance, and from every evil way. Defend our liberties, and approach into one united people the multitudes brought out of many kindreds and tongues. Endue with the spirit of wisdom those to whom in your Name we entrust the authority of government that there may be justice and peace here, and that, through obedience to your law, we may show forth your praise among the nations of the

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earth. In the time of prosperity, fill our hearts with thankfulness; and in the day of trouble, suffer not our trust in you. Our continued prayer is that you will make us ever mindful of the needs of others. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, March 19, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for tonight to Senator Bryant and Senator Lee.

The Chair extends privileges of the floor to Rosanne Harnois from Willow Springs, North Carolina, and to Virginia Minichiello from Carthage, North Carolina, who are serving the Senate as Nurses of the Day.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Randleman for the **Judiciary II Committee**:

S.B. 29, A BILL TO BE ENTITLED AN ACT TO ALLOW REGISTERS OF DEEDS AND CLERKS OF COURT TO REDACT DATES OF BIRTH FROM CERTAIN PUBLIC RECORDS TO PROTECT THE PUBLIC FROM IDENTITY THEFT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25122, which changes the title to read **S.B. 29** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW REGISTERS OF DEEDS AND CLERKS OF COURT TO REDACT CERTAIN IDENTIFYING INFORMATION FROM CERTAIN PUBLIC RECORDS TO PROTECT THE PUBLIC FROM IDENTITY THEFT, is adopted and engrossed.

CALENDAR

A bill on tonight’s calendar is taken up and disposed of as follows:

H.B. 41 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, upon third reading.

The Senate Committee Substitute bill passes its third reading, by roll-call vote, ayes 32, noes 16, as follows:

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Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hise, B. Jackson, Krawiec, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade and Wells---32.

Voting in the negative: Senators Barringer, Blue, Clark, D. Davis, Ford, Foushee, Hartsell, J. Jackson, Lowe, Robinson, Smith, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard---16.

The Senate Committee Substitute bill is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Anna Auman, Hamlet; Emily Barringer, Cary; Jackson Bellinger, Raleigh; Jacob Bone, Holly Springs; Sam Crouse, Spruce Pine; Pranay Golla, Morrisville; Stefan Little, Raleigh; Olivia Loyack, Cary; Josh Meredith, Fayetteville; Noah Ontjes, Raleigh; Ryan Perrigo, Roxboro; Paige Peterson, Spruce Pine; Cassi Phillips, Spruce Pine; Amruth Sriperumbudur, Cary; Asya Stephenson, Raleigh; Grace Ward, Fuquay-Varina; and Ashlyn Worthington, Cary.

Upon motion of Senator Berger, seconded by Senator Woodard, the Senate adjourns at 7:14 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Tuesday, March 24, at 2:00 p.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 326, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCREASED FUNDING TO THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM, referred to the **Commerce Committee** on March 19, with a sequential referral to the **Finance Committee** and a sequential referral to the **Appropriations/Base Budget Committee**.

The bill is withdrawn from the **Commerce Committee**, the sequential to the **Finance Committee** is stricken, and the bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 221, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

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S.B. 252, A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 257, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXCLUSION OF USEFUL BYPRODUCTS OF STEEL MANUFACTURING FROM REGULATION AS A SOLID WASTE, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

S.B. 258, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE WASHINGTON COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF WASHINGTON COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 263, A BILL TO BE ENTITLED AN ACT TO PROVIDE PERMANENT FUNDS FOR THE PUBLIC HEALTH AUTHORITY OF CABARRUS COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 266, A BILL TO BE ENTITLED AN ACT EXPANDING THE CATEGORY OF INDIVIDUALS WHO MAY BE APPOINTED AS COUNTY MEDICAL EXAMINERS IN CLEVELAND COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 268, A BILL TO BE ENTITLED AN ACT TO CREATE THE DEPARTMENT OF INFORMATION TECHNOLOGY AS AN EXECUTIVE DEPARTMENT OF THE STATE, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

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S.B. 269, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR SEVERANCE OF SUMMARY EJECTMENT AND MONETARY CLAIMS IN SMALL CLAIMS ACTIONS WHEN SERVICE OF PROCESS ONLY MEETS SUMMARY EJECTMENT STANDARDS AND TO ALLOW FOR THE SEVERED MONETARY CLAIM TO BE CONTINUED WITH ALIAS AND PLURIES SUMMONS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 273, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBILITY IN WAIVING PENALTIES AND INTEREST FOR MOTOR VEHICLE TAXES FOR TAX YEARS PRIOR TO JULY 1, 2013, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 279, A BILL TO BE ENTITLED AN ACT AMENDING THE PROFESSIONAL COUNSELORS ACT TO MODIFY EDUCATIONAL QUALIFICATIONS FOR THE PRACTICE OF COUNSELING, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 280, A BILL TO BE ENTITLED AN ACT TO EXTEND NATIONAL GUARD REEMPLOYMENT RIGHTS TO MEMBERS OF THE NATIONAL GUARDS OF OTHER STATES, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Workforce and Economic Development Committee**.

S.B. 281, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL FINANCIAL AUDITS OF CERTAIN STATE DEPARTMENTS AND BIENNIAL FINANCIAL AUDITS OF ALL OTHER STATE DEPARTMENTS AND AGENCIES, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 282, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE OVERSIGHT AND MANAGEMENT OF STATE-OWNED SUBMERGED LANDS, INCLUDING INITIATING A PROCESS TO INVENTORY CLAIMS ON STATE-OWNED SUBMERGED LANDS, referred to the **Rules and Operations of the Senate Committee** on March 16.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 284, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 287, A BILL TO BE ENTITLED AN ACT TO ENACT A HISTORIC PRESERVATION TAX CREDIT, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 288, A BILL TO BE ENTITLED AN ACT NARROWING THE TYPES OF INCOMPETENCY FINDINGS THAT MUST BE REPORTED TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM AND AMENDING THE PROCESS FOR INDIVIDUALS TO REMOVE FIREARMS DISABILITIES AFTER RESTORATION TO COMPETENCY, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 289, A BILL TO BE ENTITLED AN ACT TO IMPROVE TEACHER EDUCATION PREPARATION PROGRAMS IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 290, A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO AUTHORIZE PHARMACISTS TO DISPENSE EARLY REFILLS OF TOPICAL OPHTHALMIC PRODUCTS (EYE DROPS), referred to the **Rules and Operations of the Senate Committee** on March 17.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 291, A BILL TO BE ENTITLED AN ACT EXTENDING THE DURATION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES OVERNIGHT RESPITE PILOT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 17.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 295, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MOVE OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING, referred to the **Rules and Operations of the Senate Committee** on March 17.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.J.R. 334, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, referred to the **Rules and Operations of the Senate Committee** on March 19.

The Joint Resolution is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 127, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO OBTAIN THE SERVICES OF TEMPORARY EMPLOYEES THROUGH THE TEMPORARY SOLUTIONS PROGRAM OPERATED BY THE OFFICE OF STATE HUMAN RESOURCES, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Workforce and Economic Development Committee**.

S.B. 215, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN BRUNSWICK COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 212, A BILL TO BE ENTITLED AN ACT TO ALLOW SUCCESSFUL COMPLETION BY A RETIRED SWORN LAW ENFORCEMENT OFFICER OF THE HANDGUN QUALIFICATIONS FOR ACTIVE SWORN LAW ENFORCEMENT OFFICERS TO BE SUFFICIENT FOR PURPOSES OF A CONCEALED HANDGUN PERMIT, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 217, A BILL TO BE ENTITLED AN ACT TO ADJUST THE RATE OF THE HIGHWAY USE TAX FOR THE SHORT-TERM LEASE OR RENTAL OF A MOTOR VEHICLE, TO ADJUST THE DISTRIBUTION OF THE HIGHWAY USE TAXES COLLECTED ON THE SHORT-TERM LEASE OR RENTAL OF A MOTOR VEHICLE, TO ADJUST THE DISTRIBUTION OF THE PROCEEDS FROM CERTAIN FEES COLLECTED BY THE DIVISION OF MOTOR VEHICLES, AND TO APPROPRIATE FUNDS ON AN ANNUAL BASIS FROM THE HIGHWAY FUND TO THE NORTH CAROLINA STATE PORTS AUTHORITY AND THE DIVISION OF AVIATION OF THE DEPARTMENT OF TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 225, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF LOCAL GOVERNMENTS TO ADOPT ORDINANCES RELATED TO BEE HIVES AND TO REQUIRE THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY STRATEGIES FOR PROTECTING AND SUPPORTING POLLINATORS, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 227, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT LIMITATIONS ON CAMPAIGN CONTRIBUTIONS AUTOMATICALLY ADJUST PURSUANT TO AN AVERAGE OVER A CALENDAR YEAR OF THE CONSUMER PRICE INDEX, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting Committee**.

S.B. 230, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CAMPAIGN FINANCE REPORTS TO BE FILED ELECTRONICALLY, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting Committee**.

S.B. 233, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE AUTOMATIC EXPUNCTION OF CERTAIN RECORDS OF A PERSON WHEN THE CHARGE OR CHARGES AGAINST THE PERSON ARE DISMISSED AS A RESULT OF IDENTITY THEFT OR MISTAKEN IDENTITY, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

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S.B. 235, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY AND ACCOUNTABILITY OF THE PUBLIC HEALTH SYSTEM, TO REORGANIZE THE DIVISION OF PUBLIC HEALTH, AND TO STRENGTHEN THE PUBLIC HEALTH INFRASTRUCTURE BY THE DEVELOPMENT AND IMPLEMENTATION OF REGIONAL PUBLIC HEALTH AUTHORITIES, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 237, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATION-BASED SALARY SUPPLEMENTS FOR CERTAIN SCHOOL EMPLOYEES, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

S.B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON COMMITS THE OFFENSE OF CYBERSTALKING IF THE PERSON KNOWINGLY INSTALLS OR PLACES A TRACKING DEVICE WITHOUT CONSENT AND USES THE DEVICE TO TRACK THE LOCATION OF AN INDIVIDUAL, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 245, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EXPLORATION STATION IN ROBESON COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

S.B. 246, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ROBESON COUNTY TO USE THE PROCEEDS OF THE LOCAL GOVERNMENT SALES AND USE TAX FOR PUBLIC TRANSPORTATION FOR SCHOOL CONSTRUCTION IN LIEU OF PUBLIC TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 247, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO ALLOW THE CITY TO DONATE RETIRED ANIMALS USED BY THE POLICE DEPARTMENT OR ANY OTHER CITY AGENCY TO THE POLICE OFFICER OR EMPLOYEE WHO HAD NORMAL CUSTODY AND CONTROL OF THE ANIMAL, referred to the **Rules and Operations of the Senate Committee** on March 12.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 248, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 249, A BILL TO BE ENTITLED AN ACT GRANTING AUTHORITY TO THE TOWN OF MORRISVILLE TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 250, A BILL TO BE ENTITLED AN ACT TO RESTORE FUNDING FOR STATE ASSISTANCE TO COUNTY VETERANS SERVICE PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

S.B. 251, A BILL TO BE ENTITLED AN ACT TO WAIVE THE TWELVE-MONTH RESIDENCY REQUIREMENT AND CHARGE THE IN-STATE TUITION RATE FOR VETERANS WHO RECEIVE CERTAIN FEDERAL EDUCATIONAL BENEFITS, THEIR SPOUSES, AND THEIR DEPENDENT RELATIVES WHO ARE THE RECIPIENTS OF CERTAIN FEDERAL EDUCATIONAL BENEFITS AND TO WAIVE THE TWELVE-MONTH RESIDENCY REQUIREMENT AND CHARGE THE IN-STATE TUITION RATE FOR CERTAIN OTHER VETERANS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 310, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A JUDGE SHALL DETERMINE THE CONDITIONS OF PRETRIAL RELEASE FOR A DEFENDANT CHARGED WITH A DOMESTIC VIOLENCE OFFENSE WHEN THE DEFENDANT IS OR HAS BEEN IN A

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DATING RELATIONSHIP WITH THE VICTIM, AND TO INCLUDE IN THE LIST OF AGGRAVATING FACTORS THAT THE DEFENDANT KNEW OR SHOULD HAVE KNOWN THAT A MINOR WAS WITNESSING THE CRIME BY SIGHT OR HEARING, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Bryant, Woodard, Foushee (Primary Sponsors); Lowe, Robinson, Smith-Ingram, Van Duyn and Waddell:

S.B. 339, A BILL TO BE ENTITLED AN ACT PROVIDING FOR HEALTHY FAMILIES AND HEALTHY WORKPLACES BY ENSURING THAT ALL WORKERS HAVE EARNED PAID SICK DAYS TO ADDRESS THEIR OWN HEALTH NEEDS AND THE HEALTH NEEDS OF THEIR FAMILIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe (Primary Sponsor); Bryant, Robinson and Smith-Ingram:

S.B. 340, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA JOB CATALYST FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe (Primary Sponsor); Bryant, D. Davis, Robinson and Smith-Ingram:

S.B. 341, A BILL TO BE ENTITLED AN ACT TO REENACT THE TAX CREDIT FOR QUALIFIED BUSINESS INVESTMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe (Primary Sponsor); Bryant, Smith, Smith-Ingram and Waddell:

S.B. 342, A BILL TO BE ENTITLED AN ACT TO EXTEND THE AUTHORITY OF THE DEPARTMENT OF COMMERCE TO AWARD NEW GRANTS UNDER THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor); Krawiec, McInnis, Pate and Rabin:

S.B. 343, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY OFFENSE FOR A STUDENT WHO IS SIXTEEN YEARS OF AGE OR OLDER TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE

ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor); Krawiec, Lee, McInnis and Rabin:

S.B. 344, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA EDUCATION ENDOWMENT COMMITTEE AND TO PROVIDE FOR THE AWARD OF FUNDS TO LOCAL SCHOOL ADMINISTRATIVE UNITS AND CHARTER SCHOOLS FOR PROVIDING BONUSES AND SALARY SUPPLEMENTS FOR TEACHERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith (Primary Sponsor) and Rabin:

S.B. 345, A BILL TO BE ENTITLED AN ACT TO LIMIT THE AMOUNT OF STORAGE FEES THAT CERTAIN PARTIES ARE RESPONSIBLE FOR WHEN A MOTOR VEHICLE IS IMPOUNDED AFTER A CRASH.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte, Barringer, Van Duyn (Primary Sponsors); Bryant, Robinson and Smith:

S.B. 346, A BILL TO BE ENTITLED AN ACT ADDRESSING PUBLIC HEALTH POLICY FOR THE HEALTH, SAFETY, AND WELL-BEING OF OUR CHILDREN BY REVISING IMMUNIZATION REQUIREMENTS FOR SCHOOL ATTENDANCE TO MAKE THESE REQUIREMENTS MORE CONSISTENT WITH THE RECOMMENDATIONS OF THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION, ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES; TO REQUIRE ALL STUDENTS TO BE SCREENED FOR SEVERE COMBINED IMMUNODEFICIENCY PRIOR TO IMMUNIZATION; TO AMEND THE MEDICAL EXEMPTION FOR REQUIRED IMMUNIZATIONS; AND TO REPEAL THE RELIGIOUS EXEMPTION FOR REQUIRED IMMUNIZATIONS.

Referred to the **Health Care Committee**.

By Senators Bryant, Waddell, Smith-Ingram (Primary Sponsors); Lowe and Robinson:

S.B. 347, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO SET THE STATE MINIMUM WAGE.

Referred to the **Commerce Committee**.

By Senator Randleman:

S.B. 348, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF GOVERNMENT RETIREES' BENEFITS.

Referred to the **Rules and Operations of the Senate Committee**.

March 23, 2015

By Senators Randleman (Primary Sponsor) and Krawiec:

S.B. 349, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Stein:

S.B. 350, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE CALLING OF SPECIAL ELECTIONS IN ODD-NUMBERED YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein, Barringer, Bingham (Primary Sponsors); Bryant, Lee, Pate, Robinson and Woodard:

S.B. 351, A BILL TO BE ENTITLED AN ACT TO ADD ALL VIOLENT FELONIES TO THE REQUIREMENT THAT A DNA SAMPLE AND TESTING BE OBTAINED UPON ARREST.

Referred to the **Judiciary II Committee**.

By Senators Stein, Apodaca, Rabon (Primary Sponsors); Bryant, Lee, McInnis, Smith-Ingram and Woodard:

S.B. 352, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENABLE THE STATE CRIME LABORATORY TO MEET LAW ENFORCEMENT DEMANDS AND PROTECT THE PUBLIC.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 353, A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE TERM "PRACTICE LAW" FOR THE PURPOSE OF PROTECTING MEMBERS OF THE PUBLIC FROM SERIOUS HARM RESULTING FROM THE UNAUTHORIZED PRACTICE OF LAW BY A PERSON WHO IS NOT A TRAINED AND LICENSED ATTORNEY AND TO ESTABLISH A PROCESS OF REVIEW BY THE ATTORNEY GENERAL PRIOR TO ANY ACTION BY THE STATE BAR TO ENJOIN THE UNAUTHORIZED PRACTICE OF LAW.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bryant, Clark (Primary Sponsors); Smith-Ingram and Waddell:

S.B. 354, A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR THE MEDICAID PROGRAM TO INCLUDE ALL PEOPLE UNDER AGE SIXTY-FIVE WHO HAVE INCOMES EQUAL TO OR BELOW ONE HUNDRED THIRTY-THREE PERCENT OF THE FEDERAL POVERTY LEVEL, TO APPROPRIATE FUNDS FOR COSTS ASSOCIATED WITH THE EXPANSION, TO ACCOUNT FOR THE SAVINGS TO OTHER STATE PROGRAMS AS A RESULT OF THE EXPANSION, TO APPROPRIATE THE ADDITIONAL FUNDS GENERATED FROM EXPANSION TO THE MEDICAID REBASE, AND TO HAVE THE STATE SHARE OF COSTS OF THE EXPANSION FUNDED BY HOSPITAL PROVIDERS.

Referred to the **Rules and Operations of the Senate Committee**.

March 23, 2015

By Senator Rabin:

S.B. 355, A BILL TO BE ENTITLED AN ACT TO IMPROVE SAFETY ON THE ROADS AND HIGHWAYS OF THIS STATE BY INCREASING THE ACCOUNTABILITY OF CERTAIN PARTIES INVOLVED IN PROFESSIONAL HOUSEMOVING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabin:

S.B. 356, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SHERIFFS AND POLICE DEPARTMENTS TO ADVERTISE SALES OF SEIZED OR CONFISCATED PROPERTY ELECTRONICALLY; AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

H.B. 117 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA COMPETES ACT, referred to the **Rules and Operations of the Senate Committee** on March 9.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCRORY
GOVERNOR

March 23, 2015

Lieutenant Governor Dan Forest
President of the Senate
301 N. Blount Street
Raleigh, NC 27601

The Honorable Phil Berger
President Pro Tempore of the Senate
16 West Jones Street, Room 2008
Raleigh, North Carolina 27601

March 23, 2015

The Honorable Tim Moore
Speaker of the House
16 West Jones Street, Room 2304
Raleigh, North Carolina 27601

Dear Lieutenant Governor Forest, President Pro Tempore Berger and Speaker Moore:

Pursuant to N.C.G.S. § 7A-45.1(a10), I hereby nominate, and submit for confirmation as a Special Superior Court Judge, Charles M. Viser of Mecklenburg County. Mr. Viser is nominated to fill the vacancy created by the January 1, 2015, resignation of former Special Superior Court Judge Martin McGee.

Mr. Viser is well qualified for this position by his education and experience, and I am grateful for his willingness to serve the State of North Carolina in this important capacity.

Enclosed, you will find biographical information for Mr. Viser. Please feel free to contact my staff for any additional information.

Sincerely,
S/ Pat McCrory
Governor

Cc: Denise Weeks, House Principal Clerk
Sarah Lang, Senate Principal Clerk

The message is referred to the **Select Committee on Nominations**.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

PAT McCRORY
GOVERNOR

March 23, 2015

Lieutenant Governor Dan Forest
President of the Senate
301 N. Blount Street
Raleigh, NC 27601

March 23, 2015

The Honorable Phil Berger
President Pro Tempore of the Senate
16 West Jones Street, Room 2008
Raleigh, North Carolina 27601

The Honorable Tim Moore
Speaker of the House
16 West Jones Street, Room 2304
Raleigh, North Carolina 27601

Dear Lieutenant Governor Forest, President Pro Tempore Berger and Speaker Moore:

Pursuant to N.C.G.S. § 7A-45.1(a9) and (a10), I hereby nominate, and submit for confirmation as a Special Superior Court Judge, Michael L. Robinson of Forsyth County. Mr. Robinson is nominated to fill the vacancy created by the January 1, 2015, resignation of former Special Superior Court Judge Lucy Inman.

Pursuant to N.C.G.S. § 7A-45.1(a9), upon Judge Inman's resignation, a new Special Superior Court judgeship was created. The person who fills this new judgeship is eligible to be designated as a Business Court Judge. As required in (a9), I have consulted with Chief Justice Martin about Mr. Robinson's legal experience. We are convinced that his expertise and experience will make him an excellent addition to our state's Business Court. We are grateful for his willingness to serve the State of North Carolina in this important capacity.

Upon Mr. Robinson's confirmation to Judge Inman's seat, I will ask Chief Justice Martin to designate him as a Business Court Judge.

Enclosed, you will find biographical information for Mr. Robinson. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory
Governor

cc: Denise Weeks, House Principal Clerk
Sarah Lang, Senate Principal Clerk

The message is referred to the **Select Committee on Nominations**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

March 23, 2015

THIRTY-THIRD DAY

Senate Chamber
Tuesday, March 24, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Our Father, who art in heaven, you have gathered us together today under the shelter of your wing. As your children, we come before you and we ask for your guidance. We desire for your kingdom to expand—for your reign to be brought forth in every aspect of our human lives. Whether it is in the playground of North Ridge Elementary School or any of the schools and homes of these children here are a part of, whether it’s in the board room at SAS or whether it’s down on a hog farm in Bertie County, we desire to see your righteous and just reign over our lives today. Give us eyes to see where we might be part of your goodness and justice, and give us eyes to be honest with ourselves when we see that we have gone wrong. For all these things we thank you, and we are grateful for your presence in the midst of this Senate gathering. We pray in Jesus’ name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, March 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bryant, Senator Smith-Ingram, and Senator Woodard.

The Chair extends privileges of the floor to Ronda Decker from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

S.B. 326, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCREASED FUNDING TO THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the bill is placed on today’s calendar.

March 24, 2015

By Senator Rabon for the **Finance Committee**:

S.B. 156 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MOUNT GILEAD, with a favorable report.

S.B. 140, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF LAKE SANTEETLAH TO LEVY AN OCCUPANCY TAX, with a favorable report, as amended.

Pursuant to Rule 45.1, Committee Amendment No. 1 is adopted and engrossed.

S.B. 305, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST RECOVERY FOR ACQUISITION OF JOINT MUNICIPAL POWER AGENCY OWNERSHIP INTEREST IN GENERATING FACILITIES, TO AUTHORIZE MUNICIPALITIES THAT ARE MEMBERS OF JOINT MUNICIPAL POWER AGENCIES TO ENTER INTO SUPPORT CONTRACTS, AND TO ISSUE BONDS TO PAY THE COSTS OF PROJECTS THAT ARE SOLD, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35142, is adopted and engrossed.

By Senator Sanderson for the **State and Local Government Committee**:

S.B. 46, A BILL TO BE ENTITLED AN ACT TO MODIFY THE USE OF OCCUPANCY TAX PROCEEDS FOR THE CITY OF JACKSONVILLE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 52, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO ALLOW ACTIVATION OF PARKING METERS BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS, OR OTHER ELECTRONIC MEANS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35159, is adopted and engrossed.

S.B. 159, A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF ADDITIONAL TAXES BY THE APPROPRIATE OWNERS OF RECORD FOR CORRECTED REVALUATIONS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35160, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

March 24, 2015

By Senator Barringer for the **Judiciary II Committee**:

S.B. 71, A BILL TO BE ENTITLED AN ACT TO REESTABLISH STAGGERED TERMS FOR THE MEMBERSHIP OF THE RULES REVIEW COMMISSION, with a favorable report.

S.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF FUNDS IN A SINGLE ACCOUNT ON DEPOSIT WITH THE CLERK OF SUPERIOR COURT ABOVE WHICH THE EXCESS MUST BE INVESTED PURSUANT TO STATUTORY REQUIREMENTS, with a favorable report.

By Senator Apodaca for the **Pensions & Retirement and Aging Committee**:

S.B. 6, A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15163, is adopted and engrossed.

Upon motion of Senator Apodaca, without objection, the sequential referral to the **Appropriations/Base Budget Committee** is stricken.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 29 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW REGISTERS OF DEEDS AND CLERKS OF COURT TO REDACT CERTAIN IDENTIFYING INFORMATION FROM CERTAIN PUBLIC RECORDS TO PROTECT THE PUBLIC FROM IDENTITY THEFT, upon second reading.

Upon the appearance of Senator Woodard in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

March 24, 2015

S.B. 123 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

The Committee Substitute bill passes its second reading (48-0).

Senator Hartsell objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Wednesday, March 25, upon third reading.

S.B. 326, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCREASED FUNDING TO THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

A SENATORIAL STATEMENT

Senator J. Davis submits a Senatorial Statement entitled, **COMMENDING SOUTHWESTERN COMMUNITY COLLEGE ON ITS FIFTIETH ANNIVERSARY**. The full text can be found in the Appendix. (See pg. 1260)

Upon motion of Senator Berger, seconded by Senator Wells, the Senate adjourns at 2:25 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Wednesday, March 25, at 2:00 p.m.

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Bingham (Primary Sponsor); B. Jackson, Lee, Robinson and Waddell:

S.B. 357, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT DEBT COLLECTORS AND COLLECTION AGENCIES CORRECT INACCURATE INFORMATION REPORTED TO CREDIT AGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Bingham:

S.B. 358, A BILL TO BE ENTITLED AN ACT TO INCREASE MEDICAID RATES PAID TO PRIMARY CARE PHYSICIANS FOR CERTAIN SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

March 24, 2015

By Senators Alexander (Primary Sponsor); Brock and Sanderson:

S.B. 359, A BILL TO BE ENTITLED AN ACT TO SPUR PROMOTION OF THE NC-THINKS EMPLOYEE SUGGESTION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 360, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 361, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY REFORMS TO THE OPERATION AND OVERSIGHT OF OCCUPATIONAL LICENSING BOARDS IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor); B. Jackson, J. Jackson and Waddell:

S.B. 362, A BILL TO BE ENTITLED AN ACT TO SHORTEN THE WAITING PERIOD REQUIRED TO EXPUNGE NONVIOLENT MISDEMEANOR AND FELONY CONVICTIONS; TO PROVIDE FOR EXPUNCTION OF ALL CHARGES DISPOSED "NOT GUILTY" OR DISMISSED; AND TO ALLOW DISTRICT ATTORNEYS AND LAW ENFORCEMENT ACCESS TO FILES EXPUNGED PURSUANT TO SECOND OR SUBSEQUENT PETITIONS AS PROVIDED BY STATE LAW.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor) and Waddell:

S.B. 363, A BILL TO BE ENTITLED AN ACT AUTHORIZING A VARIANCE FROM RULES GOVERNING THE SANITATION OF PUSHCARTS AND MOBILE FOOD UNITS IN ORDER TO EXPAND PORTABLE, OUTDOOR FOOD PREPARATION WITHOUT ENCLOSURE FOR FOOD SERVICE TO THE PUBLIC.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Meredith, Ford (Primary Sponsors); Hise, B. Jackson and Pate:

S.B. 364, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PROPERTY WITHIN A TRANSPORTATION CORRIDOR SHALL NOT BE REGULATED UNTIL A PREFERRED ALTERNATIVE IS SELECTED AND IDENTIFIED IN THE FINAL ENVIRONMENTAL IMPACT STATEMENT, TO PROVIDE THAT FAILURE TO BEGIN CONSTRUCTION OF A CORRIDOR WITHIN TEN YEARS FOLLOWING THE ESTABLISHMENT OF A TRANSPORTATION CORRIDOR OFFICIAL MAP SHALL CONSTITUTE AN ABANDONMENT OF THE CORRIDOR, AND TO REDUCE TO TWO YEARS ANY DELAY IN THE ISSUANCE OF A

BUILDING PERMIT OR SUBDIVISION PLAT APPROVAL DUE TO THE FILING OF A TRANSPORTATION CORRIDOR OFFICIAL MAP.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Van Duyn, Foushee, Robinson (Primary Sponsors); J. Jackson, Smith and Waddell:

S.B. 365, A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR THE MEDICAID PROGRAM TO INCLUDE ALL PEOPLE UNDER AGE SIXTY-FIVE WHO HAVE INCOMES EQUAL TO OR BELOW ONE HUNDRED THIRTY-THREE PERCENT OF THE FEDERAL POVERTY LEVEL, TO APPROPRIATE FUNDS FOR COSTS ASSOCIATED WITH THE EXPANSION, TO ACCOUNT FOR THE SAVINGS TO OTHER STATE PROGRAMS AS A RESULT OF THE EXPANSION, AND TO APPROPRIATE THE ADDITIONAL FUNDS GENERATED FROM EXPANSION TO THE MEDICAID REBASE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Barringer:

S.B. 366, A BILL TO BE ENTITLED AN ACT TO AMEND THE REPORTING AND MEETING REQUIREMENTS UNDER THE LAWS PERTAINING TO THE PERMANENCY INNOVATION INITIATIVE OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barringer, Hise, Apodaca (Primary Sponsors); Alexander, Brock, Daniel, B. Jackson, J. Jackson, Lee and Pate:

S.B. 367, A BILL TO BE ENTITLED AN ACT TO ENACT THE ACHIEVING A BETTER LIFE EXPERIENCE (ABLE) ACT.

Referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

By Senators Brown (Primary Sponsor); Pate and Rabin:

S.B. 368, A BILL TO BE ENTITLED AN ACT AUTHORIZING UNITED STATES DEPARTMENT OF DEFENSE-CERTIFIED CHILD CARE FACILITIES TO BE LICENSED BY THE NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES AND ALLOWING DEPARTMENT OF DEFENSE-CERTIFIED CHILD CARE FACILITIES TO PARTICIPATE IN THE STATE-SUBSIDIZED CHILD CARE PROGRAM.

Referred to the **Health Care Committee**.

By Senators Brown, B. Jackson, Clark (Primary Sponsors); Apodaca, Bingham, Daniel, Harrington, Hise, McInnis, Meredith, Newton, Pate and Randleman:

S.B. 369, A BILL TO BE ENTITLED AN ACT TO PHASE-IN THE CONVERSION OF THE LOCAL SALES AND USE TAXES AUTHORIZED UNDER ARTICLES 39, 40, AND 42 TO A STATE SALES AND USE TAX

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THAT IS ALLOCATED TO THE COUNTIES AND CITIES ON A PER CAPITA BASIS AS A LOCAL REVENUE SOURCE.

Referred to the **Finance Committee**.

By Senator Barefoot:

S.B. 370, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF ELECTRONIC MEANS TO SIGN AND NOTATE CERTAIN DOCUMENTS REQUIRED BY THE DIVISION OF MOTOR VEHICLES AND TO PROVIDE THAT A SECURED PARTY SHALL PROVIDE ELECTRONIC NOTICE OF THE SATISFACTION OR OTHER DISCHARGE OF A SECURITY INTEREST IN A MOTOR VEHICLE FOR WHICH THE CERTIFICATE OF TITLE IS NOTATED BY A LIEN THROUGH ELECTRONIC MEANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor) and B. Jackson:

S.B. 371, A BILL TO BE ENTITLED AN ACT TO MODERNIZE DATA COLLECTION BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RELATED TO LME/MCO MANAGED CARE CLAIMS.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 310, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A JUDGE SHALL DETERMINE THE CONDITIONS OF PRETRIAL RELEASE FOR A DEFENDANT CHARGED WITH A DOMESTIC VIOLENCE OFFENSE WHEN THE DEFENDANT IS OR HAS BEEN IN A DATING RELATIONSHIP WITH THE VICTIM, AND TO INCLUDE IN THE LIST OF AGGRAVATING FACTORS THAT THE DEFENDANT KNEW OR SHOULD HAVE KNOWN THAT A MINOR WAS WITNESSING THE CRIME BY SIGHT OR HEARING, referred to the **Judiciary II Committee** on March 23.

The bill is withdrawn from the **Judiciary II Committee** and re-referred to the **Judiciary I Committee**.

S.B. 298, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF PHOTOGRAPHIC OR VIDEO EVIDENCE FOR THE CIVIL ENFORCEMENT OF VIOLATIONS FOR PASSING A STOPPED SCHOOL BUS, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

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S.B. 299, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A USAGE CONTRACT ENTERED INTO BETWEEN THE STATE PORTS AUTHORITY AND A CARRIER IS NOT A PUBLIC RECORD, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 301, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE PROHIBITION ON PURCHASE OF CONTAMINATED PROPERTY BY PUBLIC ENTITIES, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 303, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM REGULATORY OVERREACH BY PROHIBITING THE ENVIRONMENTAL MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 304, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOGO SIGNS MAY BE PLACED ON THE RIGHT-OF-WAY OF FULLY AND PARTIALLY CONTROLLED-ACCESS HIGHWAYS AND TO PROVIDE THAT THE TRANSPORTATION MOBILITY AND SAFETY DIVISION OF THE DEPARTMENT OF TRANSPORTATION SHALL ADMINISTER THE LOGO SIGN PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 306, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SCOPE OF TAX IMPOSED ON MILL MACHINERY, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

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S.B. 307, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE ESTABLISHMENT OF TOLLS ON FERRY ROUTES AND TO ANNUALLY APPROPRIATE FIVE MILLION DOLLARS FROM THE HIGHWAY FUND TO THE FERRY CAPITAL IMPROVEMENT ACCOUNT, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 308, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 309, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL IMPAIRED DRIVING, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 311, A BILL TO BE ENTITLED AN ACT TO ENSURE THE INTEGRITY OF MARRIAGE RECORDS PRESENTED FOR REGISTRATION, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 312, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR FLEET MANAGEMENT OF THE DEPARTMENT OF ADMINISTRATION TO CONTRACT FOR THE DEVELOPMENT AND IMPLEMENTATION OF A PILOT PROJECT TO TEST THE EFFECTIVENESS AND EFFICIENCY OF USING TELEMATICS IN STATE-OWNED MOTOR VEHICLES, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 313, A BILL TO BE ENTITLED AN ACT TO DEFINE WHO IS ELIGIBLE TO RECEIVE A RETIRED REGISTER OF DEEDS SPECIAL REGISTRATION PLATE, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

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S.B. 314, A BILL TO BE ENTITLED AN ACT AMENDING THE HOLDING AND ADVERTISING PERIOD FOR UNCLAIMED LIVESTOCK, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 315, A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 317, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE MONITORING OF CONTROLLED SUBSTANCES, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 318, A BILL TO BE ENTITLED AN ACT INTEGRATING STATE-OPERATED ALCOHOL AND DRUG ABUSE TREATMENT CENTERS (ADATCS) INTO THE ARRAY OF PUBLICLY FUNDED SUBSTANCE ABUSE SERVICES MANAGED BY LOCAL MANAGEMENT ENTITIES/MANAGED CARE ORGANIZATIONS, REALLOCATING DIRECT STATE APPROPRIATIONS FOR ADATCS TO THE DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FOR MANAGEMENT BY THE LME/MCOS, AND STRENGTHENING THE PERFORMANCE MANAGEMENT SYSTEM FOR PUBLICLY FUNDED SUBSTANCE ABUSE SERVICES, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

S.B. 320, A BILL TO BE ENTITLED AN ACT TO INCREASE PERMIT FEES FOR OUTDOOR ADVERTISING, TO ESTABLISH A REASONABLE TIMEFRAME FOR MAKING AGENCY DECISIONS REGARDING PERMITS AND APPEALS, TO CLARIFY THE STANDARDS FOR DETERMINING JUST COMPENSATION IN STATE AND LOCAL GOVERNMENT EMINENT DOMAIN ACTIONS THAT CAUSE THE REMOVAL OF LAWFULLY ERECTED OUTDOOR ADVERTISING, TO CLARIFY PROVISIONS OF THE OUTDOOR ADVERTISING CONTROL ACT, AND TO PROMOTE UNIFORMITY OF REGULATION AND MODERNIZATION OF OUTDOOR ADVERTISING, referred to the **Rules and Operations of the Senate Committee** on March 18.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 321, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX THE INCREASE IN VALUE OF REAL PROPERTY HELD FOR SALE BY A BUILDER, TO THE EXTENT THE INCREASE IS ATTRIBUTABLE TO SUBDIVISION OR IMPROVEMENTS BY THE BUILDER, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 130 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY.

Referred to the **Rules and Operations of the Senate Committee**.

ADDITIONAL SPONSOR

Senator Brock requests to be added as a sponsor of previously introduced legislation:

S.B. 281, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANNUAL FINANCIAL AUDITS OF CERTAIN STATE DEPARTMENTS AND BIENNIAL FINANCIAL AUDITS OF ALL OTHER STATE DEPARTMENTS AND AGENCIES.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-FOURTH DAY

Senate Chamber
Wednesday, March 25, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

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Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, as we come before you, we ask you to bless not just this meeting, but the individual meetings that are going on right now in the legislative office building and even around the state. Bless the work of the people of this state. Inspire all those here who labor with your wisdom and your truth. Give them enthusiasm; give them joy. May they find fulfillment in their service here as they seek to advance the common good. Guide all of these here, from my left to my right, and the decisions they make. Help them to be particularly attentive to those less fortunate, those who cannot fend for themselves, or who struggle with little hope. We ask all these things in Jesus’ name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, March 24, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Bryant.

The Chair extends privileges of the floor to Maimouna Diop from Apex, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Tillman for the **Education/Higher Education Committee**:

S.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRADE LEVEL EXPANSION IN CHARTER SCHOOLS IN AREAS MEETING CERTAIN CRITERIA TO MEET THE NEEDS OF RAPIDLY GROWING POPULATIONS NEAR MILITARY INSTALLATIONS, with a favorable report.

S.J.R. 334, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report.

By Senator Curtis for the **Workforce and Economic Development Committee**:

S.B. 112, A BILL TO BE ENTITLED AN ACT URGING ALL COASTAL COMMUNITY COLLEGES TO OFFER COURSES ON COMMERCIAL FISHING AND AQUACULTURE, with a favorable report.

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BILL FILING AFTER DEADLINE

Upon motion of Senator Apodaca, without objection, Rule 40 is suspended to allow members to file bills today until 4:00 p.m.

MOTIONS RELATIVE TO THE CALENDAR

The following changes are made to today's calendar:

S.B. 52 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO ALLOW ACTIVATION OF PARKING METERS BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS, OR OTHER ELECTRONIC MEANS, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, April 1.

S.B. 71, A BILL TO BE ENTITLED AN ACT TO REESTABLISH STAGGERED TERMS FOR THE MEMBERSHIP OF THE RULES REVIEW COMMISSION, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from today's calendar and placed on the calendar of Wednesday, April 1.

S.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF FUNDS IN A SINGLE ACCOUNT ON DEPOSIT WITH THE CLERK OF SUPERIOR COURT ABOVE WHICH THE EXCESS MUST BE INVESTED PURSUANT TO STATUTORY REQUIREMENTS, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from today's calendar and placed on the calendar of Wednesday, April 1.

S.B. 123 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon third reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, April 1.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 140, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF LAKE SANTEETLAH TO LEVY AN OCCUPANCY TAX, upon second reading.

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The bill passes its second reading, by roll-call vote, ayes 45, noes 4, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Stein, Tarte, Tillman, Van Duyn, Waddell, Wade, Wells and Woodard---45.

Voting in the negative: Senators Harrington, Meredith, Soucek and Tucker---4.

The bill remains on the calendar for Thursday, March 26, upon third reading.

S.B. 156 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MOUNT GILEAD, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---49.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Thursday, March 26, upon third reading.

S.B. 305 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE COST RECOVERY FOR ACQUISITION OF JOINT MUNICIPAL POWER AGENCY OWNERSHIP INTEREST IN GENERATING FACILITIES, TO AUTHORIZE MUNICIPALITIES THAT ARE MEMBERS OF JOINT MUNICIPAL POWER AGENCIES TO ENTER INTO SUPPORT CONTRACTS, AND TO ISSUE BONDS TO PAY THE COSTS OF PROJECTS THAT ARE SOLD, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 47, noes 1, as follows:

Voting in the affirmative: Senators Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: Senator Alexander---1.

The Committee Substitute bill remains on the calendar for Thursday, March 26, upon third reading.

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S.B. 6 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

A SENATORIAL STATEMENT

Senator Cook submits a Senatorial Statement entitled, **RECOGNIZING THE STATE'S COMMERCIAL FISHING INDUSTRY**. The full text can be found in the Appendix. (See pg. 1261)

Upon motion of Senator Berger, seconded by Senator Meredith, the Senate adjourns at 2:36 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Thursday, March 26, at 11:00 a.m.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Rucho, Tillman, Rabon (Primary Sponsors); Clark, J. Davis, Ford, Foushee, B. Jackson, J. Jackson, McKissick, Rabin, Robinson, Smith-Ingram, Stein, Van Duyn and Woodard:

S.B. 372, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CREDIT FOR INVESTING IN RENEWABLE ENERGY PROPERTY.

Referred to the **Finance Committee**.

By Senators Krawiec, Daniel, Wells (Primary Sponsors); Barefoot, Bingham, Brock, Cook, Curtis, B. Jackson, Sanderson and Tarte:

S.B. 373, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Cook:

S.B. 374, A BILL TO BE ENTITLED AN ACT TO MAKE VOLUNTARY THE REQUIREMENT THAT A HOLDER OF A FOR-HIRE COMMERCIAL RECREATIONAL FISHING LICENSE MAINTAIN A LOGBOOK SUMMARIZING CATCH AND EFFORT STATISTICAL DATA, AND TO

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DELAY IMPLEMENTATION TO ALLOW THE DIVISION OF MARINE FISHERIES TO CONDUCT A STAKEHOLDER INPUT AND EDUCATION PROCESS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Cook (Primary Sponsor) and McInnis:

S.B. 375, A BILL TO BE ENTITLED AN ACT ADOPTING THE OSPREY AS THE OFFICIAL RAPTOR OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Cook (Primary Sponsor) and Rabin:

S.B. 376, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS PERTAINING TO DISCLOSURE REQUIREMENTS FOR ELECTIONEERING COMMUNICATIONS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Bingham:

S.B. 377, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE AND DISTRIBUTION OF OPIOID ANTAGONISTS FOR THE TREATMENT OF OPIOID-RELATED DRUG OVERDOSES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham (Primary Sponsor) and Rabin:

S.B. 378, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR CERTAIN OFFENSES OF MISDEMEANOR DEATH BY VEHICLE.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham and McKissick (Primary Sponsors):

S.B. 379, A BILL TO BE ENTITLED AN ACT RELATING TO CEMETERIES LOCATED ON STATE PROPERTY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Clark and Krawiec (Primary Sponsors):

S.B. 380, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROTECT THOSE WHOSE PROPERTY IS BEING TAKEN BY EMINENT DOMAIN BY PROVIDING THAT WHEN A LOCAL GOVERNMENT CONDEMNOR IS NOT AN ELECTED BOARD, A MAJORITY OF THE ELECTED BOARDS APPOINTING IT MUST APPROVE FILING OF THE CONDEMNATION ACTION, TO ALSO REQUIRE APPROVAL OF THE GOVERNING BOARD OF THE COUNTY WHERE THE PROPERTY IS LOCATED, AND TO PROVIDE THAT A BOARD CONSISTING OF APPOINTED PERSONS MAY NOT LEVY AD VALOREM TAXES WITHOUT APPROVAL OF THE COUNTY WHERE THE PROPERTY SUBJECT TO TAXATION IS LOCATED.

Referred to the **Rules and Operations of the Senate Committee.**

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By Senators Rabon, Lee, Tucker (Primary Sponsors) and Rabin:

S.B. 381, A BILL TO BE ENTITLED AN ACT TO REDUCE HEALTH CARE EXPENDITURES FOR EMERGENCY SERVICES AND HOSPITAL STAYS BY ESTABLISHING A COMMUNITY PARAMEDICINE PILOT PROJECT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Harrington, Meredith (Primary Sponsors); Ford and Hise:

S.B. 382, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF TRANSPORTATION TO ISSUE A REQUEST FOR INFORMATION FOR THE PRIVATIZATION OF THE NORTH CAROLINA FERRY SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Meredith, Clark (Primary Sponsors); Ford, B. Jackson, Lee, Rabin, Smith-Ingram and Waddell:

S.B. 383, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY WAYS TO FUND IMPROVEMENTS TO INTERSTATE 95.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Waddell (Primary Sponsor); Foushee, Lowe, Smith, Smith-Ingram and Van Duyn:

S.B. 384, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SALARY OF EXPERIENCED TEACHERS BY ADDING STEPS TO THE TEACHER SALARY SCHEDULE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Curtis:

S.B. 385, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PAYROLL PROCESSORS DOING BUSINESS IN THIS STATE OBTAIN AND MAINTAIN A SURETY BOND OR A POLICY OF CONTRACTUAL LIABILITY INSURANCE AND TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO SET THE AMOUNT OF SURETY BONDING REQUIRED AND TO REGULATE THE CONTRACTUAL LIABILITY INSURANCE OPTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Curtis:

S.B. 386, A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman and Soucek (Primary Sponsors):

S.J.R. 387, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION.

Referred to the **Select Committee on Nominations**.

By Senators Tillman, Soucek, Barefoot (Primary Sponsors) and Rabin:

S.B. 388, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO SELECT A DIAGNOSTIC READING ASSESSMENT FOR THE READ TO ACHIEVE PROGRAM AMONG THREE ASSESSMENTS APPROVED BY THE STATE BOARD OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 389, A BILL TO BE ENTITLED AN ACT TO STUDY THE FINANCIAL COSTS TO THE STATE AND LOCAL SCHOOL ADMINISTRATIVE UNITS TO RECEIVE FEDERAL EDUCATIONAL FUNDS AND THE COST TO THE STATE AND LOCAL SCHOOL ADMINISTRATIVE UNITS OF COMPLIANCE WITH FEDERAL MANDATES RELATED TO THE FUNDING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte, Hise (Primary Sponsors); Krawiec, Pate and Robinson:

S.B. 390, A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 391, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INJUNCTION PROHIBITING STREET GANG ACTIVITY THAT CONSTITUTES A PUBLIC NUISANCE EXPIRES THREE YEARS AFTER ENTRY OF THE ORDER RATHER THAN ONE YEAR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte (Primary Sponsor) and Smith-Ingram:

S.B. 392, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS AT TRAFFIC CONTROL LIGHTS EMITTING A STEADY RED LIGHT ON DIVERGING DIAMOND INTERCHANGES UNDER CERTAIN CONDITIONS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Tarte and Bingham (Primary Sponsors):

S.B. 393, A BILL TO BE ENTITLED AN ACT TO MAKE USING A MOBILE TELEPHONE OR ELECTRONIC COMMUNICATION DEVICE UNLAWFUL WHILE OPERATING A MOTOR VEHICLE ON A PUBLIC STREET, HIGHWAY, OR PUBLIC VEHICULAR AREA UNLESS HANDS-FREE EQUIPMENT IS USED BY THE OPERATOR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 394, A BILL TO BE ENTITLED AN ACT TO ENSURE STATEWIDE UNIFORMITY OF FIREARMS LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 395, A BILL TO BE ENTITLED AN ACT TO REFORM THE NORTH CAROLINA MEDICAL EXAMINER SYSTEM BY (1) ESTABLISHING A REGIONAL OFFICE STRUCTURE; (2) REQUIRING THE OFFICE OF THE CHIEF MEDICAL EXAMINER (OCME) TO OBTAIN AND MAINTAIN NATIONAL ACCREDITATION; (3) ESTABLISHING MINIMUM QUALIFICATIONS, CONTINUING EDUCATION REQUIREMENTS, AND TRAINING REQUIREMENTS FOR PERSONNEL CONDUCTING DEATH INVESTIGATIONS AND AUTOPSIES; (4) INCREASING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS WITHIN OCME DEDICATED TO PERFORMING AND ASSISTING WITH DEATH INVESTIGATIONS AND AUTOPSIES; (5) APPROPRIATING FUNDS TO IMPLEMENT THESE REFORMS; AND (6) ESTABLISHING REPORTING REQUIREMENTS TO MONITOR THE STATUS OF REFORM IMPLEMENTATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 396, A BILL TO BE ENTITLED AN ACT TO LIMIT THE NUMBER OF STUDIES CONDUCTED BY METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson and Rabin (Primary Sponsors):

S.B. 397, A BILL TO BE ENTITLED AN ACT TO ENSURE OPEN AND FAIR COMPETITION WITH RESPECT TO THE MATERIALS USED IN WASTEWATER, STORMWATER, AND OTHER WATER PROJECTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Krawiec, Hise (Primary Sponsors); J. Davis and Rabin:

S.B. 398, A BILL TO BE ENTITLED AN ACT APPLYING TO CONGRESS FOR AN ARTICLE V CONVENTION OF THE STATES WITH

THE PURPOSE OF PROPOSING AMENDMENTS TO THE UNITED STATES CONSTITUTION.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Sanderson:

S.B. 399, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES AND REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES FROM SALES AND MOTOR FUEL EXCISE TAXES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Barringer, Daniel, Newton (Primary Sponsors); McInnis, Rabon, Robinson, Smith-Ingram and Woodard:

S.B. 400, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE ACCESS TO BOY SCOUTS AND GIRL SCOUTS ORGANIZATIONS FOR PUBLIC SCHOOL STUDENTS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Barringer, Tillman, Woodard (Primary Sponsors); Barefoot, D. Davis, Hise, Lee, Rabin, Robinson and Smith-Ingram:

S.B. 401, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC INSTRUCTION TO USE FUNDS TO CONDUCT A PILOT PROGRAM ON INTEGRATED COMMUNITY-BASED ADAPTED SPORTS PROGRAMS FOR STUDENTS WITH DISABILITIES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Gunn (Primary Sponsor) and Rabon:

S.B. 402, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF COMMERCIAL REAL ESTATE CONTAINED IN THE COMMERCIAL REAL ESTATE BROKER LIEN ACT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Gunn, Barringer, Foushee (Primary Sponsors); Daniel, D. Davis, Hise, Lee, Smith, Stein, Tucker and Woodard:

S.J.R. 403, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DEAN EDWARDS SMITH, LEGENDARY MEN'S BASKETBALL COACH OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Gunn (Primary Sponsor) and Hise:

S.B. 404, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PORTION OF COURT COSTS USED FOR THE SHERIFFS' SUPPLEMENTAL PENSION FUND.

Referred to the **Rules and Operations of the Senate Committee.**

March 25, 2015

By Senators Gunn (Primary Sponsor); Foushee, Hise, Randleman, Robinson and Smith-Ingram:

S.B. 405, A BILL TO BE ENTITLED AN ACT REQUIRING THE OFFICE OF THE CHIEF MEDICAL EXAMINER TO TRAIN MEDICAL EXAMINERS HOW TO RECOGNIZE SUDDEN UNEXPLAINED DEATH IN EPILEPSY (SUDEP) AND TO INVESTIGATE WHETHER SUDEP IS A KNOWN OR SUSPECTED CAUSE OF DEATH IN EACH CASE UNDER ITS JURISDICTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot, Barringer, Daniel (Primary Sponsors); Clark, J. Jackson and Waddell:

S.B. 406, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REGISTRATION AND ANNUAL FEES REQUIRED FOR APPRENTICESHIP PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Clark:

S.B. 407, A BILL TO BE ENTITLED AN ACT TO MODIFY THE TAX ON VAPOR PRODUCTS AND THE USE OF THE TAX ON VAPOR PRODUCTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis (Primary Sponsor); Rabin and Smith-Ingram:

S.B. 408, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PROHIBITION REGARDING THE CARRYING OF A CONCEALED WEAPON ON EDUCATIONAL PROPERTY DOES NOT APPLY TO AN ARMED SECURITY GUARD AT A COLLEGE, UNIVERSITY, OR PUBLIC SCHOOL WHILE DISCHARGING THE GUARD'S DUTIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Pate (Primary Sponsors); Robinson, Smith-Ingram and Waddell:

S.B. 409, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA STATE EDUCATION ASSISTANCE AUTHORITY TO BE USED TO SUPPORT NEED-BASED SCHOLARSHIPS FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Pate (Primary Sponsors); Robinson, Sanderson and Waddell:

S.B. 410, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Bingham, Daniel (Primary Sponsors); Clark, Robinson, Smith-Ingram and Waddell:

S.B. 411, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COURT, IN ITS DISCRETION, MAY ALLOW A PERSON WHO WAS CHARGED WITH A NONVIOLENT CRIME WHEN THE PERSON WAS LESS THAN 26 YEARS OLD AND LATER HAD THE CHARGES EXPUNGED AND WHO IS CHARGED WITH A SUBSEQUENT NONVIOLENT CRIME THAT WAS DISMISSED OR FOR WHICH THERE ARE FINDINGS OF NOT GUILTY TO EXPUNGE THE SUBSEQUENT CRIMINAL CHARGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Bingham, and Daniel (Primary Sponsors):

S.B. 412, A BILL TO BE ENTITLED AN ACT TO LIMIT THE USE OF SECRECY ORDERS AND CONFIDENTIALITY AGREEMENTS IN CERTAIN CIVIL ACTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, D. Davis, Meredith (Primary Sponsors); Robinson and Smith-Ingram:

S.B. 413, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE GOVERNOR OR THE GENERAL ASSEMBLY TO GRANT UP TO FIVE DAYS OF LEAVE ANNUALLY TO STATE EMPLOYEES AFFECTED BY EMERGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Meredith (Primary Sponsors) and Rabon:

S.B. 414, A BILL TO BE ENTITLED AN ACT TO REQUIRE FINANCIAL RESPONSIBILITY FOR OPERATORS OF DIGITALLY DISPATCHED PREARRANGED TRANSPORTATION SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Clark (Primary Sponsor) and Smith-Ingram:

S.B. 415, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN EXEMPTION TO THE UMSTEAD ACT FOR THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Harrington, Barringer (Primary Sponsors); Hise, Lee, McInnis, Randleman and Sanderson:

S.B. 416, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIRED ONE-YEAR PERIOD OF SEPARATION FOR ABSOLUTE DIVORCE WHEN A SPOUSE IS CONVICTED OF A CERTAIN LEVEL FELONY AND THE CONVICTED FELON'S SPOUSE IS THE NAMED VICTIM.

Referred to the **Rules and Operations of the Senate Committee**.

March 25, 2015

By Senators J. Jackson, J. Davis, Hartsell (Primary Sponsors); Hise, Lee, Randleman and Sanderson:

S.B. 417, A BILL TO BE ENTITLED AN ACT TO ADJUST HOW THE TEN-YEAR PERIOD FOR DETERMINING WHETHER A PERSON COMMITTED THE OFFENSE OF HABITUAL IMPAIRED DRIVING IS CALCULATED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Daniel, Bingham (Primary Sponsors); Lee, McInnis, Randleman, Sanderson and Woodard:

S.B. 418, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL OFFENSE OF STATUTORY RAPE OR SEXUAL OFFENSE OF A PERSON WHO IS THIRTEEN, FOURTEEN, OR FIFTEEN YEARS OLD TO APPLY TO ANY VICTIM WHO IS FIFTEEN YEARS OF AGE OR YOUNGER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.B. 419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN A SIX-MONTH WAITING PERIOD AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.B. 420, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES AND CERTAIN NON-STATE ENTITIES TO DEVELOP, IMPLEMENT, AND MAINTAIN INFORMATION SYSTEMS THAT PROVIDE UNIFORM, PROGRAM-LEVEL ACCOUNTABILITY INFORMATION REGARDING THE PROGRAMS OPERATED BY THOSE AGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown (Primary Sponsor); Alexander, Barefoot, Brock, Clark, Daniel, D. Davis, J. Davis, Gunn, Hise, Lee, Lowe, McInnis, Rabin, Randleman, Robinson, Sanderson, Smith-Ingram, Soucek, Waddell and Woodard:

S.J.R. 421, A JOINT RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO THE MEN AND WOMEN OF THE UNITED STATES ARMED FORCES.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

March 25, 2015

H.B. 13 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING EACH CHILD PRESENTED FOR ADMISSION INTO THE PUBLIC SCHOOLS FOR THE FIRST TIME TO SUBMIT PROOF OF A HEALTH ASSESSMENT, REQUIRING ABSENCES DUE TO THE FAILURE TO PRESENT THE HEALTH ASSESSMENT TRANSMITTAL FORM NOT BE SUSPENSIONS AND STUDENTS BE ALLOWED TO MAKE UP THE WORK MISSED, AND REQUIRING THE HEALTH ASSESSMENT TRANSMITTAL FORM TO BE PERMANENTLY MAINTAINED IN THE CHILD'S OFFICIAL SCHOOL RECORD.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 29 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE ORGANIZATIONAL AND TECHNICAL CHANGES TO THE COURSES OF STUDY STATUTES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 82, A BILL TO BE ENTITLED AN ACT CLARIFYING THE MANNER IN WHICH A LAW ENFORCEMENT OFFICER MAY TAKE CUSTODY OF A JUVENILE WHEN EXECUTING A NONSECURE CUSTODY ORDER UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 143, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO INCREASE THE NUMBER OF MEMBERS ON THE CIVIL SERVICE BOARD FROM SEVEN TO NINE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 173 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS CRIMINAL LAWS FOR THE PURPOSE OF IMPROVING TRIAL COURT EFFICIENCY.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 211, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZED USES OF GRANT FUNDS PROVIDED TO THE CONFERENCE OF DISTRICT ATTORNEYS.

Referred to the **Rules and Operations of the Senate Committee.**

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Curtis for the **Workforce and Economic Development Committee:**

March 25, 2015

S.B. 105, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INFORMATION ABOUT THE NUMBER OF VETERANS EMPLOYED BY A CORPORATION OR A LIMITED LIABILITY COMPANY BE INCLUDED IN ANNUAL REPORTS SUBMITTED BY THOSE CORPORATIONS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15196, is adopted and engrossed.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 296, A BILL TO BE ENTITLED AN ACT TO ENACT THE CORNER STORE INITIATIVE ACT TO ASSIST HEALTHY FOOD SMALL RETAILERS, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Health Care Committee**.

S.B. 328, A BILL TO BE ENTITLED AN ACT TO MODIFY THE COMMUNITY COLLEGES PROGRAM AUDITING FUNCTION, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 330, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CHANGE ORDERS ON SCHOOL CONSTRUCTION PROJECTS, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 335, A BILL TO BE ENTITLED AN ACT TO ADD REQUIREMENTS PERTAINING TO BLENDSTOCKS TO THE MOTOR FUELS MARKETING ACT, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Transportation Committee**.

S.B. 338, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO EXISTING LAW FOR ECONOMIC DEVELOPMENT PURPOSES, referred to the **Rules and Operations of the Senate Committee** on March 19.

March 25, 2015

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 341, A BILL TO BE ENTITLED AN ACT TO REENACT THE TAX CREDIT FOR QUALIFIED BUSINESS INVESTMENTS, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 342, A BILL TO BE ENTITLED AN ACT TO EXTEND THE AUTHORITY OF THE DEPARTMENT OF COMMERCE TO AWARD NEW GRANTS UNDER THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

S.B. 343, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY OFFENSE FOR A STUDENT WHO IS SIXTEEN YEARS OF AGE OR OLDER TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 344, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA EDUCATION ENDOWMENT COMMITTEE AND TO PROVIDE FOR THE AWARD OF FUNDS TO LOCAL SCHOOL ADMINISTRATIVE UNITS AND CHARTER SCHOOLS FOR PROVIDING BONUSES AND SALARY SUPPLEMENTS FOR TEACHERS, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Education/Higher Education Committee**.

S.B. 345, A BILL TO BE ENTITLED AN ACT TO LIMIT THE AMOUNT OF STORAGE FEES THAT CERTAIN PARTIES ARE RESPONSIBLE FOR WHEN A MOTOR VEHICLE IS IMPOUNDED AFTER A CRASH, referred to the **Rules and Operations of the Senate Committee** on March 23.

March 25, 2015

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 348, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF GOVERNMENT RETIREES' BENEFITS, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 349, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 352, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENABLE THE STATE CRIME LABORATORY TO MEET LAW ENFORCEMENT DEMANDS AND PROTECT THE PUBLIC, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

S.B. 355, A BILL TO BE ENTITLED AN ACT TO IMPROVE SAFETY ON THE ROADS AND HIGHWAYS OF THIS STATE BY INCREASING THE ACCOUNTABILITY OF CERTAIN PARTIES INVOLVED IN PROFESSIONAL HOUSEMOVING, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 356, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SHERIFFS AND POLICE DEPARTMENTS TO ADVERTISE SALES OF SEIZED OR CONFISCATED PROPERTY ELECTRONICALLY; AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, referred to the **Rules and Operations of the Senate Committee** on March 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

ADDITIONAL SPONSORS

Senator Smith-Ingram requests to be added as a sponsor of previously introduced legislation:

March 25, 2015

S.B. 42, A BILL TO BE ENTITLED AN ACT TO ENACT THE DATACENTER INFRASTRUCTURE ACT.

Senator Rabin requests to be added as a sponsor of previously introduced legislation:

S.B. 369, A BILL TO BE ENTITLED AN ACT TO PHASE-IN THE CONVERSION OF THE LOCAL SALES AND USE TAXES AUTHORIZED UNDER ARTICLES 39, 40, AND 42 TO A STATE SALES AND USE TAX THAT IS ALLOCATED TO THE COUNTIES AND CITIES ON A PER CAPITA BASIS AS A LOCAL REVENUE SOURCE.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-FIFTH DAY

Senate Chamber
Thursday, March 26, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Pete Kunkle from First Christian Church of Kernersville, Kernersville, North Carolina, as follows:

"Dear Heavenly Father, we are thankful for the freedoms that you have provided to this nation and to this great state of North Carolina. May we never take for granted the liberties that you have given to us and the freedoms that you have given. As these men and women prepare to make decisions pertaining to the needs of the people of this state, may you give them wisdom and strength in making their decisions that we would lead—that we would help others within our state, the citizens of North Carolina, to have a better life. Help us to remember the freedoms that you have given through your grace. I pray for your guidance as you help in the making of decisions today. For this is my prayer in the name of Jesus. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, March 25, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator McInnis.

March 26, 2015

The Chair extends privileges of the floor to Deborah Parker from Middlesex, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.J.R. 334, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, upon second reading.

Upon motion of Senator Apodaca, the Joint Resolution is withdrawn from the regular order of business and placed before the Senate for immediate consideration.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

S.J.R. 334, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, upon second reading.

The Joint Resolution passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 140, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF LAKE SANTEETLAH TO LEVY AN OCCUPANCY TAX, upon third reading.

The bill passes its third reading, by roll-call vote, ayes 44, noes 4, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, D. Davis, J. Davis, Ford, Foushee, Gunn, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McKissick, Newton, Pate, Rabin, Randleman, Robinson, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---44.

Voting in the negative: Senators Daniel, Harrington, Meredith and Rucho---4.

The bill is ordered sent to the House of Representatives.

S.B. 156 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF MOUNT GILEAD, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 48, noes 0, as follows:

March 26, 2015

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives.

S.B. 305 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE COST RECOVERY FOR ACQUISITION OF JOINT MUNICIPAL POWER AGENCY OWNERSHIP INTEREST IN GENERATING FACILITIES, TO AUTHORIZE MUNICIPALITIES THAT ARE MEMBERS OF JOINT MUNICIPAL POWER AGENCIES TO ENTER INTO SUPPORT CONTRACTS, AND TO ISSUE BONDS TO PAY THE COSTS OF PROJECTS THAT ARE SOLD, upon third reading.

Without objection, Senator Blue is excused from voting on the bill due to a conflict of interest.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 46, noes 1, as follows:

Voting in the affirmative: Senators Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---46.

Voting in the negative: Senator Alexander---1.

The Committee Substitute bill is ordered sent to the House of Representatives by special message.

S.B. 105 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INFORMATION ABOUT THE NUMBER OF VETERANS EMPLOYED BY A CORPORATION OR A LIMITED LIABILITY COMPANY BE INCLUDED IN ANNUAL REPORTS SUBMITTED BY THOSE CORPORATIONS, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 112, A BILL TO BE ENTITLED AN ACT URGING ALL COASTAL COMMUNITY COLLEGES TO OFFER COURSES ON COMMERCIAL FISHING AND AQUACULTURE, upon second reading.

March 26, 2015

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRADE LEVEL EXPANSION IN CHARTER SCHOOLS IN AREAS MEETING CERTAIN CRITERIA TO MEET THE NEEDS OF RAPIDLY GROWING POPULATIONS NEAR MILITARY INSTALLATIONS, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

BILL FILING AFTER DEADLINE

Upon motion of Senator Apodaca, without objection, Rule 40 is suspended to allow members to file bills today until 4:30 p.m.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Finance Committee**:

S.B. 372, A BILL TO BE ENTITLED AN ACT TO EXTEND THE CREDIT FOR INVESTING IN RENEWABLE ENERGY PROPERTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15204, which changes the title to read **S.B. 372** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A SAFE HARBOR FOR RENEWABLE ENERGY PROJECTS THAT ARE SUBSTANTIALLY COMPLETED BY JANUARY 1, 2016, BY EXTENDING THE TAX CREDIT FOR RENEWABLE ENERGY PROPERTY ONE YEAR FOR THOSE PROJECTS, is adopted and engrossed.

Upon motion of Senator Berger, seconded by Senator Clark, the Senate adjourns at 11:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of messages from the House of Representatives, and the receipt of conference reports, to reconvene Monday, March 30, at 2:00 p.m.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

March 26, 2015

By Senators J. Davis, Foushee (Primary Sponsors); Bryant and Lowe:

S.B. 422, A BILL TO BE ENTITLED AN ACT REESTABLISHING THE STATE PAYMENT IN LIEU OF TAXES STUDY COMMISSION; DIRECTING THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATING TO STATEWIDE APPROACHES TO CONTROL INVASIVE AQUATIC NOXIOUS WEEDS IN THE STATE'S WATERS; DIRECTING THE REVENUE LAWS COMMITTEE TO STUDY ISSUES RELATING TO THE FINANCIAL IMPACTS ON LOCAL GOVERNMENTS OF EXEMPTING PREVIOUSLY TAXABLE PROPERTIES FROM THE PROPERTY TAX BASE WHEN ACQUIRED BY NONPROFITS; AND CLARIFYING THE AUTHORITY OF COUNTIES TO ESTABLISH RESIDENTIAL RECYCLABLE MATERIALS COLLECTION PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barringer, Harrington, Tucker (Primary Sponsors); Bingham, Brock, Bryant, Clark, Cook, Daniel, J. Davis, Ford, Foushee, Hartsell, Hise, J. Jackson, Krawiec, Lowe, McInnis, Pate, Rabin, Rabon, Robinson, Sanderson, Smith, Smith-Ingram, Soucek, Tarte, Van Duyn, Waddell and Woodard:

S.B. 423, A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY DIRECTING THE NORTH CAROLINA REINSURANCE FACILITY TO MAKE AVAILABLE A NONOWNER AUTOMOBILE INSURANCE POLICY FOR FOSTER CHILDREN, BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Barringer, Harrington, Tucker (Primary Sponsors); Bingham, Brock, Bryant, Clark, Cook, Daniel, J. Davis, Ford, Foushee, Hartsell, Hise, J. Jackson, Krawiec, Lee, Lowe, McInnis, Pate, Rabin, Rabon, Robinson, Sanderson, Smith, Smith-Ingram, Soucek, Tarte, Van Duyn, Waddell and Woodard:

S.B. 424, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION OF FOSTER CARE TO THE AGE OF 19 YEARS AND MAKE VARIOUS CONFORMING STATUTORY CHANGES; AUTHORIZE THE SOCIAL SERVICES COMMISSION TO ADOPT RULES IMPLEMENTING THE EXPANSION OF FOSTER CARE THROUGH AGE 19; PROVIDE FOR THE EXTENSION OF GUARDIANSHIP SERVICES THROUGH AGE 19; REQUIRE THE SUBMISSION OF A STATE PLAN AMENDMENT TO DRAW-DOWN FEDERAL IV-E FUNDS FOR THE EXPANSION OF FOSTER CARE THROUGH AGE 19; AND APPROPRIATE FUNDS TO IMPLEMENT THE PURPOSES OF THIS ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Krawiec, and Daniel (Primary Sponsors):

S.B. 425, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEASURE OF DAMAGES IN A CONDEMNATION ACTION INITIATED BY THE DEPARTMENT OF TRANSPORTATION, TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID; TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEYS' FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE; TO PROVIDE THAT A PROPERTY OWNER IS ENTITLED TO COMPENSATION FOR PARTIAL CONTROL OF ACCESS; AND TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL SEND ANY RELOCATION NOTICE REQUIRED BY FEDERAL LAW WITHIN A SPECIFIED PERIOD OF TIME.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock, Cook, and Wade (Primary Sponsors):

S.B. 426, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES WITH RESPECT TO ADMISSION OR OTHER RELATED ACTIVITY FEES AT THE NORTH CAROLINA ZOOLOGICAL PARK, STATE PARKS, AND THE NORTH CAROLINA AQUARIUMS FROM RULE MAKING UNDER CHAPTER 150B OF THE GENERAL STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock (Primary Sponsor); Alexander, Krawiec and Sanderson:

S.B. 427, A BILL TO BE ENTITLED AN ACT AMENDING THE ALLOCATION OF NC-THINKS SUGGESTION PROGRAM FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 428, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NORTH CAROLINA AUTO INSURANCE SURCHARGES IMPOSED TO SUBSIDIZE THE LOSSES OF THE NORTH CAROLINA MOTOR VEHICLE REINSURANCE FACILITY BE CLEARLY COMMUNICATED TO POLICYHOLDERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 429, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CONFORMING CHANGES TO THE LABOR LAWS OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock (Primary Sponsor) and Rabin:

S.B. 430, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONDUCT A STUDY ON THE REGULATION OF CAMPAIGN ADVERTISING AND EFFICIENT ENFORCEMENT OF COMPLIANCE OBLIGATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 431, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN THE SECRETARY OF ADMINISTRATION ADOPTS RULES PRESCRIBING THE MANNER IN WHICH PASSENGER VEHICLES SHALL BE PURCHASED, THOSE RULES REQUIRE THAT BIDS SUBMITTED FOR SALES OF VEHICLES TO THE STATE CONTAIN AN ESTIMATE OF THE ECONOMIC IMPACT THAT THE RESULTING CONTRACT WOULD HAVE ON THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Randleman (Primary Sponsor); Pate and Sanderson:

S.B. 432, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PAWNBROKERS, CURRENCY CONVERTERS, PRECIOUS METALS DEALERS, AND SECONDARY METALS RECYCLERS REPORT INFORMATION ABOUT PAWN TRANSACTIONS AND PURCHASES TO AN ELECTRONIC DATABASE THAT IS ACCESSIBLE TO LAW ENFORCEMENT OFFICERS AND AGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho, Tucker, B. Jackson (Primary Sponsors); Clark, Ford, McInnis, Pate and Sanderson:

S.B. 433, A BILL TO BE ENTITLED AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Rucho:

S.B. 434, A BILL TO BE ENTITLED AN ACT TO CAP AND SUNSET THE RATE ADJUSTMENT MECHANISM FOR NATURAL GAS DISTRIBUTION COMPANIES FOR PIPELINE SAFETY COSTS AND TO CLARIFY THE RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER FACILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho and Barringer (Primary Sponsors):

S.B. 435, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE NORTH CAROLINA BUSINESS COURT TO PROVIDE THAT A TAX CONTESTATION CASE MUST INVOLVE AN AMOUNT IN CONTROVERSY OF AT LEAST FIVE THOUSAND DOLLARS IN ORDER TO BE DESIGNATED A MANDATORY COMPLEX BUSINESS CASE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho, Tarte (Primary Sponsors); Hartsell, Pate and Rabin:

S.B. 436, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO PERFORM AN ASSESSMENT OF THE EXTENT TO WHICH NORTH CAROLINA'S ELECTRICAL GRID IS PREPARED FOR AN EMERGENCY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tucker (Primary Sponsor); Hartsell, Hise, Pate and Sanderson:

S.B. 437, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO PROVIDE STATEWIDE POISON CONTROL SERVICES THROUGH THE CAROLINAS POISON CENTER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tucker (Primary Sponsor); J. Davis, Hise and Sanderson:

S.B. 438, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET ON THE LAW AUTHORIZING THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO CHARTER SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe (Primary Sponsor); Bryant, Ford, Hartsell and Robinson:

S.B. 439, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION AND LOCAL BOARDS OF EDUCATION TO IMPLEMENT A SCREENING PROGRAM FOR THE EARLY IDENTIFICATION OF STUDENTS WITH SPECIFIC LEARNING DISABILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Davis:

S.B. 440, A BILL TO BE ENTITLED AN ACT AMENDING THE DENTAL HYGIENE ACT TO AUTHORIZE PROPERLY TRAINED DENTAL HYGIENISTS TO ADMINISTER LOCAL DENTAL ANESTHETICS UNDER THE DIRECT SUPERVISION OF A LICENSED DENTIST.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Clark:

S.B. 441, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE AGENCIES OF NORTH CAROLINA GOVERNMENT TO INCLUDE ON ALL E-MAILS A DISCLOSURE THAT THE E-MAIL MAY BE A PUBLIC RECORD AND MAY BE SUBJECT TO INSPECTION AND COPYING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Ford, Wade (Primary Sponsors) and Wells:

S.B. 442, A BILL TO BE ENTITLED AN ACT REVISING THE CONDITIONS UNDER WHICH COUNTIES AND CITIES MAY INSPECT BUILDINGS OR STRUCTURES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Brock (Primary Sponsors); Bryant, D. Davis and Hise:

S.B. 443, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT DISTRIBUTED TO THE LICENSE TO GIVE TRUST FUND FROM FEES COLLECTED FOR THE ISSUANCE AND RENEWAL OF A DRIVERS LICENSE AND TO DISTRIBUTE THE AMOUNT OF THE INCREASE TO DONATE LIFE NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Apodaca, Barefoot, Soucek (Primary Sponsors); Brock, Bryant, Clark, Daniel, Ford, Hise, B. Jackson, Krawiec, Lee, McInnis, Pate, Rabin, Sanderson, Tarte and Van Duyn:

S.B. 444, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ENTRY-LEVEL BASE PAY FOR TEACHERS.

Referred to the **Appropriations/Base Budget Committee**.

By Senators Krawiec, Newton, Wells (Primary Sponsors); Daniel, B. Jackson, Lee, McInnis and Sanderson:

S.B. 445, A BILL TO BE ENTITLED AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT, HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT; BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY

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PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators B. Jackson (Primary Sponsor); Ford and Waddell:

S.B. 446, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE USE OF DEALER PLATES ON DEALERSHIP LOANER VEHICLES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators B. Jackson, Hartsell, Tarte (Primary Sponsors); Barringer, Bingham, Blue, Bryant, Clark, Daniel, D. Davis, J. Davis, Ford, Foushee, Hise, J. Jackson, McInnis, McKissick, Pate, Rabin, Rabon, Robinson, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard:

S.B. 447, A BILL TO BE ENTITLED AN ACT TO ENACT THE ENERGY INVESTMENT ACT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator B. Jackson:

S.B. 448, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE TAXATION OF LIQUEFIED PROPANE GAS WHEN USED AS A MOTOR FUEL.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Ford (Primary Sponsor); Bryant, D. Davis, Lowe, Robinson, Smith-Ingram, Waddell and Woodard:

S.B. 449, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE FULL-COLOR BACKGROUND SPECIAL REGISTRATION PLATES FOR THE KAPPA ALPHA PSI FRATERNITY AND TO RESTRICT ISSUANCE OF THE SPECIAL REGISTRATION PLATES TO MEMBERS OF THE KAPPA ALPHA PSI FRATERNITY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Tillman, Soucek, McInnis (Primary Sponsors); Bryant, Rabin and Smith-Ingram:

S.B. 450, A BILL TO BE ENTITLED AN ACT TO EXTEND THE USE OF THE FIFTEEN POINT SCALE FOR ASSIGNMENT OF SCHOOL PERFORMANCE GRADES FOR THE 2014-2015 AND 2015-2016 SCHOOL YEARS ONLY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Tillman (Primary Sponsor); Bingham, Pate and Rabon:

S.B. 451, A BILL TO BE ENTITLED AN ACT TO REQUIRE PHARMACY BENEFITS MANAGERS TO TIMELY ADJUST THE COST PRICE AND TO MAKE CERTAIN ACTIONS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator J. Davis:

S.B. 452, A BILL TO BE ENTITLED AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR OBTAINING A REFUND OF THE INCOME TAX PAID ON AIRLINE PAYMENT AMOUNTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wade, Brock, B. Jackson (Primary Sponsors); Cook, J. Davis, Hise, Sanderson and Tarte:

S.B. 453, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA BY PROVIDING FOR VARIOUS ADMINISTRATIVE REFORMS, BY ELIMINATING CERTAIN UNNECESSARY OR OUTDATED STATUTES AND REGULATIONS AND MODERNIZING OR SIMPLIFYING CUMBERSOME OR OUTDATED REGULATIONS, AND BY MAKING VARIOUS OTHER STATUTORY CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tucker:

S.B. 454, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA BOARD OF EXAMINERS FOR MOTOR VEHICLE REPAIR SHOPS AND COLLISION REPAIRS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor); Brock, Daniel, Hise, McInnis, Rabin and Soucek:

S.B. 455, A BILL TO BE ENTITLED AN ACT TO ENACT THE IRAN DIVESTMENT ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor) and Rabin:

S.B. 456, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE CHARTER SCHOOL STATUTES AND TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES REGARDING REPLICATION OF CERTAIN CHARTER SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith (Primary Sponsor) and Rabin:

S.B. 457, A BILL TO BE ENTITLED AN ACT TO ALLOW AUTOMOBILE INSURERS TO ESTABLISH AND IMPLEMENT INSURER-SPECIFIC DRIVER INCENTIVE PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel (Primary Sponsor); Hise and Sanderson:

S.B. 458, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT RELIGIOUS ORGANIZATIONS ARE EXEMPT FROM PROPERTY TAX.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Daniel:

S.B. 459, A BILL TO BE ENTITLED AN ACT TO MODIFY THE OBJECTION PROCESS FOR ADOPTED RULES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

S.B. 460, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR CORRECTING TYPOGRAPHICAL, OBVIOUS DESCRIPTION, OR OTHER MINOR ERRORS IN RECORDED INSTRUMENTS AND TO CREATE A TEN-YEAR CURATIVE PROVISION FOR CERTAIN DEFECTS IN RECORDED INSTRUMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 461, A BILL TO BE ENTITLED AN ACT TO REPEAL THE DISCOUNT TO TOBACCO VENDORS WHO FILE A TIMELY REPORT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 462, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PUBLIC AUTHORITY MAY ESTABLISH, OWN, AND OPERATE A NONPROFIT CORPORATION WITH TAX EXEMPT STATUS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor); Bryant, Robinson and Van Duyn:

S.B. 463, A BILL TO BE ENTITLED AN ACT PROVIDING FOR INCREASED ACCESS TO HIGHER EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor); Bryant, Robinson, Tarte and Van Duyn:

S.B. 464, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO IMPLEMENT THE STRATEGIC PLAN ADOPTED FOR THE UNIVERSITY SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 465, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WORK SHARING OPTION FOR EMPLOYERS UNDER THE UNEMPLOYMENT SECURITY LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CREATION OF QUALIFIED SELF-SETTLED TRUSTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 467, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF "EMPLOYEE" UNDER THE WORKERS' COMPENSATION ACT TO EXCLUDE VOLUNTEERS AND OFFICERS OF CERTAIN NONPROFIT CORPORATIONS AND ASSOCIATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 468, A BILL TO BE ENTITLED AN ACT TO CLARIFY ALLOCATION OF TRUST INCOME.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor) and Robinson:

S.B. 469, A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND IMPROVE REPORTING REQUIREMENTS FOR OCCUPATIONAL LICENSING BOARDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor) and Pate:

S.B. 470, A BILL TO BE ENTITLED AN ACT TO REQUIRE PERSONS CONVICTED OF DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, AND CERTAIN PERSONS WHO REFUSE A CHEMICAL ANALYSIS OR ARE CONVICTED OF DRIVING WHILE IMPAIRED OR ANY OTHER IMPAIRED DRIVING OFFENSE, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON CAN GET A LIMITED DRIVING PRIVILEGE; TO REMOVE THE WAITING PERIOD BEFORE A PERSON MAY APPLY FOR A LIMITED DRIVING PRIVILEGE; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 471, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MODERNIZE THE LAWS RELATED TO COLLECTION AGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho, Brock (Primary Sponsors); J. Davis, Rabin, Tarte and Wells:

S.B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO APPROPRIATE MONEY FOR HISTORIC REHABILITATION AND TO CLARIFY AND STANDARDIZE THE REQUIREMENTS FOR APPROPRIATING FUNDS FOR LOCAL ECONOMIC DEVELOPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Rucho:

S.B. 473, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE APPOINTMENT OF PRECINCT OFFICIALS AT EACH VOTING SITE DURING THE PERIOD FOR ONE-STOP VOTING AS WELL AS ON ELECTION DAY AND TO CLARIFY THE CONDITIONS UNDER WHICH A LATE MAIL-IN ABSENTEE BALLOT MAY BE ACCEPTED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick and Tarte (Primary Sponsors):

S.B. 474, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ADOPT A POLICY ADDRESSING SEXUAL ASSAULT AND SEX-RELATED OFFENSES INVOLVING STUDENTS FOR IMPLEMENTATION AT CONSTITUENT INSTITUTIONS; TO PROVIDE SUPPORT SERVICES FOR STUDENTS INVOLVED IN INCIDENTS OF SEXUAL ASSAULT AND OTHER SEX-RELATED OFFENSES AT CONSTITUENT INSTITUTIONS; TO PROVIDE PREVENTION AND OUTREACH PROGRAMS FOR THE ENTIRE STUDENT BODY AS PART OF STUDENT ORIENTATION AND THROUGHOUT THE ACADEMIC YEAR TO MAKE THEM AWARE OF THE POLICY REGARDING SEXUAL ASSAULT AND OTHER SEX-RELATED OFFENSES AT CONSTITUENT INSTITUTIONS; AND TO REQUIRE THE STATE BOARD OF COMMUNITY COLLEGES TO REPORT ON CURRENT COMMUNITY COLLEGE POLICIES ADDRESSING SEXUAL ASSAULT AND SEX-RELATED OFFENSES INVOLVING STUDENTS AND ANY PREVENTION AND OUTREACH PROGRAMS OFFERED TO COMMUNITY COLLEGE STUDENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brown:

S.B. 475, A BILL TO BE ENTITLED AN ACT TO AMEND NORTH CAROLINA'S TOBACCO RESERVE FUND AND ESCROW COMPLIANCE STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brown:

S.B. 476, A BILL TO BE ENTITLED AN ACT ASSURING SAFE, QUALITY FOOD THROUGH STANDARDIZED, READILY AVAILABLE FOOD HANDLER TRAINING AND TESTING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown (Primary Sponsor); Brock and Pate:

S.B. 477, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR PROTECTING MONUMENTS, MEMORIALS, PLAQUES, AND WORKS OF ART ON PUBLIC PROPERTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Rabon, Sanderson (Primary Sponsors); Clark, Daniel, Hise, B. Jackson, Pate, Soucek and Tarte:

S.B. 478, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO APPROPRIATE FUNDS TO IMPLEMENT THE PROVISIONS OF THIS ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Rabon, Daniel (Primary Sponsors); B. Jackson and Pate:

S.B. 479, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Brock, Wade (Primary Sponsors) and Soucek:

S.B. 480, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STANDARD FOR EMPLOYEE POLITICAL ACTIVITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barringer, Hise, Gunn (Primary Sponsors); Clark, Ford and Waddell:

S.B. 481, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA PROVIDING ACCESS TO CAPITAL FOR ENTREPRENEURS AND SMALL BUSINESS ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barringer and Lee (Primary Sponsors):

S.B. 482, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL AND CLARIFYING CHANGE TO THE LIMITED LIABILITY COMPANY ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Woodard, Foushee, Van Duyn (Primary Sponsors) and Robinson:

S.B. 483, A BILL TO BE ENTITLED AN ACT (1) TO REQUIRE THE NORTH CAROLINA UTILITIES COMMISSION TO ESTABLISH TIERED ELECTRICITY RATES FOR RESIDENTIAL, COMMERCIAL, PUBLIC, AND INDUSTRIAL CUSTOMERS TO ENCOURAGE ENERGY CONSERVATION AND ENERGY EFFICIENCY; (2) TO CREATE THE ENERGY EFFICIENCY BANK TO BE USED FOR LOANS TO CUSTOMERS FOR THE COSTS OF CERTAIN ENERGY EFFICIENCY OR RENEWABLE ENERGY PROJECTS; AND (3) TO CREATE AN

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INCENTIVE FOR CONSUMERS TO PURCHASE ENERGY STAR QUALIFIED HOUSEHOLD PRODUCTS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Woodard, McKissick (Primary Sponsors); Bryant, Robinson and Van Duyn:

S.B. 484, A BILL TO BE ENTITLED AN ACT ALLOWING SCHOOL-BASED HEALTH CENTERS TO OFFER CONTRACEPTIVE SERVICES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Woodard, McKissick (Primary Sponsors); Bryant, Robinson and Van Duyn:

S.B. 485, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NORTH CAROLINA COURTS COMMISSION TO STUDY REQUIRING CITIES AND COUNTIES TO REMOVE PERSONAL INFORMATION FROM RECORDS AVAILABLE ON INTERNET WEB SITES MAINTAINED BY COUNTIES AND CITIES WHEN REQUESTED BY CERTAIN LAW ENFORCEMENT PERSONNEL, PROSECUTORS, AND JUDICIAL OFFICERS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Brock, Barringer, Alexander (Primary Sponsors) and Clark:

S.B. 486, A BILL TO BE ENTITLED AN ACT TO ENHANCE ECONOMIC DEVELOPMENT THROUGH THE EXPANSION OF THE STATE TRAILS NETWORK.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Pate (Primary Sponsor) and Hise:

S.B. 487, A BILL TO BE ENTITLED AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Pate (Primary Sponsor) and Hise:

S.B. 488, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA).

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Pate (Primary Sponsor); Hise, Rabin and Tarte:

S.B. 489, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Barefoot:

S.B. 490, A BILL TO BE ENTITLED AN ACT DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY A PUBLIC-PRIVATE HOSPITAL PARTNERSHIP TO INCREASE ACCESS TO MENTAL HEALTH SERVICES; AND ALLOWING STATE-OPERATED HOSPITALS TO TRANSFER BEDS TO PRIVATE, RURAL HOSPITALS WITHOUT CERTIFICATE OF NEED REVIEW IN ORDER TO INCREASE ACCESS TO MENTAL HEALTH SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Barefoot:

S.B. 491, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS RELATED TO MANUFACTURED HOME PURCHASE AGREEMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Soucek, Daniel (Primary Sponsors); Hise, Sanderson and Waddell:

S.B. 492, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE HOLDER OF A LIMITED DRIVING PRIVILEGE TO DRIVE TO AND FROM HIS OR HER PLACE OF RELIGIOUS WORSHIP.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, McKissick, Lowe (Primary Sponsors); Bryant, Van Duyn and Waddell:

S.B. 493, A BILL TO BE ENTITLED AN ACT TO REENACT AND MODIFY THE NORTH CAROLINA POLITICAL PARTIES FINANCING FUND AND THE MEANS BY WHICH THE FUND RECEIVES FUNDING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Tillman, Soucek (Primary Sponsors); Bryant and Waddell:

S.B. 494, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A STUDENT WHO IS LAWFULLY ABSENT FROM SCHOOL SHALL BE ELIGIBLE FOR A STUDENT ATTENDANCE RECOGNITION PROGRAM ADOPTED BY A LOCAL BOARD OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Clark, Lowe (Primary Sponsors); Bryant, Waddell and Woodard:

S.B. 495, A BILL TO BE ENTITLED AN ACT TO RESTORE RECURRING FUNDING FOR THE NC MILITARY BUSINESS CENTER AND TO PROHIBIT THE REDUCTION OF FUNDS TO THE NC MILITARY BUSINESS CENTER TO MEET MANAGEMENT FLEXIBILITY REDUCTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators D. Davis (Primary Sponsor) and Bryant:

S.B. 496, A BILL TO BE ENTITLED AN ACT ESTABLISHING HIGHER PENALTIES FOR REPEATED FAILURE TO REPORT ABUSE, EXPLOITATION, OR ACCIDENTAL INJURIES OF CLIENTS IN FACILITIES THAT PROVIDE CARE AND TREATMENT FOR MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis (Primary Sponsor) and Bryant:

S.B. 497, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON WHO HAS FILED A NOTICE OF CANDIDACY FOR AN OFFICE TO WITHDRAW CANDIDACY FOR THAT OFFICE AFTER THE THIRD BUSINESS DAY AND BEFORE THE CLOSE OF THE FILING PERIOD IF THE PERSON IS SEEKING A DIFFERENT OFFICE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith and Tucker (Primary Sponsors):

S.B. 498, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION AND LICENSING OF PERSONS WHO PERFORM AND ADMINISTER RADIOLOGIC IMAGING AND RADIATION THERAPY PROCEDURES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein (Primary Sponsor) and Bryant:

S.B. 499, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA STATEWIDE REENTRY ADVISORY COUNCIL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein (Primary Sponsor); Bryant and Clark:

S.B. 500, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA INFRASTRUCTURE DEVELOPMENT AUTHORITY TO ENCOURAGE AND ENABLE PUBLIC-PRIVATE PARTNERSHIPS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein, Brown, Alexander (Primary Sponsors); Bryant, Waddell and Woodard:

S.B. 501, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE DO NOT CALL REGISTRY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Bingham (Primary Sponsors) and Bryant:

S.B. 502, A BILL TO BE ENTITLED AN ACT PROHIBITING EMPLOYMENT DISCRIMINATION ON THE BASIS OF CREDIT HISTORY OR CREDIT RATING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Tillman, Soucek (Primary Sponsors); Brock, Bryant, Daniel, J. Davis, Hise, Pate, Rabin and Sanderson:

S.B. 503, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR PURPOSES OF THE CRIMES OF “TAKING INDECENT LIBERTIES WITH A STUDENT” AND “INTERCOURSE AND SEXUAL OFFENSES WITH A STUDENT,” THE DEFINITION OF “SCHOOL PERSONNEL” INCLUDES EMPLOYEES OF CHARTER SCHOOLS AND NONPUBLIC SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Gunn, Krawiec (Primary Sponsors); Bryant and Waddell:

S.B. 504, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSURE OF MOBILE BEAUTY SALONS AND TO ENSURE THE SAFE AND HYGIENIC OPERATION THEREOF.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Krawiec, Randleman (Primary Sponsors); Brock and Bryant:

S.B. 505, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO CONTINUES TO ENGAGE IN INTERCOURSE AFTER CONSENT IS WITHDRAWN IS DEEMED TO HAVE COMMITTED THE ACT OF INTERCOURSE BY FORCE AND AGAINST THE WILL OF THE OTHER PERSON.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.J.R. 506, A JOINT RESOLUTION TO APPLY TO CONGRESS FOR THE CALLING OF A CONVENTION PURSUANT TO ARTICLE V OF THE UNITED STATES CONSTITUTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.J.R. 507, A JOINT RESOLUTION RELATING TO THE DUTIES OF DELEGATES SELECTED BY THE LEGISLATURE TO ATTEND A CONVENTION OF THE STATES CALLED UNDER ARTICLE V OF THE CONSTITUTION OF THE UNITED STATES TO CONSIDER A COUNTERMAND AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES; ESTABLISHING AS A JOINT COMMITTEE OF THE LEGISLATURE THE DELEGATE CREDENTIAL COMMITTEE AND RELATING TO THE DUTIES OF THE COMMITTEE; PROVIDING FOR AN OATH FOR DELEGATES AND ALTERNATES TO A COUNTERMAND AMENDMENT CONVENTION; PROVIDING FOR A CHAIR AND ASSISTANT CHAIR OF THE STATE’S COUNTERMAND AMENDMENT DELEGATION; PROVIDING FOR THE DUTIES OF THE CHAIR AND ASSISTANT CHAIR; PROVIDING INSTRUCTIONS FOR THE SELECTION

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OF A CONVENTION PRESIDENT; AND PROVIDING SPECIFIC LANGUAGE FOR THE COUNTERMAND AMENDMENT ON WHICH THE STATE'S CONVENTION DELEGATES ARE AUTHORIZED BY THE LEGISLATURE TO VOTE TO APPROVE.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Lee and Randleman (Primary Sponsors):

S.B. 508, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE BAIL BOND LAWS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Lee:

S.B. 509, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PUBLIC AUTHORITIES FROM THE LIGHT-TRAFFIC ROAD LIMITATIONS ESTABLISHED BY THE DEPARTMENT OF TRANSPORTATION AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES FOR MOTOR VEHICLES OWNED AND OPERATED BY CERTAIN PUBLIC AUTHORITIES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Lee, Krawiec, and Clark (Primary Sponsors):

S.B. 510, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE EQUAL ACCESS FOR BOTH PUBLIC AND NONPUBLIC NORTH CAROLINA SCHOOL STUDENTS TO NORTH CAROLINA VIRTUAL PUBLIC SCHOOL COURSES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Lee and Brown (Primary Sponsors):

S.B. 511, A BILL TO BE ENTITLED AN ACT TO ALLOW COLLECTION ONLY WHERE ADEQUATE PROOF OF INDEBTEDNESS PROVIDED; TO CONFORM TO FEDERAL LAW; TO AID DEBTORS IN IDENTIFYING ACCOUNT OWNERS TO RESOLVE CREDIT ISSUES; TO SPECIFY THAT A CHARGE-OFF STATEMENT SERVE AS PROOF OF DEBT OWED; AND TO MAKE VARIOUS RELATED CHANGES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Van Duyn (Primary Sponsor); Robinson and Woodard:

S.B. 512, A BILL TO BE ENTITLED AN ACT TO DELAY THE FULL IMPLEMENTATION OF THE LAWS PERTAINING TO THE VOTER INFORMATION VERIFICATION ACT (VIVA) AND PAPER BALLOTS UNTIL THE COURT HAS RENDERED ITS DECISION IN CURRIE V. NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Brock, B. Jackson (Primary Sponsors); Bryant, Clark, Cook, D. Davis, Foushee, Hise, McInnis, Pate, Rabin, Tarte and Woodard:

S.B. 513, A BILL TO BE ENTITLED AN ACT TO (1) REVISE THE HORSE INDUSTRY PROMOTION ACT TO INCREASE CAPS ON DURATION AND AMOUNT OF AN ASSESSMENT; (2) EXEMPT COMPENSATION PAID TO AN H-2A AGRICULTURAL WORKER FROM STATE INCOME TAX WITHHOLDING TO THE EXTENT THE COMPENSATION IS EXEMPT FROM FEDERAL INCOME TAX WITHHOLDING; (3) ESTABLISH A POLICY OF SUPPORTING SUSTAINABLE AGRICULTURE IN THE STATE; (4) MODIFY OVERSIZE VEHICLE PERMIT TIME RESTRICTIONS; (5) ALLOW OVERSIZE TRANSPORTATION OF HAY BALES; (6) AMEND RIGHT-OF-CENTER REQUIREMENTS FOR CERTAIN AGRICULTURAL VEHICLES; (7) INCREASE THE PERMISSIBLE SPEED LIMIT FOR AGRICULTURAL SPREADER VEHICLES THAT ARE EXEMPT FROM REGISTRATION AND CERTIFICATE OF TITLE; (8) ESTABLISH MARKING AND NOTICE REQUIREMENTS FOR METEOROLOGICAL TOWERS; (9) ALLOW SHELLFISH CULTIVATION LEASES IN AREAS CONTAINING SUBMERGED AQUATIC VEGETATION; (10) MODIFY THE PRESENT USE VALUE PROGRAM; (11) ESTABLISH A PROCEDURE FOR THE TERMINATION OF CONSERVATION AGREEMENTS; (12) TRANSFER THE WILDLIFE RESOURCES COMMISSION CAPTIVE CERVID PROGRAM TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES; (13) PROHIBIT THE IMPLEMENTATION AND ENFORCEMENT OF FEDERAL STANDARDS FOR WOOD HEATERS AND ENFORCEMENT OF AIR EMISSIONS STANDARDS THAT WOULD LIMIT FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS; (14) MODIFY DEPARTMENT OF AGRICULTURE REPORTING REQUIREMENTS; (15) MODIFY THE PRESCRIBED BURNING ACT; (16) MODIFY THE PENALTY FOR FAILURE TO GUARD A FIRE BY WATCHMAN; (17) LIMIT THE PERSONALLY IDENTIFYING INFORMATION THAT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES MAY DISCLOSE ABOUT ITS ANIMAL HEALTH PROGRAMS; AND (18) MAKE VARIOUS TECHNICAL CORRECTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Apodaca (Primary Sponsor) and Hise:

S.B. 514, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFLICT OF INTEREST PROVISIONS FOR CERTAIN COMMISSIONS AND TO MODIFY APPOINTMENTS TO SEVERAL STATE BOARDS AND COMMISSIONS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Smith-Ingram (Primary Sponsor); Robinson, Van Duyn and Waddell:

S.B. 515, A BILL TO BE ENTITLED AN ACT TO RESTORE THE FUNDING FROM THE HIGHWAY FUND FOR THE DRIVER EDUCATION PROGRAM ADMINISTERED BY THE DEPARTMENT OF PUBLIC INSTRUCTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tucker:

S.B. 516, A BILL TO BE ENTITLED AN ACT TO REQUIRE CITIES AND COUNTIES TO REMOVE PERSONAL INFORMATION FROM RECORDS AVAILABLE ON INTERNET WEB SITES MAINTAINED BY COUNTIES AND CITIES WHEN REQUESTED BY CERTAIN LAW ENFORCEMENT PERSONNEL, PROSECUTORS, AND JUDICIAL OFFICERS.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 16 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL OUTDATED AND UNNECESSARY INSURANCE REPORTING REQUIREMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 50 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE MANDATORY RETIREMENT AGE FOR MAGISTRATES, JUDGES, AND JUSTICES OF THE GENERAL COURT OF JUSTICE TO REQUIRE RETIREMENT ON DECEMBER 31 OF THE YEAR THE MAGISTRATE, JUDGE, OR JUSTICE ATTAINS THE AGE OF 72.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 151 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE FAIRNESS AND EQUITY OF THE PROPERTY INSURANCE RATE-MAKING PROCESS BY PROVIDING FOR GREATER TRANSPARENCY REGARDING THE ROLE OF CATASTROPHE MODELING IN PROPERTY INSURANCE RATE FILINGS, BY PROVIDING THAT MODELED LOSSES IN A PROPERTY RATE FILING BE PROPERLY ALLOCABLE TO NORTH CAROLINA, AND BY REQUIRING THE RATE BUREAU TO DESIGNATE IN A FILING THAT PORTION OF THE RATE IN EACH TERRITORY ALLOCABLE TO WIND AND HAIL.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 201 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCESS BY WHICH THE CITY COUNCILS RECEIVE CITIZEN INPUT IN ZONING ORDINANCE AMENDMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 216, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY STRATEGIES FOR PROVIDING NORTH CAROLINA WITH GREAT LEADERS FOR GREAT SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 294 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE A CELL PHONE TO A DELINQUENT JUVENILE IN CUSTODY OF THE DEPARTMENT OF PUBLIC SAFETY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 295 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY TO DETERMINE WHETHER IT IS APPROPRIATE TO RELEASE CERTAIN INFORMATION ABOUT AN ESCAPED DELINQUENT JUVENILE.

Referred to the **Rules and Operations of the Senate Committee**.

CONFERENCE REPORT

Senator Apodaca, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 20** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute S20- PCCS45320-RBx-2.

The Proposed Conference Committee Substitute bill is ruled material, which constitutes first reading, and the Conference Report is placed on the calendar of Monday, March 30, upon second reading.

CONFERENCE REPORT

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 14** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE OPERATING EXPENSES OF THE ACADEMIC

March 26, 2015

STANDARDS REVIEW COMMISSION; TO REQUIRE THAT THE ACADEMIC STANDARDS REVIEW COMMISSION POST CERTAIN PUBLIC RECORDS ON ITS WEB SITE; TO PROVIDE THAT A STATE OFFICER MAY SERVE ON THE ECONOMIC DEVELOPMENT PARTNERSHIP BOARD; TO CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS; TO CLARIFY WHEN A DOWNSTREAM INUNDATION MAP MUST BE PREPARED BY A LICENSED PROFESSIONAL ENGINEER; TO EXTEND THE DEADLINE FOR THE SUBMISSION OF EMERGENCY ACTION PLANS FOR DAMS NOT ASSOCIATED WITH COAL COMBUSTION RESIDUALS SURFACE IMPOUNDMENTS TO DECEMBER 31, 2015; TO LIMIT THE USE OF FUNDS APPROPRIATED TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR HEALTH INFORMATION EXCHANGE; AND TO REQUIRE A PERFORMANCE AUDIT OF MEDICAID ELIGIBILITY DETERMINATIONS BY COUNTY DEPARTMENTS OF SOCIAL SERVICES, submits a Conference Report for adoption.

Upon adoption, the Conference Report will change the title to read, **S.B. 14** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR CERTAIN EXPENDITURES AND TO CLARIFY AND MODIFY OTHER LAWS.

The Conference Report is placed on the calendar of Monday, March 30, for adoption.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 26, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 14** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR CERTAIN EXPENDITURES AND TO CLARIFY AND MODIFY OTHER LAWS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

March 26, 2015

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 333, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 332, A BILL TO BE ENTITLED AN ACT TO ENABLE REGISTERS OF DEEDS TO COLLECT ADDITIONAL FEES FOR INDEXING INSTRUMENTS THAT CONTAIN EXHIBITS WITH MULTIPLE ENTERABLE PARTIES, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 336, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 357, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT DEBT COLLECTORS AND COLLECTION AGENCIES CORRECT INACCURATE INFORMATION REPORTED TO CREDIT AGENCIES, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 359, A BILL TO BE ENTITLED AN ACT TO SPUR PROMOTION OF THE NC-THINKS EMPLOYEE SUGGESTION PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Workforce and Economic Development Committee**.

S.B. 362, A BILL TO BE ENTITLED AN ACT TO SHORTEN THE WAITING PERIOD REQUIRED TO EXPUNGE NONVIOLENT MISDEMEANOR AND FELONY CONVICTIONS; TO PROVIDE FOR EXPUNCTION OF ALL CHARGES DISPOSED "NOT GUILTY" OR

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DISMISSED; AND TO ALLOW DISTRICT ATTORNEYS AND LAW ENFORCEMENT ACCESS TO FILES EXPUNGED PURSUANT TO SECOND OR SUBSEQUENT PETITIONS AS PROVIDED BY STATE LAW, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 363, A BILL TO BE ENTITLED AN ACT AUTHORIZING A VARIANCE FROM RULES GOVERNING THE SANITATION OF PUSHCARTS AND MOBILE FOOD UNITS IN ORDER TO EXPAND PORTABLE, OUTDOOR FOOD PREPARATION WITHOUT ENCLOSURE FOR FOOD SERVICE TO THE PUBLIC, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

S.B. 364, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PROPERTY WITHIN A TRANSPORTATION CORRIDOR SHALL NOT BE REGULATED UNTIL A PREFERRED ALTERNATIVE IS SELECTED AND IDENTIFIED IN THE FINAL ENVIRONMENTAL IMPACT STATEMENT, TO PROVIDE THAT FAILURE TO BEGIN CONSTRUCTION OF A CORRIDOR WITHIN TEN YEARS FOLLOWING THE ESTABLISHMENT OF A TRANSPORTATION CORRIDOR OFFICIAL MAP SHALL CONSTITUTE AN ABANDONMENT OF THE CORRIDOR, AND TO REDUCE TO TWO YEARS ANY DELAY IN THE ISSUANCE OF A BUILDING PERMIT OR SUBDIVISION PLAT APPROVAL DUE TO THE FILING OF A TRANSPORTATION CORRIDOR OFFICIAL MAP, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 366, A BILL TO BE ENTITLED AN ACT TO AMEND THE REPORTING AND MEETING REQUIREMENTS UNDER THE LAWS PERTAINING TO THE PERMANENCY INNOVATION INITIATIVE OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

S.B. 370, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF ELECTRONIC MEANS TO SIGN AND NOTATE CERTAIN DOCUMENTS REQUIRED BY THE DIVISION OF MOTOR VEHICLES AND TO PROVIDE THAT A SECURED PARTY SHALL PROVIDE ELECTRONIC NOTICE OF THE SATISFACTION OR OTHER DISCHARGE OF A SECURITY INTEREST IN A MOTOR VEHICLE FOR WHICH THE

CERTIFICATE OF TITLE IS NOTATED BY A LIEN THROUGH ELECTRONIC MEANS, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee** and upon a favorable report will be re-referred to the **Transportation Committee**.

S.B. 373, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 374, A BILL TO BE ENTITLED AN ACT TO MAKE VOLUNTARY THE REQUIREMENT THAT A HOLDER OF A FOR-HIRE COMMERCIAL RECREATIONAL FISHING LICENSE MAINTAIN A LOGBOOK SUMMARIZING CATCH AND EFFORT STATISTICAL DATA, AND TO DELAY IMPLEMENTATION TO ALLOW THE DIVISION OF MARINE FISHERIES TO CONDUCT A STAKEHOLDER INPUT AND EDUCATION PROCESS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 376, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS PERTAINING TO DISCLOSURE REQUIREMENTS FOR ELECTIONEERING COMMUNICATIONS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting Committee**.

S.B. 377, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE AND DISTRIBUTION OF OPIOID ANTAGONISTS FOR THE TREATMENT OF OPIOID-RELATED DRUG OVERDOSES, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 378, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR CERTAIN OFFENSES OF MISDEMEANOR DEATH BY VEHICLE, referred to the **Rules and Operations of the Senate Committee** on March 25.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 379, A BILL TO BE ENTITLED AN ACT RELATING TO CEMETERIES LOCATED ON STATE PROPERTY, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 381, A BILL TO BE ENTITLED AN ACT TO REDUCE HEALTH CARE EXPENDITURES FOR EMERGENCY SERVICES AND HOSPITAL STAYS BY ESTABLISHING A COMMUNITY PARAMEDICINE PILOT PROJECT, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 382, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF TRANSPORTATION TO ISSUE A REQUEST FOR INFORMATION FOR THE PRIVATIZATION OF THE NORTH CAROLINA FERRY SYSTEM, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 385, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PAYROLL PROCESSORS DOING BUSINESS IN THIS STATE OBTAIN AND MAINTAIN A SURETY BOND OR A POLICY OF CONTRACTUAL LIABILITY INSURANCE AND TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO SET THE AMOUNT OF SURETY BONDING REQUIRED AND TO REGULATE THE CONTRACTUAL LIABILITY INSURANCE OPTION, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 386, A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 391, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INJUNCTION PROHIBITING STREET GANG ACTIVITY THAT

CONSTITUTES A PUBLIC NUISANCE EXPIRES THREE YEARS AFTER ENTRY OF THE ORDER RATHER THAN ONE YEAR, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 392, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS AT TRAFFIC CONTROL LIGHTS EMITTING A STEADY RED LIGHT ON DIVERGING DIAMOND INTERCHANGES UNDER CERTAIN CONDITIONS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 395, A BILL TO BE ENTITLED AN ACT TO REFORM THE NORTH CAROLINA MEDICAL EXAMINER SYSTEM BY (1) ESTABLISHING A REGIONAL OFFICE STRUCTURE; (2) REQUIRING THE OFFICE OF THE CHIEF MEDICAL EXAMINER (OCME) TO OBTAIN AND MAINTAIN NATIONAL ACCREDITATION; (3) ESTABLISHING MINIMUM QUALIFICATIONS, CONTINUING EDUCATION REQUIREMENTS, AND TRAINING REQUIREMENTS FOR PERSONNEL CONDUCTING DEATH INVESTIGATIONS AND AUTOPSIES; (4) INCREASING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS WITHIN OCME DEDICATED TO PERFORMING AND ASSISTING WITH DEATH INVESTIGATIONS AND AUTOPSIES; (5) APPROPRIATING FUNDS TO IMPLEMENT THESE REFORMS; AND (6) ESTABLISHING REPORTING REQUIREMENTS TO MONITOR THE STATUS OF REFORM IMPLEMENTATION, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 399, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES AND REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES FROM SALES AND MOTOR FUEL EXCISE TAXES, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 401, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC INSTRUCTION TO USE FUNDS TO CONDUCT A PILOT PROGRAM ON INTEGRATED COMMUNITY-BASED ADAPTED SPORTS PROGRAMS FOR STUDENTS WITH

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DISABILITIES, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 404, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PORTION OF COURT COSTS USED FOR THE SHERIFFS' SUPPLEMENTAL PENSION FUND, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

S.B. 405, A BILL TO BE ENTITLED AN ACT REQUIRING THE OFFICE OF THE CHIEF MEDICAL EXAMINER TO TRAIN MEDICAL EXAMINERS HOW TO RECOGNIZE SUDDEN UNEXPLAINED DEATH IN EPILEPSY (SUDEP) AND TO INVESTIGATE WHETHER SUDEP IS A KNOWN OR SUSPECTED CAUSE OF DEATH IN EACH CASE UNDER ITS JURISDICTION, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 406, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REGISTRATION AND ANNUAL FEES REQUIRED FOR APPRENTICESHIP PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 423, A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY DIRECTING THE NORTH CAROLINA REINSURANCE FACILITY TO MAKE AVAILABLE A NONOWNER AUTOMOBILE INSURANCE POLICY FOR FOSTER CHILDREN, BY

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PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 26, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives Republican Caucus has appointed the following officers:

Deputy Majority Whips: Representative Dean Arp
Representative James L. Boles, Jr.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

ADDITIONAL SPONSORS

Senator Smith-Ingram requests to be added as a sponsor of previously introduced legislation:

S.B. 369, A BILL TO BE ENTITLED AN ACT TO PHASE-IN THE CONVERSION OF THE LOCAL SALES AND USE TAXES AUTHORIZED UNDER ARTICLES 39, 40, AND 42 TO A STATE SALES AND USE TAX THAT IS ALLOCATED TO THE COUNTIES AND CITIES ON A PER CAPITA BASIS AS A LOCAL REVENUE SOURCE.

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Senator Bryant requests to be added as a sponsor of previously introduced legislation:

S.B. 287, A BILL TO BE ENTITLED AN ACT TO ENACT A HISTORIC PRESERVATION TAX CREDIT.

S.B. 365, A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR THE MEDICAID PROGRAM TO INCLUDE ALL PEOPLE UNDER AGE SIXTY-FIVE WHO HAVE INCOMES EQUAL TO OR BELOW ONE HUNDRED THIRTY-THREE PERCENT OF THE FEDERAL POVERTY LEVEL, TO APPROPRIATE FUNDS FOR COSTS ASSOCIATED WITH THE EXPANSION, TO ACCOUNT FOR THE SAVINGS TO OTHER STATE PROGRAMS AS A RESULT OF THE EXPANSION, AND TO APPROPRIATE THE ADDITIONAL FUNDS GENERATED FROM EXPANSION TO THE MEDICAID REBASE.

S.B. 369, A BILL TO BE ENTITLED AN ACT TO PHASE-IN THE CONVERSION OF THE LOCAL SALES AND USE TAXES AUTHORIZED UNDER ARTICLES 39, 40, AND 42 TO A STATE SALES AND USE TAX THAT IS ALLOCATED TO THE COUNTIES AND CITIES ON A PER CAPITA BASIS AS A LOCAL REVENUE SOURCE.

S.B. 370, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF ELECTRONIC MEANS TO SIGN AND NOTATE CERTAIN DOCUMENTS REQUIRED BY THE DIVISION OF MOTOR VEHICLES AND TO PROVIDE THAT A SECURED PARTY SHALL PROVIDE ELECTRONIC NOTICE OF THE SATISFACTION OR OTHER DISCHARGE OF A SECURITY INTEREST IN A MOTOR VEHICLE FOR WHICH THE CERTIFICATE OF TITLE IS NOTATED BY A LIEN THROUGH ELECTRONIC MEANS.

S.B. 388, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO SELECT A DIAGNOSTIC READING ASSESSMENT FOR THE READ TO ACHIEVE PROGRAM AMONG THREE ASSESSMENTS APPROVED BY THE STATE BOARD OF EDUCATION.

S.J.R. 403, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DEAN EDWARDS SMITH, LEGENDARY MEN'S BASKETBALL COACH OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL.

S.B. 410, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY.

S.B. 411, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COURT, IN ITS DISCRETION, MAY ALLOW A PERSON WHO WAS CHARGED WITH A NONVIOLENT CRIME WHEN THE PERSON WAS LESS THAN 26 YEARS OLD AND LATER HAD THE CHARGES EXPUNGED AND WHO IS CHARGED WITH A SUBSEQUENT NONVIOLENT CRIME THAT WAS DISMISSED OR FOR WHICH THERE ARE FINDINGS OF NOT GUILTY TO EXPUNGE THE SUBSEQUENT CRIMINAL CHARGES.

S.B. 413, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE GOVERNOR OR THE GENERAL ASSEMBLY TO GRANT UP TO FIVE DAYS OF LEAVE ANNUALLY TO STATE EMPLOYEES AFFECTED BY EMERGENCIES.

S.B. 416, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIRED ONE-YEAR PERIOD OF SEPARATION FOR ABSOLUTE DIVORCE WHEN A SPOUSE IS CONVICTED OF A CERTAIN LEVEL FELONY AND THE CONVICTED FELON'S SPOUSE IS THE NAMED VICTIM.

S.B. 418, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL OFFENSE OF STATUTORY RAPE OR SEXUAL OFFENSE OF A PERSON WHO IS THIRTEEN, FOURTEEN, OR FIFTEEN YEARS OLD TO APPLY TO ANY VICTIM WHO IS FIFTEEN YEARS OF AGE OR YOUNGER.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-SIXTH DAY

Senate Chamber
Monday, March 30, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Tom Apodaca, Chair of the Rules and Operations of the Senate Committee.

The Senate recesses at 2:04 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 7:00 p.m.

RECESS

March 30, 2015

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.J.R. 334, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES. (Res. 2015-4)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator J. Davis:

S.B. 517, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TEACHER ALLOTMENTS FOR GEOGRAPHICALLY ISOLATED K-12 SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator B. Jackson:

S.B. 518, A BILL TO BE ENTITLED AN ACT RELATING TO THE REGULATIONS FOR NEWSPAPER PUBLICATION OF LEGAL NOTICES AND ADVERTISEMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson (Primary Sponsor) and Bryant:

S.B. 519, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO CHILD CUSTODY TO INCORPORATE A PRESUMED SHARED PARENTING STANDARD.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson (Primary Sponsor) and Sanderson:

S.B. 520, A BILL TO BE ENTITLED AN ACT TO MAKE INDECENT EXPOSURE THAT OCCURS ON PRIVATE PREMISES A CRIMINAL OFFENSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator B. Jackson:

S.B. 521, A BILL TO BE ENTITLED AN ACT TO EXCLUDE THE BURNING OF CERTAIN AGRICULTURAL PLASTICS FROM OPEN BURNING PERMITTING REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Robinson, Foushee, Smith-Ingram (Primary Sponsors); Barringer, Hise, Krawiec, Lee, Lowe, Pate, Van Duyn and Waddell:

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S.B. 522, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF MAY OF EACH YEAR AS LUPUS AWARENESS MONTH AND ESTABLISHING AN ADVISORY COUNCIL ON LUPUS WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Curtis, Tucker, Apodaca (Primary Sponsors); Barefoot, Hise, Krawiec and Pate:

S.B. 523, A BILL TO BE ENTITLED AN ACT TO REQUIRE EACH COUNTY TO PAY THE COST OF COMMUNITY COLLEGE REMEDIATION FOR STUDENTS WHO GRADUATED FROM A HIGH SCHOOL IN THAT COUNTY WITHIN THE PAST TWO YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Curtis, Soucek, Tillman (Primary Sponsors); Barefoot, Hise, Krawiec, McInnis, Newton, Pate and Sanderson:

S.B. 524, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE RIGOR OF INSTRUCTION OF THE FOUNDING PRINCIPLES.

Referred to the **Education/Higher Education Committee**.

By Senators Rucho, Rabon, Tillman (Primary Sponsors); Brock, Cook, Hise, McInnis, Newton, Pate, Rabin and Sanderson:

S.B. 526, A BILL TO BE ENTITLED AN ACT TO REDUCE PERSONAL INCOME TAXES; TO MODERNIZE, SIMPLIFY, AND REDUCE BUSINESS TAXES; AND TO ENCOURAGE ECONOMIC DEVELOPMENT THROUGH PHASING IN A SINGLE SALES TAX FACTOR APPORTIONMENT FORMULA AND TARGETING THE DISCRETIONARY INCENTIVE PROGRAMS TO RURAL COUNTIES AND TRANSFORMATIVE INDUSTRIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte (Primary Sponsor); D. Davis, Lowe, Rabin and Waddell:

S.B. 527, A BILL TO BE ENTITLED AN ACT TO PROVIDE SCHOLARSHIPS FOR WOUNDED WARRIORS TO ATTEND A UNIVERSITY OR COMMUNITY COLLEGE MOTORSPORTS PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Soucek (Primary Sponsor); Hise and Krawiec:

S.B. 528, A BILL TO BE ENTITLED AN ACT RESCINDING ALL EXTANT APPLICATIONS BY THE GENERAL ASSEMBLY HERETOFORE MADE DURING ANY SESSION THEREOF TO THE CONGRESS OF THE UNITED STATES OF AMERICA TO CALL A CONVENTION PURSUANT TO THE TERMS OF ARTICLE V OF THE UNITED STATES CONSTITUTION FOR PROPOSING ONE OR MORE AMENDMENTS TO THAT CONSTITUTION AND DIRECTING THAT COPIES OF THIS ACT BE SENT TO SPECIFIED PERSONS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Soucek, Ford (Primary Sponsors); Barefoot, Brock, Daniel, Hise, Krawiec, Newton, Pate, Randleman, Sanderson and Tarte:

S.B. 529, A BILL TO BE ENTITLED AN ACT REQUESTING THE JOINT COMMITTEE ON THE LIBRARY OF CONGRESS TO APPROVE THE REPLACEMENT OF THE STATUE OF CHARLES BRANTLEY AYCOCK IN NATIONAL STATUARY HALL WITH A STATUE OF THE REVEREND WILLIAM FRANKLIN "BILLY" GRAHAM, JR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Soucek (Primary Sponsor) and Krawiec:

S.B. 530, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE INTENT OF THE GENERAL ASSEMBLY TO TRANSITION TO UTILIZING COMPETENCY-BASED LEARNING ASSESSMENTS FOR ALL ELEMENTARY AND SECONDARY STUDENTS IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Jackson:

S.B. 531, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE NEED TO ENSURE THAT EVERY PUBLIC SCHOOL HAS A PULSE OXIMETER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson (Primary Sponsor); Bryant, Smith-Ingram and Waddell:

S.B. 532, A BILL TO BE ENTITLED AN ACT TO MAKE CLAIMANTS INVOLUNTARILY ASEXUALIZED OR INVOLUNTARILY STERILIZED UNDER COUNTY AUTHORITY QUALIFIED RECIPIENTS UNDER THE EUGENICS COMPENSATION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Foushee (Primary Sponsor); Bryant, Clark, Ford, J. Jackson, Lowe, Robinson, Van Duyn and Woodard:

S.B. 533, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE STATE BOARD OF ELECTIONS WEB SITE BY ALLOWING A CITIZEN TO USE THE CITIZEN'S RESIDENTIAL ADDRESS TO ACCESS COMPREHENSIVE ELECTION INFORMATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot (Primary Sponsor) and Krawiec:

S.B. 534, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ISSUES RELATED TO ENSURING PRIVACY OF ONLINE STUDENT DATA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot (Primary Sponsor); Clark, D. Davis and Krawiec:

S.B. 535, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NC WORKS PROGRAM TO PLACE COMMUNITY COLLEGE CAREER COACHES IN HIGH SCHOOLS TO BUILD AWARENESS OF DUAL ENROLLMENT OPPORTUNITIES, TO CONDUCT ACADEMIC AND CAREER ADVISING WITH STUDENTS, AND TO COORDINATE FACULTY AND STAFF PROFESSIONAL DEVELOPMENT ACTIVITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot (Primary Sponsor); Krawiec and Waddell:

S.B. 536, A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCURATE AND COMPLETE DATA TO STUDENTS ON POSTSECONDARY STUDENT RETENTION, GRADUATION, AND EARNINGS OUTCOMES AT NORTH CAROLINA POSTSECONDARY INSTITUTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Barefoot:

S.B. 537, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE EFFICIENCY AND EFFECTIVENESS OF THE THIRD YEAR PRACTICE RULES FOR LAW STUDENTS AS ADOPTED BY THE BOARD OF LAW EXAMINERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot (Primary Sponsor); Clark, D. Davis and Waddell:

S.B. 538, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NCWORKS COMMISSION TO ENHANCE WORKFORCE DEVELOPMENT IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon (Primary Sponsor) and Tarte:

S.B. 539, A BILL TO BE ENTITLED AN ACT TO ENSURE THE DEPARTMENT OF TRANSPORTATION COMPLIES WITH THE REDUCTION IN WORKFORCE REQUIRED BY LAW.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Meredith, Harrington (Primary Sponsors); Daniel, Ford, Hise and Lee:

S.B. 540, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SET FEE AMOUNT FOR THE ISSUANCE OF AN ANNUAL PASS THAT ENTITLES A PASSENGER TO PRIORITY WHEN BOARDING A FERRY PASSENGER VESSEL.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Rabon (Primary Sponsor); Bryant, Ford and Tarte:

S.B. 541, A BILL TO BE ENTITLED AN ACT TO REGULATE TRANSPORTATION NETWORK COMPANIES BY REQUIRING A PERMIT FROM DIVISION OF MOTOR VEHICLES, MAINTENANCE OF LIABILITY INSURANCE, AND BACKGROUND CHECKS FOR DRIVERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabin, Sanderson (Primary Sponsors); Cook, Hartsell, Krawiec and McInnis:

S.B. 542, A BILL TO BE ENTITLED AN ACT ALLOWING CERTIFIED PROFESSIONAL MIDWIVES TO PROVIDE CERTAIN MIDWIFERY SERVICES WITHOUT BEING SUBJECT TO CRIMINAL PENALTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabin, Sanderson (Primary Sponsors); Cook, Hartsell, Krawiec and McInnis:

S.B. 543, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CERTIFIED PROFESSIONAL MIDWIVES LICENSING ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabin, Curtis (Primary Sponsors); Hartsell, Smith-Ingram and Waddell:

S.B. 544, A BILL TO BE ENTITLED AN ACT TO INITIATE AND MAINTAIN A REQUIREMENTS-BASED PROCESS THAT WILL SUPPORT A COST-EFFECTIVE APPROACH TO WORKFORCE DEVELOPMENT INITIATIVES BY ENSURING THAT WORKFORCE DEVELOPMENT ISSUES CONCERNING THE DIRECTION AND CONTENT OF NORTH CAROLINA'S EDUCATION AND TRAINING PROGRAMS ARE RESOLVED BASED ON ANALYSIS THAT ACCURATELY FORECAST THE WORKFORCE REQUIREMENTS OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabin, Sanderson, J. Jackson (Primary Sponsors); Cook, D. Davis, Krawiec, Lowe, Pate and Waddell:

S.B. 545, A BILL TO BE ENTITLED AN ACT TO ENRICH THE STATE'S WORKFORCE BY REQUIRING OCCUPATIONAL LICENSING BOARDS TO LICENSE MILITARY-TRAINED VETERANS WHO PASS A PROFICIENCY EXAMINATION OFFERED BY THE OCCUPATIONAL LICENSING BOARD FOR VETERANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hartsell:

S.B. 546, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH REGULATIONS GOVERNING THE SANITATION OF DEER

PROCESSING ESTABLISHMENTS THAT MAKE CHARITABLE DONATIONS OF VENISON FOR HUMAN CONSUMPTION TO FOOD BANKS AND OTHER NONPROFIT ORGANIZATIONS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Hartsell:

S.B. 547, A BILL TO BE ENTITLED AN ACT REQUIRING THE INTERCONNECTION OF PUBLIC WATER SYSTEMS OR WASTEWATER SYSTEMS TO REGIONAL SYSTEMS WHEN NECESSARY TO PROMOTE PUBLIC HEALTH, PROTECT THE ENVIRONMENT, AND ENSURE COMPLIANCE WITH DRINKING WATER RULES AND TO REQUIRE THAT AN ANALYSIS OF REASONABLE ALTERNATIVES BE DONE BEFORE CONSTRUCTING OR ALTERING A PUBLIC WATER SYSTEM.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Hartsell:

S.B. 548, A BILL TO BE ENTITLED AN ACT TO REESTABLISH THE NORTH CAROLINA PROGRESS BOARD.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Hartsell (Primary Sponsor) and Hise:

S.B. 549, A BILL TO BE ENTITLED AN ACT TO STUDY THE METHODOLOGY BY WHICH TO MOVE THE STATE PUBLIC HEALTH SYSTEM FROM A COUNTY-BASED SYSTEM TO A SYSTEM INVOLVING THREE REGIONAL PUBLIC HEALTH AUTHORITIES AND TO STUDY THE CREATION OF A STATE HEALTH IMPROVEMENT ANALYTICS CENTER.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Daniel, Newton, Soucek (Primary Sponsors); Brock, Cook, Hise, Krawiec and Tarte:

S.B. 550, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RELIGIOUS FREEDOM RESTORATION ACT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Daniel and Gunn (Primary Sponsors):

S.B. 551, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HEALTHY OUT-OF-SCHOOL TIME (HOST) RECOGNITION PROGRAM; TO REQUIRE THAT THE DEPARTMENT OF PUBLIC INSTRUCTION COMPLIES WITH FEDERAL LAW IN THE ADMINISTRATION OF 21ST CENTURY COMMUNITY LEARNING GRANTS AND DOES NOT EXCEED MINIMUM REQUIREMENTS UNDER FEDERAL LAW IN REGARD TO THE AWARD OF FUNDS TO SUB-GRANTEES; AND TO MODIFY THE AFTER-SCHOOL COMPETITIVE GRANT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

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By Senator Daniel:

S.B. 552, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MAXIMUM CUMULATIVE TOTAL CIVIL PENALTY PER LAND-DISTURBING PROJECT FOR A FIRST-TIME VIOLATION UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973, TO AUTHORIZE THE REMISSION OF CIVIL PENALTIES UNDER THIS ACT, TO REQUIRE THAT A PERSON ASSESSED A CIVIL PENALTY IS NOTIFIED OF THE OPTION TO REQUEST A REMISSION OF THE CIVIL PENALTY AND, FOR FIRST-TIME VIOLATORS, NOTIFIED THAT FIRST-TIME VIOLATORS CANNOT BE ASSESSED MORE THAN A MAXIMUM CIVIL PENALTY WHEN ANY CONTINUING ENVIRONMENTAL DAMAGE IS ABATED WITHIN ONE HUNDRED EIGHTY DAYS, AND TO REQUIRE THAT FIRST-TIME VIOLATORS BE OFFERED ASSISTANCE IN DEVELOPING CORRECTIVE MEASURES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel (Primary Sponsor); Brock, B. Jackson and Krawiec:

S.B. 553, A BILL TO BE ENTITLED AN ACT TO LIMIT ACCESS TO PUBLIC RECORDS TO NORTH CAROLINA CITIZENS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith, Curtis, Tillman (Primary Sponsors); Lee and Smith-Ingram:

S.B. 554, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO LOCAL BOARDS OF EDUCATION TO ENTER INTO LEASES FOR SCHOOL BUILDINGS AND OTHER FACILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Stein (Primary Sponsors) and D. Davis:

S.B. 555, A BILL TO BE ENTITLED AN ACT TO ENACT THE STUDENT READING ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Harrington, Tucker, Soucek (Primary Sponsors); Cook and B. Jackson:

S.B. 556, A BILL TO BE ENTITLED AN ACT TO CREATE A SOURCE OF POOLED PLANNING FUNDS FOR STATE CAPITAL IMPROVEMENT PROJECTS; TO GIVE THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT CERTAIN POWERS WITH RESPECT TO OVERSIGHT OF STATE CAPITAL IMPROVEMENTS; AND TO MAKE CHANGES RELATED TO STATE CAPITAL IMPROVEMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.B. 557, A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO CREATE A PHARMACY PERMIT EXEMPTION AND A DEVICE AND MEDICAL EQUIPMENT PERMIT EXEMPTION FOR THE DISPENSING AND DELIVERY OF HOME RENAL PRODUCTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor) and Ford:

S.B. 558, A BILL TO BE ENTITLED AN ACT ALLOWING CHIROPRACTIC STUDENTS AT ACCREDITED CHIROPRACTIC COLLEGES TO PARTICIPATE IN PRECEPTORSHIP PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

S.B. 559, A BILL TO BE ENTITLED AN ACT ADOPTING THE LINVILLE CAVERNS SPIDER AS THE STATE'S OFFICIAL SPIDER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor); Clark and Tarte:

S.B. 560, A BILL TO BE ENTITLED AN ACT TO RECODIFY, REORGANIZE, AND CLARIFY THE PROVISIONS OF THE GOVERNMENT DATA ANALYTICS CENTER STATUTE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barefoot, Rucho (Primary Sponsors) and Krawiec:

S.B. 561, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PLAN TO ENSURE THAT STUDENTS WHO COMPLETE HIGH SCHOOL ARE READY TO BEGIN COMMUNITY COLLEGE COURSE WORK WITHOUT NEED FOR REMEDIATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 562, A BILL TO BE ENTITLED AN ACT TO ENACT THE ENERGY INVESTMENT ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 563, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE COMMUNITY ASSOCIATION MANAGERS LICENSURE ACT AND REQUIRING REGISTRATION OF ALL COMMUNITY ASSOCIATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 564, A BILL TO BE ENTITLED AN ACT AMENDING THE UNEMPLOYMENT INSURANCE LAWS TO CLARIFY THAT A DIRECT SELLER IS NOT AN EMPLOYEE.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Tarte:

S.B. 565, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN ONE YEAR AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 566, A BILL TO BE ENTITLED AN ACT TO PROVIDE OPTIONS FOR THE DISPOSITION OF MINIMAL PROPERTY TAX REFUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 567, A BILL TO BE ENTITLED AN ACT TO REQUIRE FINANCIAL RESPONSIBILITY FOR OPERATORS OF DIGITALLY DISPATCHED PREARRANGED TRANSPORTATION SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte (Primary Sponsor) and Hartsell:

S.B. 568, A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND TRANSFORM HEALTH CARE PURCHASING IN NORTH CAROLINA AND TO CONSOLIDATE THE LME/MCO REGIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 569, A BILL TO BE ENTITLED AN ACT REQUIRING THAT ELECTRIC UTILITIES PROVIDE CERTAIN ACCESS TO CUSTOMER INFORMATION AND MAINTAIN THE CONFIDENTIALITY OF THAT INFORMATION, REQUIRING AN ELECTRIC UTILITY TO PROVIDE STANDARD ELECTRICITY USAGE DATA TO CUSTOMERS AS A COMPONENT OF BASIC SERVICE; REQUIRING AN ELECTRIC UTILITY TO PROVIDE NONSTANDARD ELECTRICITY USAGE DATA TO CUSTOMERS UNDER CERTAIN CIRCUMSTANCES; AUTHORIZING THE UTILITIES COMMISSION TO SET A REASONABLE FEE FOR AN ELECTRIC UTILITY TO PROVIDE NONSTANDARD ELECTRICITY USAGE DATA; AND AUTHORIZING THE DISCLOSURE OF AGGREGATE ELECTRICITY USAGE DATA TO THIRD PARTIES FOR CERTAIN PURPOSES UNDER CERTAIN CIRCUMSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bryant, McKissick, and Daniel (Primary Sponsors):

S.B. 570, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A BOATING VIOLATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bryant, J. Davis, Foushee (Primary Sponsors); D. Davis, Lowe and Waddell:

S.B. 571, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE APPEAL OF DENIAL OF DISTRIBUTIONS TO PSAPS MADE BY THE 911 BOARD, AND TO EXPAND THE USES OF THE PSAP FUND BALANCES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Cook (Primary Sponsor) and B. Jackson:

S.B. 572, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO FARMERS BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO STUDY BRIDGE WEIGHT RESTRICTIONS IN AGRICULTURAL AREAS, AND THE REGULATIONS GOVERNING TRANSPORT OF FUEL FOR AGRICULTURAL USE BY FARM VEHICLES, AND BY REQUIRING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY REGULATORY BARRIERS TO INCREASING DRAINAGE OF AGRICULTURAL LANDS IMPACTED BY SEA LEVEL CHANGE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Cook, Tillman, Sanderson (Primary Sponsors); Brock, McInnis and Newton:

S.B. 573, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE AND PROMOTE THE AQUACULTURE AND OYSTER CULTIVATION INDUSTRIES BY CREATING AN ENTITY WITHIN THE NORTH CAROLINA ECONOMIC DEVELOPMENT PARTNERSHIP FOCUSED ON SHELLFISH AND AQUACULTURE, BY REDUCING REGULATORY BARRIERS TO SHELLFISH LEASING THROUGH REMOVAL OF OUTDATED REQUIREMENTS FOR SHELLFISH LEASING, AND EXTENSION OF LEASE TERMS, BY REQUIRING THE DIVISION OF MARINE FISHERIES TO DEVELOP A PROPOSAL TO REPEAL THE CORE SOUND SHELLFISH LEASING MORATORIUM, BY CREATING A PROGRAM FOR THE PERMITTING OF MARINE AQUACULTURE ACTIVITIES IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, AND BY CLARIFYING THE SCOPE OF AUTHORITY OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES AND THE MARINE FISHERIES COMMISSION WITH RESPECT TO MARINE AQUACULTURE ACTIVITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Pate, Tucker (Primary Sponsors) and Hartsell:

S.B. 574, A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND STABILIZE NORTH CAROLINA'S MEDICAID PROGRAM THROUGH PROVIDER-LED CAPITATED HEALTH PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Tucker:

S.B. 575, A BILL TO BE ENTITLED AN ACT TO MAKE LEGISLATIVE CHANGES TO FACILITATE THE WORK OF THE BOUNDARY COMMISSION IN CONFIRMING AND REESTABLISHING THE ORIGINAL BOUNDARY EXISTING BETWEEN THE STATES OF NORTH AND SOUTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tucker and Stein (Primary Sponsors):

S.B. 576, A BILL TO BE ENTITLED AN ACT TO ENACT THE FAIR COMPETITION AND EMPLOYEE CLASSIFICATION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barringer, Lee, and Daniel (Primary Sponsors):

S.B. 577, A BILL TO BE ENTITLED AN ACT TO PROVIDE CLARIFICATION FOR THE RETITLING OF A MANUFACTURED HOME THAT IS REMOVED FROM REAL PROPERTY AFTER THE ORIGINAL TITLE HAS BEEN CANCELLED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Barringer, Hise, and Tucker (Primary Sponsors):

S.B. 578, A BILL TO BE ENTITLED AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator B. Jackson:

S.B. 579, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT IT IS UNLAWFUL TO CARRY A FIREARM INTO CERTAIN STATE MANAGED AGRICULTURAL FAIRS UNLESS PROVIDED OTHERWISE BY RULES REGULATING THE FAIR AND TO PROVIDE THAT THE COMMISSIONER OF AGRICULTURE WITH THE APPROVAL OF THE STATE BOARD OF AGRICULTURE HAS THE AUTHORITY TO ADOPT RULES THAT ALLOW A PERSON WITH A VALID CONCEALED HANDGUN PERMIT TO CARRY A HANDGUN INTO THOSE AGRICULTURAL FAIRS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Pate, Meredith, Rabin (Primary Sponsors); Barefoot, Cook, D. Davis, Harrington, Hise, Krawiec, Lee, Lowe, Newton, Soucek, Waddell and Woodard:

S.R. 580, A SENATE RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO OUR VETERANS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Pate (Primary Sponsor) and D. Davis:

S.B. 581, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE PROCESS FOR ACCEPTING SUBDIVISION STREETS DEDICATED AS PUBLIC ON THE STATE HIGHWAY SYSTEM FOR MAINTENANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Pate:

S.B. 582, A BILL TO BE ENTITLED AN ACT TO ALLOW THIRD-PARTY PREMIUM PAYMENTS FOR HEALTH BENEFIT PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Woodard, Robinson, Lowe (Primary Sponsors) and Van Duyn:

S.B. 583, A BILL TO BE ENTITLED AN ACT RECOGNIZING JUNETEENTH OBSERVANCE DAY IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Lowe, Smith-Ingram (Primary Sponsors); Robinson and Van Duyn:

S.B. 584, A BILL TO BE ENTITLED AN ACT CREATING A PERMANENT STATEWIDE POVERTY TASK FORCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Robinson, and Lowe (Primary Sponsors):

S.B. 585, A BILL TO BE ENTITLED AN ACT TO CREATE THE HISTORICALLY BLACK COLLEGES AND UNIVERSITIES ADVISORY BOARD.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Smith (Primary Sponsors) and Robinson:

S.B. 586, A BILL TO BE ENTITLED AN ACT TO CREATE A LOCAL FOOD SOURCING TAX CREDIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Smith-Ingram (Primary Sponsors) and Lowe:

S.B. 587, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SUBMISSION OF VOTED ABSENTEE BALLOTS BY PRE-ADDRESSED ENVELOPES, POSTAGE PAID UPON RETURN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Tarte (Primary Sponsors); J. Davis and Sanderson:

S.B. 588, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators J. Jackson, Bingham, and Tucker (Primary Sponsors):

S.B. 589, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF "FELONY OFFENSE" FOR PURPOSES OF THE HABITUAL FELON LAW.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Bingham, Stein (Primary Sponsors) and Waddell:

S.B. 590, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REGISTERED SEX OFFENDERS CONVICTED OF CERTAIN SEX OFFENSES AT THE FEDERAL LEVEL OR IN ANOTHER STATE ARE PROHIBITED FROM BEING ON CERTAIN PREMISES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Blue, Woodard (Primary Sponsors); D. Davis, Hartsell, Soucek, Tarte and Waddell:

S.J.R. 591, A JOINT RESOLUTION HONORING THE ACHIEVEMENTS OF COACH MIKE KRZYZEWSKI.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis (Primary Sponsor) and B. Jackson:

S.B. 592, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPLICATION PROCESS FOR PRESENT USE VALUE LAND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis (Primary Sponsor) and Brock:

S.B. 593, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF INSTRUCTION AT THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis (Primary Sponsor) and Lee:

S.B. 594, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TEACH FOR NORTH CAROLINA PILOT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis (Primary Sponsor); Brock and Pate:

S.B. 595, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON REQUIRED TO REGISTER AS A SEX OFFENDER WHO INTENDS TO ENROLL IN A COMMUNITY COLLEGE MUST PROVIDE NOTICE OF THE PERSON'S STATUS TO THE OFFICE OF THE REGISTRAR PRIOR TO ENROLLMENT AND TO PROVIDE THAT THE PERSON MAY NOT ATTEND ANY CLASS THAT IS OFFERED AS PART OF A PROGRAM FOR EARLY COLLEGE STUDENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Newton, Wade (Primary Sponsors); Brock, Daniel and Hise:

S.B. 596, A BILL TO BE ENTITLED AN ACT TO CLARIFY EXISTING LAW REGARDING THE ENFORCEMENT OF FOREIGN-COUNTRY JUDGMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Soucek, Curtis (Primary Sponsors) and Rabin:

S.B. 597, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES AND REVISIONS TO VARIOUS STATUTES IN CHAPTER 115C OF THE GENERAL STATUTES TO REFLECT CURRENT PRACTICES IN EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Pate, B. Jackson (Primary Sponsors) and Hartsell:

S.B. 598, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, POLICIES REGARDING APPROACHES TO ADDRESSING THE REPORTING OF SUBSTANCE-EXPOSED NEWBORNS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Meredith, and Robinson (Primary Sponsors):

S.B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE CLEARANCE OF WRECKED VEHICLES AND OTHER TRAFFIC OBSTACLES FROM PUBLIC HIGHWAYS, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Meredith, Rabon, and Lowe (Primary Sponsors):

S.B. 600, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY HOW TO IMPLEMENT AUTONOMOUS VEHICLE TECHNOLOGY ON THE ROADS AND HIGHWAYS OF THIS STATE, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein (Primary Sponsor); Robinson and Van Duyn:

S.B. 601, A BILL TO BE ENTITLED AN ACT TO PROHIBIT OPERATORS OF CERTAIN ONLINE SERVICES FROM DISCLOSING, SELLING, OR TARGETING ADVERTISING BASED ON STUDENT DATA GATHERED FROM THOSE SERVICES AND TO REQUIRE CONTRACTS FOR ONLINE SERVICES TO PROTECT STUDENT DATA.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Stein (Primary Sponsor) and Van Duyn:

S.B. 602, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO REQUIRE A SPECIFIC PORTION OF LOTTERY PROCEEDS TO BE ALLOCATED TO PRE-K AND HIGHER EDUCATION ASSISTANCE PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Stein and B. Jackson (Primary Sponsors):

S.B. 603, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES AND CERTAIN NON-STATE ENTITIES TO DEVELOP, IMPLEMENT, AND MAINTAIN INFORMATION SYSTEMS THAT PROVIDE UNIFORM, PROGRAM-LEVEL ACCOUNTABILITY INFORMATION REGARDING THE PROGRAMS OPERATED BY THOSE AGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Randleman, Krawiec, Daniel (Primary Sponsors); Brock, Cook, Hise, Newton, Sanderson, Soucek and Tarte:

S.B. 604, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FACILITIES WHERE ABORTIONS ARE PERFORMED MUST COMPLY WITH CERTAIN CERTIFICATION REQUIREMENTS, TO REQUIRE PHYSICIANS WHO PERFORM ABORTIONS AFTER THE SIXTEENTH AND TWENTIETH WEEK OF PREGNANCY TO PROVIDE CERTAIN INFORMATION TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO INCLUDE IN THE LIST OF AGGRAVATING FACTORS THAT THE DEFENDANT KNEW OR SHOULD HAVE KNOWN THAT A MINOR WAS WITNESSING THE CRIME BY SIGHT OR HEARING, AND TO APPROPRIATE FUNDS TO ASSIST WITH THE DEVELOPMENT OF A STATE-OF-THE-ART PERINATAL RESOURCE CENTER AT UNC HOSPITALS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho, Rabon, and Tillman (Primary Sponsors):

S.B. 605, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE REVENUE LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho, Meredith, Brock (Primary Sponsors) and Rabon:

S.B. 606, A BILL TO BE ENTITLED AN ACT TO AMEND THE INCOME TAX LAWS OF THE STATE IN ANTICIPATION OF A CONSTITUTIONAL AMENDMENT TO MAKE CLEAR THAT THE CONSTITUTIONAL AMENDMENT APPLIES ONLY TO THE PERCENTAGE RATE OF TAX IMPOSED AND NOT OTHER CHANGES AFFECTING INCOME TAX LIABILITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho, Meredith, Brock (Primary Sponsors); Newton and Rabon:

S.B. 607, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROVIDE THAT ANY INCREASE IN THE PERCENTAGE RATE OF TAX IMPOSED ON INCOME BY THE STATE OR AUTHORIZED BY THE STATE TO BE IMPOSED BY POLITICAL SUBDIVISIONS OF THE STATE MUST RECEIVE THE AFFIRMATIVE VOTE OF TWO-THIRDS OF THE MEMBERS OF EACH CHAMBER PRESENT AND VOTING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho (Primary Sponsor) and Rabon:

S.B. 608, A BILL TO BE ENTITLED AN ACT TO CONVERT THE LOCAL SALES AND USE TAXES AUTHORIZED UNDER ARTICLES 39, 40, AND 42 TO A STATE SALES AND USE TAX, TO DISTRIBUTE THE REVENUE FROM THE CONVERTED TAX AS A LOCAL SOURCE OF REVENUE, TO ESTABLISH A BASE ALLOCATION BASED ON THE AMOUNT OF REVENUE RECEIVED BY A COUNTY OR CITY IN FISCAL YEAR 2013-2014, AND TO ALLOCATE ANY GROWTH IN THE SALES TAX REVENUE FROM THE CONVERTED TAX ON A PER CAPITA BASIS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Davis:

S.B. 609, A BILL TO BE ENTITLED AN ACT TO REQUIRE PRESCRIBERS AND DISPENSERS TO REVIEW INFORMATION IN THE CONTROLLED SUBSTANCES REPORTING SYSTEM PRIOR TO PRESCRIBING OR DISPENSING A CONTROLLED SUBSTANCE TO A PATIENT AND TO MAKE A VIOLATION OF THAT REQUIREMENT A CRIMINAL OFFENSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith-Ingram, Van Duyn, and Foushee (Primary Sponsors):

S.B. 610, A BILL TO BE ENTITLED AN ACT TO ENSURE HEALTHY PREGNANCIES FOR FEMALE PRISONERS AND DETAINEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith-Ingram, Van Duyn, and Foushee (Primary Sponsors):

S.B. 611, A BILL TO BE ENTITLED AN ACT TO ENACT THE INCARCERATED WOMEN INTERESTED IN LEARNING AND LIVING ACT TO PROVIDE FOR MAMMOGRAMS FOR INCARCERATED WOMEN AND TO APPROPRIATE FUNDS FOR HOUSING ASSISTANCE FOR FEMALE OFFENDERS REENTERING THE COMMUNITY.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Van Duyn, Smith-Ingram (Primary Sponsors) and Woodard:

S.B. 612, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT TO INCLUDE SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION TO THE LIST OF CLASSIFICATIONS COVERED BY THE STATE'S EQUAL EMPLOYMENT OPPORTUNITY LAW AND REQUIRING LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES FOR NONDISCRIMINATION IN EMPLOYMENT, INCLUDING SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION AMONG THE COVERED CLASSIFICATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Bryant (Primary Sponsors) and Smith-Ingram:

S.B. 613, A BILL TO BE ENTITLED AN ACT TO (1) PROHIBIT THE USE OF DISCRIMINATORY PROFILING BY LAW ENFORCEMENT OFFICERS IN THE PERFORMANCE OF THEIR DUTIES; (2) AMEND THE TYPES OF INFORMATION REQUIRED TO BE REPORTED BY CERTAIN LAW ENFORCEMENT AGENCIES CONCERNING TRAFFIC LAW ENFORCEMENT; (3) REQUIRE CERTAIN LAW ENFORCEMENT AGENCIES TO REPORT CERTAIN INFORMATION CONCERNING HOMICIDES; (4) REQUIRE LAW ENFORCEMENT OFFICERS TO RECEIVE ANNUAL EDUCATION AND TRAINING CONCERNING DISCRIMINATORY PROFILING; (5) AUTHORIZE THE USE OF CITIZEN REVIEW BOARDS TO INVESTIGATE OR REVIEW ALLEGATIONS OF CERTAIN POLICE MISCONDUCT; AND (6) REQUIRE THAT CERTAIN TRAINING BE PROVIDED TO MEMBERS OF NEIGHBORHOOD CRIME WATCH PROGRAMS ESTABLISHED BY COUNTIES AND CITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick and Cook (Primary Sponsors):

S.B. 614, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EXPANSION OF RIGHTS UNDER EXISTING LAW PERTAINING TO GRANDPARENT VISITATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith-Ingram, D. Davis (Primary Sponsors) and Van Duyn:

S.B. 615, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE DEVELOPMENT OF RURAL TRANSPORTATION INFRASTRUCTURE AND BROADBAND CONNECTIVITY BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO STUDY PROVIDING FOR THE CREATION OF A STATE BROADBAND PLAN BY THE OFFICE OF THE STATE CHIEF INFORMATION OFFICER AND BY SPECIFYING THAT BROADBAND SERVICE PROVIDERS MAY OFFER COMMUNICATIONS AND BROADBAND SERVICES IN AREAS WHERE THE INCUMBENT SERVICE PROVIDER IS NOT PROVIDING BROADBAND SERVICE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith-Ingram and D. Davis (Primary Sponsors):

S.B. 616, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE TO PROVIDE MOBILE NETWORKS CAREER CENTERS TO AREAS OF THE STATE THAT ARE NOT SERVED BY FIXED CENTER SITES AND TO HELP DISPLACED WORKERS IN UNDERSERVED AREAS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wade, Brock, and B. Jackson (Primary Sponsors):

S.B. 617, A BILL TO BE ENTITLED AN ACT TO REFORM VARIOUS PROVISIONS OF THE LAW RELATED TO LOCAL GOVERNMENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wade:

S.B. 618, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENT FOR FISCAL ANALYSIS FOR PURPOSES OF PERIODIC REVIEW OF EXISTING RULES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Stein, and Newton (Primary Sponsors):

S.B. 619, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.02 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE OR REFUSAL TO SUBMIT TO A CHEMICAL ANALYSIS; TO PROVIDE THAT WHERE A PERSON HAS COMMITTED AN IMPLIED-CONSENT OFFENSE AND APPLICABLE LAW REQUIRES A MANDATORY REVOCATION OF THE PERSON'S DRIVERS LICENSE, A REQUEST FOR A HEARING DOES NOT STAY THE REVOCATION; TO REQUIRE IGNITION INTERLOCK SYSTEM RESTRICTIONS ON A LIMITED DRIVING PRIVILEGE ISSUED TO ANYONE WHO IS CONVICTED OF AN ALCOHOL-RELATED OFFENSE OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL AND BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS; TO REQUIRE AN EXTENSION OF THE IGNITION INTERLOCK REQUIREMENT PERIOD FOR ANY PERSON WHO VIOLATES THE CONDITIONS FOR RESTORING THE PERSON'S DRIVERS LICENSE AFTER CERTAIN DRIVING WHILE IMPAIRED CONVICTIONS; TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM; TO MODIFY THE HABITUAL IMPAIRED DRIVING STATUTE; AND TO MAKE VARIOUS OTHER CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Daniel, Meredith (Primary Sponsors); Ford and Lee:

S.B. 620, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PURPOSES FOR WHICH THE DEPARTMENT OF TRANSPORTATION

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MAY ENGAGE THE SERVICES OF PRIVATE LEGAL COUNSEL, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Meredith, Rabon, Lowe (Primary Sponsors) and B. Jackson:

S.B. 621, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO SEND MOTOR VEHICLE REGISTRATION RENEWAL NOTIFICATION BY ELECTRONIC MEANS UPON RECEIVING WRITTEN CONSENT FROM THE OWNER OF THE MOTOR VEHICLE.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Krawiec:

S.B. 622, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF UNMANNED AIRCRAFT SYSTEMS BY LAW ENFORCEMENT AGENCIES TO PHOTOGRAPH GATHERINGS OF PERSONS ON PRIVATE PROPERTY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham (Primary Sponsor) and Wells:

S.B. 623, A BILL TO BE ENTITLED AN ACT TO AMEND THE FEE SCHEDULE AND EXPIRED REGISTRATION RENEWAL PROCEDURES FOR THE BOARD OF BARBER EXAMINERS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham (Primary Sponsor); Brock, Cook and Hise:

S.B. 624, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN EMPLOYEES AND VOLUNTEERS AT PRIVATE SCHOOLS MAY CARRY CERTAIN WEAPONS ON EDUCATIONAL PROPERTY WHEN AUTHORIZED BY THE SCHOOL BOARD OF TRUSTEES OR SCHOOL ADMINISTRATIVE DIRECTOR AND TO PROVIDE THAT A PERSON WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY A CONCEALED HANDGUN ON EDUCATIONAL PROPERTY THAT IS THE LOCATION OF BOTH A SCHOOL AND A PLACE OF RELIGIOUS WORSHIP WHEN THE PERSON IS ATTENDING WORSHIP SERVICES AND OTHER SACERDOTAL FUNCTIONS AT THE PLACE OF RELIGIOUS WORSHIP.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bingham (Primary Sponsor) and Lowe:

S.B. 625, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUES REGARDING FRAUDULENT INTERNET DEGREES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Bryant, D. Davis, Woodard (Primary Sponsors); Smith-Ingram and Van Duyn:

S.B. 626, A BILL TO BE ENTITLED AN ACT TO AMEND THE EXPUNCTION LAWS TO SHORTEN THE WAITING PERIOD REQUIRED TO OBTAIN SOME EXPUNCTIONS, TO MAKE SOME EXPUNCTIONS MORE AVAILABLE FOR CERTAIN PERSONS DEDICATED TO MOVING BEYOND THEIR CRIMINAL RECORDS, AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF JUSTICE TO ASSIST WITH THE ADDITIONAL COSTS OF CRIMINAL RECORD CHECKS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 627, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONDUCT A STUDY ON MATTERS PERTAINING TO ACCESS TO POLLING SITES AND THE BALLOT BOX.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock, Rucho, B. Jackson (Primary Sponsors); Cook, Hise, Rabon and Tarte:

S.B. 628, A BILL TO BE ENTITLED AN ACT TO PROVIDE RECOVERY OF CAPITAL RELATED COSTS INCURRED BY A NATURAL GAS UTILITY FOR CONSTRUCTING NATURAL GAS INFRASTRUCTURE FOR A LARGE MANUFACTURING EMPLOYER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 629, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE AND INCREASE ENERGY EFFICIENCY IN NORTH CAROLINA BY REMOVING CERTAIN CAPS AND LIMITS IN THE RENEWABLE ENERGY PORTFOLIO STANDARDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 630, A BILL TO BE ENTITLED AN ACT TO ALLOW LICENSED PRIVATE INVESTIGATORS TO ACCESS THE ADMINISTRATIVE OFFICE OF THE COURTS REAL-TIME CRIMINAL RECORDS INFORMATION SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 631, A BILL TO BE ENTITLED AN ACT TO ELIMINATE MANDATORY ANNUAL TRAINING FOR LOCAL BOARDS OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Brock:

S.B. 632, A BILL TO BE ENTITLED AN ACT TO ALLOW GARNISHMENT OF A JUDGMENT DEBTOR'S WAGES UPON A FINAL JUDGMENT AWARDING MONEY DAMAGES IN A CIVIL ACTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock (Primary Sponsor) and Krawiec:

S.B. 633, A BILL TO BE ENTITLED AN ACT TO MAKE STATE AND LOCAL GOVERNMENTS MORE TRANSPARENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 634, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROHIBITION ON OPERATING A MOTOR VEHICLE IN A PASSING LANE AT LESS THAN THE SPEED LIMIT OR WHEN IMPEDING THE STEADY FLOW OF TRAFFIC AND TO INCREASE THE MONETARY PENALTY FOR COMMITTING A VIOLATION OF THAT PROHIBITION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tarte:

S.B. 635, A BILL TO BE ENTITLED AN ACT TO STUDY BENEFICIAL USES OF COAL COMBUSTION BY-PRODUCTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte and Brock (Primary Sponsors):

S.B. 636, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO CONSOLIDATE OFFICE SPACE USED BY STATE AGENCIES; TO REQUIRE THE CONVERSION OF MOST EXISTING PUBLIC RECORDS INTO DIGITAL FORMAT; TO REQUIRE THAT FUTURE PUBLIC RECORDS BE STORED DIGITALLY; AND TO REQUIRE THE SALE OR DISPOSITION OF STATE-OWNED OR STATE-LEASED REAL PROPERTY THAT IS NO LONGER NEEDED AS A RESULT OF THE ACTIONS TAKEN UNDER THIS ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte and Stein (Primary Sponsors):

S.B. 637, A BILL TO BE ENTITLED AN ACT TO INCREASE EFFICIENCY IN THE ADMINISTRATION OF AFTER TAX BENEFIT PLANS BY THE UNIVERSITY OF NORTH CAROLINA BY EXEMPTING THE UNIVERSITY FROM CERTAIN OBSOLETE REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tarte, Stein (Primary Sponsors) and Hartsell:

S.B. 638, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE BOARD OF GOVERNORS OR THE PRESIDENT OF THE UNIVERSITY OF NORTH CAROLINA MAY ENGAGE PRIVATE LEGAL COUNSEL AND

RESOLVE LITIGATION CONCERNING THE UNIVERSITY SYSTEM WITH THE CONCURRENCE OF THE ATTORNEY GENERAL, TO AUTHORIZE THE PRESIDENT OF THE UNIVERSITY SYSTEM TO CREATE SELF-INSURANCE TRUSTS OR A COMBINATION OF INSURANCE AND SELF-INSURANCE TRUSTS FOR THE UNIVERSITY SYSTEM, AND TO MAKE VARIOUS BUDGETARY AMENDMENTS THAT PROVIDE THE UNIVERSITY SYSTEM GREATER FLEXIBILITY REGARDING THE USE OF ITS STATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Tarte:

S.B. 639, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MOTOR FUEL EXCISE TAX RATE, TO ESTABLISH A TRANSPORTATION INFRASTRUCTURE ACCESS FEE, TO IMPOSE A ROAD USAGE TAX ON CERTAIN MOTOR CARRIERS, TO ELIMINATE THE STATUTORY TRANSFER OF PROCEEDS FROM THE MOTOR FUEL EXCISE TAX, AND TO PROHIBIT THE CONSTRUCTION OF TOLL PROJECTS UNLESS AUTHORIZED PURSUANT TO A LOCAL GOVERNMENT REFERENDUM.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Tarte:

S.B. 640, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO STAFFING THE PUBLIC SCHOOLS WITH AN ADEQUATE NUMBER OF SCHOOL NURSES TO MEET THE NEEDS OF STUDENTS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Tarte:

S.B. 641, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE AND ENSURE UNIFORMITY OF CONCEALED HANDGUN PERMIT APPLICATIONS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Barringer:

S.B. 642, A BILL TO BE ENTITLED AN ACT RAISING THE CEILING FOR FEES UNDER THE PSYCHOLOGY PRACTICE ACT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Lee, Barringer, and Daniel (Primary Sponsors):

S.B. 643, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR CORRECTING TYPOGRAPHICAL, OBVIOUS DESCRIPTION, OR OTHER MINOR ERRORS IN RECORDED INSTRUMENTS.

Referred to the **Rules and Operations of the Senate Committee.**

March 30, 2015

By Senator Smith-Ingram:

S.B. 644, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MORATORIUM ON CARRYING OUT THE DEATH PENALTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Brown (Primary Sponsors) and D. Davis:

S.B. 645, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE GROWTH AND DEVELOPMENT TASK FORCE AND TO APPROPRIATE FUNDS FOR THAT PURPOSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Sanderson:

S.B. 646, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY FOR A PERSON, FOR REMUNERATION, TO ASSIST ANOTHER INDIVIDUAL TO COMMIT SUICIDE AND TO MAKE IT UNLAWFUL TO MANUFACTURE, SELL, DISTRIBUTE, OR POSSESS IN THIS STATE A EUTHANASIA DEVICE DESIGNED TO ASSIST AN INDIVIDUAL TO COMMIT SUICIDE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson and B. Jackson (Primary Sponsors):

S.B. 647, A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson (Primary Sponsor); Brock, Cook, Hise, B. Jackson, Newton, Pate and Rabin:

S.B. 648, A BILL TO BE ENTITLED AN ACT TO EXEMPT FIREARMS, FIREARM ACCESSORIES, AND AMMUNITION MANUFACTURED AND RETAINED IN NORTH CAROLINA FROM FEDERAL REGULATION UNDER THE COMMERCE CLAUSE OF THE CONSTITUTION OF THE UNITED STATES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Brock, Hise (Primary Sponsors); Cook, Hartsell, Krawiec, McInnis and Rabin:

S.B. 649, A BILL TO BE ENTITLED AN ACT TO PERMIT STUDENTS WHO ATTEND A PUBLIC SCHOOL, PRIVATE SCHOOL, OR HOME SCHOOL WITHOUT AN INTERSCHOLASTIC ATHLETICS PROGRAM IN A GIVEN SPORT OR PARTICULAR EXTRACURRICULAR ACTIVITY TO PARTICIPATE IN THAT ACTIVITY AT A PUBLIC HIGH SCHOOL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabin, Tarte, Sanderson (Primary Sponsors) and Brock:

S.B. 650, A BILL TO BE ENTITLED AN ACT TO ADD TRANSPARENCY TO CERTAIN ELECTIONS BY REQUIRING THAT

ELECTIONS CURRENTLY CONDUCTED ON A NONPARTISAN BASIS BE CONDUCTED ON A PARTISAN BASIS AND TO MAKE VARIOUS CONFORMING STATUTORY CHANGES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Stein:

S.B. 651, A BILL TO BE ENTITLED AN ACT TO REORGANIZE, RENAME, AND RENUMBER VARIOUS SEXUAL OFFENSES TO MAKE THEM MORE EASILY DISTINGUISHABLE FROM ONE ANOTHER AS RECOMMENDED BY THE NORTH CAROLINA COURT OF APPEALS IN “STATE OF NORTH CAROLINA V. SLADE WESTON HICKS, JR.”.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Stein and Barringer (Primary Sponsors):

S.B. 652, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RE-HOMING OF AN ADOPTED MINOR CHILD AND MAKE CONFORMING STATUTORY CHANGES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Stein and Bingham (Primary Sponsors):

S.B. 653, A BILL TO BE ENTITLED AN ACT TO CREATE PROTECTIONS FOR SENIOR CITIZENS AND OTHER CONSUMERS RELATED TO RESIDENTIAL CONTRACTORS; TO REQUIRE THE ATTORNEY GENERAL TO OPERATE A DATABASE THAT CAN BE USED TO INVESTIGATE POTENTIAL FINANCIAL EXPLOITATION OF ADULTS; AND TO REQUIRE THAT FINANCIAL INSTITUTIONS REPORT POTENTIAL FINANCIAL EXPLOITATION OF OLDER ADULTS TO THE ATTORNEY GENERAL.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Lee:

S.B. 654, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVISIONS OF THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Lee and Sanderson (Primary Sponsors):

S.B. 655, A BILL TO BE ENTITLED AN ACT TO PROVIDE CLARIFICATION THAT MEMBERS OF THE STATE PORTS AUTHORITY MAY BE DOMICILED IN THE DISTRICT OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OR THE NORTH CAROLINA SENATE IN WHICH A STATE PORT IS LOCATED.

Referred to the **Rules and Operations of the Senate Committee.**

March 30, 2015

By Senator Lee:

S.B. 656, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY AND DUTIES OF INDUSTRIAL COMMISSION FRAUD INVESTIGATORS AND MAKING TECHNICAL, CONFORMING, AND OTHER CHANGES TO THE WORKERS' COMPENSATION LAWS OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lee (Primary Sponsor) and Hartsell:

S.B. 657, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ALLOWING CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES TO OPERATE CHARTER SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Newton, Rabon (Primary Sponsors) and Lee:

S.B. 658, A BILL TO BE ENTITLED AN ACT TO ALLOW HUNTING ON SUNDAYS WITH CERTAIN LIMITATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Newton (Primary Sponsor); D. Davis, Stein, Van Duyn and Woodard:

S.B. 659, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE NORTH CAROLINA SHERIFFS' ASSOCIATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton:

S.B. 660, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DISTRICT ATTORNEYS TO USE CERTAIN GRANT FUNDS TO OBTAIN TOXICOLOGY ANALYSIS FROM PROVIDERS OF TOXICOLOGY ANALYSES OTHER THAN HOSPITALS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton:

S.B. 661, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN LOCAL LAW ENFORCEMENT AGENCIES OBTAIN DNA ANALYSES FROM ENTITIES OTHER THAN THE STATE CRIME LABORATORY THAT THOSE ENTITIES MEET THE STANDARDS APPLICABLE TO VENDOR LABORATORIES AS SET FORTH IN FEDERAL BUREAU OF INVESTIGATION STANDARDS RELATED TO THE COMBINED DNA INDEX SYSTEM (CODIS); TO REQUIRE THE STATE CRIME LABORATORY TO MAKE AVAILABLE A LIST OF ENTITIES THAT SATISFY THAT REQUIREMENT; AND TO PROHIBIT LOCAL LAW ENFORCEMENT AGENCIES FROM USING CERTAIN DNA DATABASES.

Referred to the **Rules and Operations of the Senate Committee**.

March 30, 2015

By Senators Woodard, Hartsell, Bingham (Primary Sponsors) and Van Duyn:

S.B. 662, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, FOR TOBACCO USE PREVENTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 663, A BILL TO BE ENTITLED AN ACT MAKING MODERNIZING AND CONFORMING CHANGES TO THE STATE HUMAN RESOURCES ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 664, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE ETHICS COMMITTEE TO STUDY THE PRACTICE OF LOCAL GOVERNMENTS AND LOBBYING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 665, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA UNCLAIMED LIFE INSURANCE BENEFITS ACT.

Referred to the **Insurance Committee**.

By Senators Apodaca (Primary Sponsor); Brock, Cook, B. Jackson, Newton and Pate:

S.B. 666, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ADEQUACY OF THE LAWS GOVERNING ENERGY GENERATION AND TRANSMISSION IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 667, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRINCIPLE-BASED VALUATION IN THE LIFE INSURANCE STANDARD VALUATION LAW AND STANDARD NONFORFEITURE PROVISIONS IN THE NORTH CAROLINA INSURANCE LAW.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 668, A BILL TO BE ENTITLED AN ACT TO ALLOW INSURANCE COMPANIES WRITING PRIVATE AUTOMOBILE INSURANCE IN NORTH CAROLINA TO OFFER OPTIONAL PROGRAM ENHANCEMENTS.

Referred to the **Insurance Committee**.

March 30, 2015

By Senators Apodaca (Primary Sponsor); Cook and Ford:

S.B. 669, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO UNACCOMPANIED HOMELESS YOUTH CONTRACTING FOR APPROPRIATE HOUSING OPTIONS OR FOR ADMISSION TO EMERGENCY SHELTERS AND TRANSITIONAL LIVING PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 670, A BILL TO BE ENTITLED AN ACT TO LIMIT MEMBERS OF THE UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS TO THREE TERMS.

Referred to the **Education/Higher Education Committee**.

By Senators Apodaca, Van Duyn, J. Davis (Primary Sponsors) and Hartsell:

S.B. 671, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CONDITIONALLY RESTORE THE DRIVERS LICENSE OF PERSONS WHO HAVE SUCCESSFULLY COMPLETED A DRUG TREATMENT OR DWI TREATMENT COURT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Apodaca (Primary Sponsor) and Hartsell:

S.B. 672, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE COMPOSITION AND ELECTION OR APPOINTMENT METHODS OF LOCAL BOARDS OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Apodaca:

S.B. 673, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW.

Referred to the **Commerce Committee**.

By Senator Apodaca:

S.B. 674, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF COMPENSATION PAYABLE BY A MANUFACTURER, MANUFACTURER BRANCH, DISTRIBUTOR, OR DISTRIBUTOR BRANCH OF CERTAIN NEW MOTOR VEHICLES TO MOTOR VEHICLE DEALERS TO COVER CERTAIN COSTS.

Referred to the **Commerce Committee**.

By Senators Apodaca (Primary Sponsor) and Hartsell:

S.B. 675, A BILL TO BE ENTITLED AN ACT TO LIMIT THE FREQUENCY OF PAROLE REVIEWS FOR INMATES CONVICTED OF SEXUALLY VIOLENT OFFENSES.

Referred to the **Judiciary I Committee**.

March 30, 2015

By Senators Apodaca, Krawiec (Primary Sponsors); Brock, Ford, Hise, B. Jackson, Lee, Lowe, Pate, Tarte, Van Duyn and Woodard:

S.B. 676, A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS.

Referred to the **Insurance Committee**.

By Senators Rabin and Sanderson (Primary Sponsors):

S.B. 677, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE YOUTH DEVELOPMENT FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, B. Jackson, and D. Davis (Primary Sponsors):

S.B. 678, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEBT COLLECTOR STATUTES TO MORE NEARLY CONFORM TO THE FEDERAL FAIR DEBT COLLECTION PRACTICES ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Newton, and D. Davis (Primary Sponsors):

S.B. 679, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOVERY OF COURT COSTS AND RELATED COSTS UPON VOLUNTARY DISMISSAL AT THE REQUEST OF A BORROWER OF AN ACTION TO RECOVER PAYMENTS DUE UNDER A LOAN GRANTED UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT OR UPON REDUCTION OF A LOAN ISSUED UNDER THE ACT TO JUDGMENT; TO CLARIFY THE MULTIPLE LOAN LIMITATIONS UNDER THE ACT; TO CLARIFY THE STATUTE RELATED TO WHETHER OR NOT BORROWERS ARE MEMBERS OF THE MILITARY PRIOR TO MAKING LOANS UNDER THE ACT; AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE ACT.

Referred to the **Commerce Committee**.

By Senator Gunn:

S.B. 680, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor) and Pate:

S.B. 681, A BILL TO BE ENTITLED AN ACT TO ENACT THE CONSUMER ACCESS TO CREDIT ACT.

Referred to the **Commerce Committee**.

By Senators Gunn and Clark (Primary Sponsors):

S.B. 682, A BILL TO BE ENTITLED AN ACT TO LIMIT USE OF CONTINGENT-BASED CONTRACTS FOR AUDIT OR ASSESSMENT PURPOSES.

Referred to the **Commerce Committee**.

March 30, 2015

By Senators Lee (Primary Sponsor); Cook, B. Jackson, Krawiec, Pate and Woodard:

S.B. 683, A BILL TO BE ENTITLED AN ACT TO EXCLUDE RESIDENTIAL PROPERTY INSURANCE FROM CONSENT TO RATE PROVISIONS.

Referred to the **Insurance Committee**.

By Senator Lee:

S.B. 684, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN ITEMS MUST BE TAKEN INTO CONSIDERATION PRIOR TO CONSENTING TO A DEFENDANT'S REQUEST TO WAIVE THE RIGHT TO TRIAL BY JURY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lee, Newton (Primary Sponsors); Daniel and Randleman:

S.B. 685, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFICIENCY OF THE OFFICE OF INDIGENT DEFENSE SERVICES BY APPROPRIATING FUNDS TO ESTABLISH A SYSTEM OF AUTOMATED KIOSKS IN CERTAIN LOCAL CONFINEMENT FACILITIES TO ALLOW ATTORNEYS REPRESENTING INDIGENT DEFENDANTS TO CONSULT WITH THEIR CLIENTS REMOTELY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator D. Davis:

S.B. 686, A BILL TO BE ENTITLED AN ACT TO MODIFY THE GUIDELINES FOR ISSUANCE OF CERTAIN LIMITED DRIVING PRIVILEGES BY THE COURTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis and Pate (Primary Sponsors):

S.B. 687, A BILL TO BE ENTITLED AN ACT TO STUDY THE FEASIBILITY AND ADVISABILITY OF TRANSFERRING THE NORTH CAROLINA GLOBAL TRANSPARK AUTHORITY FROM THE DEPARTMENT OF TRANSPORTATION TO THE DEPARTMENT OF COMMERCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor) and B. Jackson:

S.B. 688, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO TORT REFORM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hartsell (Primary Sponsor) and B. Jackson:

S.B. 689, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE PUBLIC INFRASTRUCTURE OVERSIGHT COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

March 30, 2015

By Senator Hartsell:

S.B. 690, A BILL TO BE ENTITLED AN ACT TO HAVE THE LEGISLATIVE RESEARCH COMMISSION STUDY ISSUES RELATED TO OPEN ENROLLMENT AND RESTRUCTURING SCHOOL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lee, Apodaca, Wells (Primary Sponsors) and B. Jackson:

S.B. 691, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON INSURANCE RATE MAKING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brock (Primary Sponsor); Hartsell and B. Jackson:

S.R. 692, A SENATE RESOLUTION URGING CONGRESS TO LIMIT THE TYPES OF FOOD ELIGIBLE FOR PURCHASE UNDER THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) TO NUTRITIOUS FOODS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rucho and Apodaca (Primary Sponsors):

S.B. 693, A BILL TO BE ENTITLED AN ACT TO PROVIDE ALL EMPLOYEES OF NEWS AND ADVERTISING EMPLOYERS WITH COVERAGE FOR UNEMPLOYMENT INSURANCE AND WORKERS' COMPENSATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Pate (Primary Sponsors) and B. Jackson:

S.B. 695, A BILL TO BE ENTITLED AN ACT UPDATING AND MODERNIZING THE NURSING PRACTICE ACT.

Referred to the **Health Care Committee**.

By Senators Hise (Primary Sponsor); Hartsell and Pate:

S.B. 696, A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND STABILIZE NORTH CAROLINA'S MEDICAID PROGRAM THROUGH FULL-RISK CAPITATED HEALTH PLANS TO CREATE AN INDEPENDENT BOARD TO GOVERN THE MEDICAID AND NC HEALTH CHOICE PROGRAMS.

Referred to the **Health Care Committee**.

By Senators Hise and Pate (Primary Sponsors):

S.B. 697, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA INDUSTRIAL COMMISSION TO ADOPT A DRUG FORMULARY AND PHARMACY FEE SCHEDULE.

Referred to the **Health Care Committee**.

March 30, 2015

By Senators Hise (Primary Sponsor); Brock and Tarte:

S.B. 698, A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF INFORMATION TECHNOLOGY SERVICES TO STUDY STATE AGENCY USE OF UTILITY-BASED COMPUTING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick (Primary Sponsor) and Cook:

S.B. 699, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN PERSONAL INFORMATION OF LAW ENFORCEMENT OFFICERS FROM DISCLOSURE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Rucho (Primary Sponsors) and Rabon:

S.B. 700, A BILL TO BE ENTITLED AN ACT TO LIMIT THE STATE AND LOCAL SALES TAX REFUND FOR NONPROFITS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown and Hise (Primary Sponsors):

S.B. 701, A BILL TO BE ENTITLED AN ACT TO DISCONTINUE THE MEDICAID AND HEALTH CHOICE PRIMARY CARE CASE MANAGEMENT PROGRAM AND CONTRACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Apodaca (Primary Sponsor); Cook, Hartsell, Hise and Tarte:

S.B. 702, A BILL TO BE ENTITLED AN ACT REPEALING NORTH CAROLINA'S CERTIFICATE OF NEED AND CERTIFICATE OF PUBLIC ADVANTAGE LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Berger (Primary Sponsor); Hartsell, Hise and Pate:

S.B. 703, A BILL TO BE ENTITLED AN ACT TO TRANSFORM THE MEDICAID PROGRAM FROM A MOSTLY FEE-FOR-SERVICE PROGRAM TO A CAPITATED, RISK-BASED, MANAGED CARE PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Pate:

S.B. 704, A BILL TO BE ENTITLED AN ACT ALLOWING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE TAXATION OF ABANDONED PROPERTY AT MOBILE HOME PARKS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Pate, Tucker, Hise (Primary Sponsors); Brock and Krawiec:

S.B. 705, A BILL TO BE ENTITLED AN ACT TO ENSURE A FAIR SALE OF THE DOROTHEA DIX PROPERTY; AND TO AMEND THE PURPOSES FOR WHICH FUNDS IN THE TRUST FUND FOR MENTAL

HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES AND BRIDGE FUNDING NEEDS MAY BE USED.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators D. Davis, Bryant, Robinson (Primary Sponsors); Lowe, Smith-Ingram, Van Duyn and Waddell:

S.B. 706, A BILL TO BE ENTITLED AN ACT TO CREATE THE HISTORICALLY BLACK COLLEGES AND UNIVERSITIES ENDOWMENT FUND AND THE HBCU INNOVATION SPECIAL REGISTRATION PLATE.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Tarte (Primary Sponsor) and Waddell:

S.B. 707, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT HEALTH BENEFIT PLANS ALLOW AN INSURED TO ASSIGN BENEFITS TO OUT-OF-NETWORK HEALTH CARE PROVIDERS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Tarte and Rabin (Primary Sponsors):

S.B. 708, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN HOMELAND SECURITY BY ESTABLISHING THE HOMELAND SECURITY UNRESTRICTED CONCEALED HANDGUN PERMIT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Hartsell:

S.B. 709, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Smith-Ingram, Ford (Primary Sponsors) and Lowe:

S.B. 710, A BILL TO BE ENTITLED AN ACT TO AMEND THE LABOR LAWS OF NORTH CAROLINA TO REDUCE THE AMOUNT OF TIPS THAT MAY BE COUNTED AS WAGES OF TIPPED SERVICE WORKERS THROUGH DECEMBER 31, 2017, AND REQUIRING SUBSEQUENTLY THAT NO TIPS MAY BE COUNTED AS WAGES BEGINNING JANUARY 1, 2018.

Referred to the **Rules and Operations of the Senate Committee.**

March 30, 2015

By Senators Bryant (Primary Sponsor); Lowe and Waddell:

S.B. 711, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO CHILD CUSTODY TO INCORPORATE A PRESUMPTION OF SHARED PARENTING STANDARD.

Referred to the **Rules and Operations of the Senate Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 6 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEFINE AND REGULATE AUTOCYCLES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 12 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE FOSTER CARE OMBUDSMAN PILOT PROGRAM IN GASTON COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 152 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT A HISTORIC PRESERVATION TAX CREDIT.

Referred to the **Ways & Means Committee**.

H.B. 229 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXEMPTION FOR REAL PROPERTY USED FOR RELIGIOUS PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 242 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE LIST OF CRIMES FOR WHICH AN INVESTIGATIVE GRAND JURY MAY BE CONVENED AND TO CLARIFY THAT RECORDS GATHERED BY AN INVESTIGATIVE GRAND JURY ARE PART OF THE FILE OF THE PROSECUTOR'S OFFICE AND SUBJECT TO DISCLOSURE TO THE DEFENDANT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 281 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DIVISION OF ADULT CORRECTION TO PROVIDE COPIES OF ALL RECORDS TO THE OFFICE OF THE CHIEF MEDICAL EXAMINER IN THE EVENT OF THE DEATH OF AN INMATE IN THE CUSTODY OF THE DIVISION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 286 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE DENTAL HYGIENE ACT TO AUTHORIZE PROPERLY TRAINED DENTAL HYGIENISTS TO ADMINISTER INTRAORAL LOCAL

DENTAL ANESTHETICS UNDER THE DIRECT SUPERVISION OF A LICENSED DENTIST.

Referred to the **Rules and Operations of the Senate Committee.**

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCrORY
GOVERNOR

March 30, 2015

The Honorable Philip E. Berger
Senate President Pro Tempore
Legislative Building, Room 2008
Raleigh, North Carolina 27601-2008

Dear Senator Berger:

Pursuant to North Carolina General Statute §115C-10, I am pleased to nominate Ms. Patricia R. Head and Mr. James Todd Chasteen, to serve on the North Carolina State Board of Education. Ms. Head will represent the 3rd District and Mr. Chasteen will represent the 7th District.

Included you will find biographical information for the appointees and the required disclosure forms. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory
Governor

Cc: Ms. Sarah Lang

The message is referred to the **Select Committee on Nominations.**

INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

March 30, 2015

By Senators Curtis, Hartsell, Rabon (Primary Sponsors); Hise and Rabin:

S.B. 525, A BILL TO BE ENTITLED AN ACT AMENDING DISPENSING OPTICIAN EXAMINATION QUALIFICATIONS AND APPRENTICESHIP REQUIREMENTS AND AUTHORIZING THE STATE BOARD OF OPTICIANS TO INCREASE CERTAIN LICENSURE FEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Newton, Lee, and Daniel (Primary Sponsors):

S.B. 694, A BILL TO BE ENTITLED AN ACT TO ENACT THE EMPLOYEE FAIR CLASSIFICATION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

S.B. 521, A BILL TO BE ENTITLED AN ACT TO EXCLUDE THE BURNING OF CERTAIN AGRICULTURAL PLASTICS FROM OPEN BURNING PERMITTING REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Health Care Committee**.

S.B. 526, A BILL TO BE ENTITLED AN ACT TO REDUCE PERSONAL INCOME TAXES; TO MODERNIZE, SIMPLIFY, AND REDUCE BUSINESS TAXES; AND TO ENCOURAGE ECONOMIC DEVELOPMENT THROUGH PHASING IN A SINGLE SALES TAX FACTOR APPORTIONMENT FORMULA AND TARGETING THE DISCRETIONARY INCENTIVE PROGRAMS TO RURAL COUNTIES AND TRANSFORMATIVE INDUSTRIES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

S.B. 527, A BILL TO BE ENTITLED AN ACT TO PROVIDE SCHOLARSHIPS FOR WOUNDED WARRIORS TO ATTEND A UNIVERSITY OR COMMUNITY COLLEGE MOTORSPORTS PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 511, A BILL TO BE ENTITLED AN ACT TO ALLOW COLLECTION ONLY WHERE ADEQUATE PROOF OF INDEBTEDNESS PROVIDED; TO CONFORM TO FEDERAL LAW; TO AID DEBTORS IN IDENTIFYING ACCOUNT OWNERS TO RESOLVE CREDIT ISSUES; TO

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SPECIFY THAT A CHARGE-OFF STATEMENT SERVE AS PROOF OF DEBT OWED; AND TO MAKE VARIOUS RELATED CHANGES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 512, A BILL TO BE ENTITLED AN ACT TO DELAY THE FULL IMPLEMENTATION OF THE LAWS PERTAINING TO THE VOTER INFORMATION VERIFICATION ACT (VIVA) AND PAPER BALLOTS UNTIL THE COURT HAS RENDERED ITS DECISION IN CURRIE V. NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Redistricting Committee**.

S.B. 513, A BILL TO BE ENTITLED AN ACT TO (1) REVISE THE HORSE INDUSTRY PROMOTION ACT TO INCREASE CAPS ON DURATION AND AMOUNT OF AN ASSESSMENT; (2) EXEMPT COMPENSATION PAID TO AN H-2A AGRICULTURAL WORKER FROM STATE INCOME TAX WITHHOLDING TO THE EXTENT THE COMPENSATION IS EXEMPT FROM FEDERAL INCOME TAX WITHHOLDING; (3) ESTABLISH A POLICY OF SUPPORTING SUSTAINABLE AGRICULTURE IN THE STATE; (4) MODIFY OVERSIZE VEHICLE PERMIT TIME RESTRICTIONS; (5) ALLOW OVERSIZE TRANSPORTATION OF HAY BALES; (6) AMEND RIGHT-OF-CENTER REQUIREMENTS FOR CERTAIN AGRICULTURAL VEHICLES; (7) INCREASE THE PERMISSIBLE SPEED LIMIT FOR AGRICULTURAL SPREADER VEHICLES THAT ARE EXEMPT FROM REGISTRATION AND CERTIFICATE OF TITLE; (8) ESTABLISH MARKING AND NOTICE REQUIREMENTS FOR METEOROLOGICAL TOWERS; (9) ALLOW SHELLFISH CULTIVATION LEASES IN AREAS CONTAINING SUBMERGED AQUATIC VEGETATION; (10) MODIFY THE PRESENT USE VALUE PROGRAM; (11) ESTABLISH A PROCEDURE FOR THE TERMINATION OF CONSERVATION AGREEMENTS; (12) TRANSFER THE WILDLIFE RESOURCES COMMISSION CAPTIVE CERVID PROGRAM TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES; (13) PROHIBIT THE IMPLEMENTATION AND ENFORCEMENT OF FEDERAL STANDARDS FOR WOOD HEATERS AND ENFORCEMENT OF AIR EMISSIONS STANDARDS THAT WOULD LIMIT FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS; (14) MODIFY DEPARTMENT OF AGRICULTURE REPORTING REQUIREMENTS; (15) MODIFY THE PRESCRIBED BURNING ACT; (16) MODIFY THE PENALTY FOR FAILURE TO GUARD A FIRE BY WATCHMAN; (17) LIMIT THE PERSONALLY IDENTIFYING INFORMATION THAT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES MAY DISCLOSE ABOUT ITS ANIMAL HEALTH PROGRAMS; AND (18) MAKE VARIOUS TECHNICAL CORRECTIONS, referred to the **Rules and Operations of the Senate Committee** on March 26.

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The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 515, A BILL TO BE ENTITLED AN ACT TO RESTORE THE FUNDING FROM THE HIGHWAY FUND FOR THE DRIVER EDUCATION PROGRAM ADMINISTERED BY THE DEPARTMENT OF PUBLIC INSTRUCTION, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 516, A BILL TO BE ENTITLED AN ACT TO REQUIRE CITIES AND COUNTIES TO REMOVE PERSONAL INFORMATION FROM RECORDS AVAILABLE ON INTERNET WEB SITES MAINTAINED BY COUNTIES AND CITIES WHEN REQUESTED BY CERTAIN LAW ENFORCEMENT PERSONNEL, PROSECUTORS, AND JUDICIAL OFFICERS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee**.

S.B. 517, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR TEACHER ALLOTMENTS FOR GEOGRAPHICALLY ISOLATED K-12 SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Education/Higher Education Committee**.

S.B. 519, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO CHILD CUSTODY TO INCORPORATE A PRESUMED SHARED PARENTING STANDARD, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is re-referred to the **Judiciary II Committee**.

S.B. 501, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE DO NOT CALL REGISTRY, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 509, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PUBLIC AUTHORITIES FROM THE LIGHT-TRAFFIC ROAD LIMITATIONS ESTABLISHED BY THE DEPARTMENT OF TRANSPORTATION AND TO AUTHORIZE THE DIVISION OF MOTOR

VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES FOR MOTOR VEHICLES OWNED AND OPERATED BY CERTAIN PUBLIC AUTHORITIES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee**.

S.B. 510, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE EQUAL ACCESS FOR BOTH PUBLIC AND NONPUBLIC NORTH CAROLINA SCHOOL STUDENTS TO NORTH CAROLINA VIRTUAL PUBLIC SCHOOL COURSES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Education/Higher Education Committee**.

S.B. 497, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON WHO HAS FILED A NOTICE OF CANDIDACY FOR AN OFFICE TO WITHDRAW CANDIDACY FOR THAT OFFICE AFTER THE THIRD BUSINESS DAY AND BEFORE THE CLOSE OF THE FILING PERIOD IF THE PERSON IS SEEKING A DIFFERENT OFFICE, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Redistricting Committee**.

S.B. 500, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA INFRASTRUCTURE DEVELOPMENT AUTHORITY TO ENCOURAGE AND ENABLE PUBLIC-PRIVATE PARTNERSHIPS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 491, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS RELATED TO MANUFACTURED HOME PURCHASE AGREEMENTS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee**.

S.B. 492, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE HOLDER OF A LIMITED DRIVING PRIVILEGE TO DRIVE TO AND FROM HIS OR HER PLACE OF RELIGIOUS WORSHIP, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee**.

S.B. 493, A BILL TO BE ENTITLED AN ACT TO REENACT AND MODIFY THE NORTH CAROLINA POLITICAL PARTIES FINANCING FUND AND THE MEANS BY WHICH THE FUND RECEIVES FUNDING, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Redistricting Committee**.

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S.B. 494, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A STUDENT WHO IS LAWFULLY ABSENT FROM SCHOOL SHALL BE ELIGIBLE FOR A STUDENT ATTENDANCE RECOGNITION PROGRAM ADOPTED BY A LOCAL BOARD OF EDUCATION, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Education/Higher Education Committee**.

S.B. 495, A BILL TO BE ENTITLED AN ACT TO RESTORE RECURRING FUNDING FOR THE NC MILITARY BUSINESS CENTER AND TO PROHIBIT THE REDUCTION OF FUNDS TO THE NC MILITARY BUSINESS CENTER TO MEET MANAGEMENT FLEXIBILITY REDUCTIONS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 496, A BILL TO BE ENTITLED AN ACT ESTABLISHING HIGHER PENALTIES FOR REPEATED FAILURE TO REPORT ABUSE, EXPLOITATION, OR ACCIDENTAL INJURIES OF CLIENTS IN FACILITIES THAT PROVIDE CARE AND TREATMENT FOR MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee**.

S.B. 479, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Insurance Committee**.

S.B. 480, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STANDARD FOR EMPLOYEE POLITICAL ACTIVITY, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 481, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA PROVIDING ACCESS TO CAPITAL FOR ENTREPRENEURS AND SMALL BUSINESS ACT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 482, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL AND CLARIFYING CHANGE TO THE LIMITED LIABILITY COMPANY ACT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee**.

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S.B. 483, A BILL TO BE ENTITLED AN ACT (1) TO REQUIRE THE NORTH CAROLINA UTILITIES COMMISSION TO ESTABLISH TIERED ELECTRICITY RATES FOR RESIDENTIAL, COMMERCIAL, PUBLIC, AND INDUSTRIAL CUSTOMERS TO ENCOURAGE ENERGY CONSERVATION AND ENERGY EFFICIENCY; (2) TO CREATE THE ENERGY EFFICIENCY BANK TO BE USED FOR LOANS TO CUSTOMERS FOR THE COSTS OF CERTAIN ENERGY EFFICIENCY OR RENEWABLE ENERGY PROJECTS; AND (3) TO CREATE AN INCENTIVE FOR CONSUMERS TO PURCHASE ENERGY STAR QUALIFIED HOUSEHOLD PRODUCTS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Finance Committee**.

S.B. 486, A BILL TO BE ENTITLED AN ACT TO ENHANCE ECONOMIC DEVELOPMENT THROUGH THE EXPANSION OF THE STATE TRAILS NETWORK, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 487, A BILL TO BE ENTITLED AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Health Care Committee**.

S.B. 488, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA), referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee**.

S.B. 489, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee**.

S.B. 471, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MODERNIZE THE LAWS RELATED TO COLLECTION AGENCIES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Insurance Committee**.

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S.B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO APPROPRIATE MONEY FOR HISTORIC REHABILITATION AND TO CLARIFY AND STANDARDIZE THE REQUIREMENTS FOR APPROPRIATING FUNDS FOR LOCAL ECONOMIC DEVELOPMENT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 473, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE APPOINTMENT OF PRECINCT OFFICIALS AT EACH VOTING SITE DURING THE PERIOD FOR ONE-STOP VOTING AS WELL AS ON ELECTION DAY AND TO CLARIFY THE CONDITIONS UNDER WHICH A LATE MAIL-IN ABSENTEE BALLOT MAY BE ACCEPTED, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Redistricting Committee**.

S.B. 474, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ADOPT A POLICY ADDRESSING SEXUAL ASSAULT AND SEX-RELATED OFFENSES INVOLVING STUDENTS FOR IMPLEMENTATION AT CONSTITUENT INSTITUTIONS; TO PROVIDE SUPPORT SERVICES FOR STUDENTS INVOLVED IN INCIDENCES OF SEXUAL ASSAULT AND OTHER SEX-RELATED OFFENSES AT CONSTITUENT INSTITUTIONS; TO PROVIDE PREVENTION AND OUTREACH PROGRAMS FOR THE ENTIRE STUDENT BODY AS PART OF STUDENT ORIENTATION AND THROUGHOUT THE ACADEMIC YEAR TO MAKE THEM AWARE OF THE POLICY REGARDING SEXUAL ASSAULT AND OTHER SEX-RELATED OFFENSES AT CONSTITUENT INSTITUTIONS; AND TO REQUIRE THE STATE BOARD OF COMMUNITY COLLEGES TO REPORT ON CURRENT COMMUNITY COLLEGE POLICIES ADDRESSING SEXUAL ASSAULT AND SEX-RELATED OFFENSES INVOLVING STUDENTS AND ANY PREVENTION AND OUTREACH PROGRAMS OFFERED TO COMMUNITY COLLEGE STUDENTS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 476, A BILL TO BE ENTITLED AN ACT ASSURING SAFE, QUALITY FOOD THROUGH STANDARDIZED, READILY AVAILABLE FOOD HANDLER TRAINING AND TESTING, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

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S.B. 477, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR PROTECTING MONUMENTS, MEMORIALS, PLAQUES, AND WORKS OF ART ON PUBLIC PROPERTY, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **State and Local Government Committee**.

S.B. 478, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO APPROPRIATE FUNDS TO IMPLEMENT THE PROVISIONS OF THIS ACT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 466, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CREATION OF QUALIFIED SELF-SETTLED TRUSTS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 467, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF "EMPLOYEE" UNDER THE WORKERS' COMPENSATION ACT TO EXCLUDE VOLUNTEERS AND OFFICERS OF CERTAIN NONPROFIT CORPORATIONS AND ASSOCIATIONS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee**.

S.B. 468, A BILL TO BE ENTITLED AN ACT TO CLARIFY ALLOCATION OF TRUST INCOME, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 470, A BILL TO BE ENTITLED AN ACT TO REQUIRE PERSONS CONVICTED OF DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, AND CERTAIN PERSONS WHO REFUSE A CHEMICAL ANALYSIS OR ARE CONVICTED OF DRIVING WHILE IMPAIRED OR ANY OTHER IMPAIRED DRIVING OFFENSE, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON CAN GET A LIMITED DRIVING PRIVILEGE; TO REMOVE THE WAITING PERIOD BEFORE A PERSON MAY APPLY FOR A LIMITED

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DRIVING PRIVILEGE; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee**.

S.B. 455, A BILL TO BE ENTITLED AN ACT TO ENACT THE IRAN DIVESTMENT ACT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Pensions & Retirement and Aging Committee**.

S.B. 458, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT RELIGIOUS ORGANIZATIONS ARE EXEMPT FROM PROPERTY TAX, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Finance Committee**.

S.B. 460, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR CORRECTING TYPOGRAPHICAL, OBVIOUS DESCRIPTION, OR OTHER MINOR ERRORS IN RECORDED INSTRUMENTS AND TO CREATE A TEN-YEAR CURATIVE PROVISION FOR CERTAIN DEFECTS IN RECORDED INSTRUMENTS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee**.

S.B. 461, A BILL TO BE ENTITLED AN ACT TO REPEAL THE DISCOUNT TO TOBACCO VENDORS WHO FILE A TIMELY report will be referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 462, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PUBLIC AUTHORITY MAY ESTABLISH, OWN, AND OPERATE A NONPROFIT CORPORATION WITH TAX EXEMPT STATUS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary II Committee**.

S.B. 464, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO IMPLEMENT THE STRATEGIC PLAN ADOPTED FOR THE UNIVERSITY SYSTEM, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 465, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WORK SHARING OPTION FOR EMPLOYERS UNDER THE UNEMPLOYMENT SECURITY LAWS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Finance Committee**.

S.B. 446, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE USE OF DEALER PLATES ON DEALERSHIP LOANER VEHICLES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee**.

S.B. 447, A BILL TO BE ENTITLED AN ACT TO ENACT THE ENERGY INVESTMENT ACT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Finance Committee**.

S.B. 448, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE TAXATION OF LIQUEFIED PROPANE GAS WHEN USED AS A MOTOR FUEL, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 449, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE FULL-COLOR BACKGROUND SPECIAL REGISTRATION PLATES FOR THE KAPPA ALPHA PSI FRATERNITY AND TO RESTRICT ISSUANCE OF THE SPECIAL REGISTRATION PLATES TO MEMBERS OF THE KAPPA ALPHA PSI FRATERNITY, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Finance Committee**.

S.B. 451, A BILL TO BE ENTITLED AN ACT TO REQUIRE PHARMACY BENEFITS MANAGERS TO TIMELY ADJUST THE COST PRICE AND TO MAKE CERTAIN ACTIONS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Insurance Committee**.

S.B. 452, A BILL TO BE ENTITLED AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR OBTAINING A REFUND OF THE INCOME TAX PAID ON AIRLINE PAYMENT AMOUNTS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Finance Committee**.

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S.B. 429, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CONFORMING CHANGES TO THE LABOR LAWS OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 430, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONDUCT A STUDY ON THE REGULATION OF CAMPAIGN ADVERTISING AND EFFICIENT ENFORCEMENT OF COMPLIANCE OBLIGATIONS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Redistricting Committee**.

S.B. 434, A BILL TO BE ENTITLED AN ACT TO CAP AND SUNSET THE RATE ADJUSTMENT MECHANISM FOR NATURAL GAS DISTRIBUTION COMPANIES FOR PIPELINE SAFETY COSTS AND TO CLARIFY THE RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER FACILITIES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 435, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE NORTH CAROLINA BUSINESS COURT TO PROVIDE THAT A TAX CONTESTATION CASE MUST INVOLVE AN AMOUNT IN CONTROVERSY OF AT LEAST FIVE THOUSAND DOLLARS IN ORDER TO BE DESIGNATED A MANDATORY COMPLEX BUSINESS CASE, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee**.

S.B. 436, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO PERFORM AN ASSESSMENT OF THE EXTENT TO WHICH NORTH CAROLINA'S ELECTRICAL GRID IS PREPARED FOR AN EMERGENCY, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Commerce Committee**.

S.B. 437, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO PROVIDE STATEWIDE POISON CONTROL SERVICES THROUGH THE CAROLINAS POISON CENTER, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 443, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT DISTRIBUTED TO THE LICENSE TO GIVE TRUST FUND FROM FEES COLLECTED FOR THE ISSUANCE AND RENEWAL OF A DRIVERS LICENSE AND TO DISTRIBUTE THE AMOUNT OF THE INCREASE TO DONATE LIFE NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 409, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA STATE EDUCATION ASSISTANCE AUTHORITY TO BE USED TO SUPPORT NEED-BASED SCHOLARSHIPS FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 410, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 414, A BILL TO BE ENTITLED AN ACT TO REQUIRE FINANCIAL RESPONSIBILITY FOR OPERATORS OF DIGITALLY DISPATCHED PREARRANGED TRANSPORTATION SERVICES, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Insurance Committee**.

S.B. 416, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIRED ONE-YEAR PERIOD OF SEPARATION FOR ABSOLUTE DIVORCE WHEN A SPOUSE IS CONVICTED OF A CERTAIN LEVEL FELONY AND THE CONVICTED FELON'S SPOUSE IS THE NAMED VICTIM, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Judiciary I Committee**.

S.B. 417, A BILL TO BE ENTITLED AN ACT TO ADJUST HOW THE TEN-YEAR PERIOD FOR DETERMINING WHETHER A PERSON COMMITTED THE OFFENSE OF HABITUAL IMPAIRED DRIVING IS CALCULATED, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

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The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by Mr. Josh Grant, Intern for Senator Kathy Harrington, as follows:

“Father God, you are the author, the provider, and sustainer of life, and we come before you yet again, humbled that you have given us another week to work together. After a weekend of family, of rest, and safe return travel, we give you thanks. Beyond the frantic filing deadline, give us the grace to consider our work at another level, knowing that with every bill, in every committee meeting, every caucus and session, you have sovereignly ordained and established this governing body to work together for the good of this state. Lord, cause the words of David to rest mightily upon this body, and set a vision for our night tonight and for the days to come. He wrote, ‘When one rules justly over men, ruling in the fear of God, he dawns on them like the morning light, like the sun shining forth on a cloudless morning, like rain that makes grass to sprout from the earth.’* O God, that our work here would dawn across the mountains, that it would shine through the piedmont, and that it would rain down on the coast, bringing about unimaginable flourishing for our people. Together we ask for this in your holy name alone. Amen.”

*2 Samuel 23:3-4, ESV

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, March 26, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for tonight to Senator J. Jackson.

The Chair extends privileges of the floor to Dr. Linda O’Boyle from Elm City, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to tonight’s calendar:

S.B. 372 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A SAFE HARBOR FOR RENEWABLE ENERGY PROJECTS THAT ARE SUBSTANTIALLY COMPLETED BY JANUARY 1, 2016, BY EXTENDING THE TAX CREDIT FOR RENEWABLE ENERGY PROPERTY ONE YEAR FOR THOSE PROJECTS, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from tonight’s calendar and placed on the calendar of Wednesday, April 1.

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WITHDRAWAL FROM COMMITTEE

S.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO WAIVE THE NON-STATE COST-SHARE REQUIREMENT FOR DREDGING PROJECTS INTENDED TO ALLEVIATE NAVIGATIONAL EMERGENCIES; TO MAKE OTHER CLARIFYING CHANGES TO THE SHALLOW DRAFT NAVIGATION CHANNEL DREDGING AND LAKE MAINTENANCE FUND; TO CREATE AND PROVIDE FUNDING FOR THE DEEP DRAFT NAVIGATION CHANNEL DREDGING AND MAINTENANCE FUND; AND TO AUTHORIZE THE SECRETARY OF ADMINISTRATION TO ACQUIRE FEDERAL LAND FOR THE MAINTENANCE OF DEEP DRAFT NAVIGATIONAL ACCESS TO THE PORT OF MOREHEAD CITY, referred to the **Agriculture/Environment/Natural Resources Committee** on March 18, with a sequential referral to the **Appropriations/Base Budget Committee** and a sequential referral to the **Finance Committee**.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the bill be withdrawn from the **Agriculture/Environment/Natural Resources Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report, re-referred to the **Finance Committee**, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 20 (Conference Report), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, upon second reading.

Upon motion of Senator Rabon, the Conference Report passes its second reading, by roll-call vote, ayes 40, noes 9, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, J. Davis, Ford, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Wade and Wells---40.

Voting in the negative: Senators Barringer, Blue, D. Davis, Foushee, Lowe, Robinson, Van Duyn, Waddell and Woodard---9.

The Conference Report remains on the calendar for Tuesday, March 31, for adoption upon third reading.

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S.B. 14 (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR CERTAIN EXPENDITURES AND TO CLARIFY AND MODIFY OTHER LAWS, for adoption.

Upon motion of Senator Brown, the Senate adopts the Conference Report (48-1).

The Chair orders a message sent to the House of Representatives informing that honorable body of such action.

Pursuant to the message received on March 26, that the House of Representatives adopted the Conference Report for S.B. 14, the bill is ordered enrolled and sent to the Governor.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Martha Bland, Fayetteville; William Buffkin, King; Kayla Childress, Jacksonville; Elijah Ellison, Durham; Alex Epley, Jacksonville; Collin Miller, Candler; Nathan Oakley, Durham; Adelle Patten, Concord; Hannah Ross Patten, Concord; Will Patten, Concord; Lily Richardson, Warrenton; Janssen Slade, Jr., Durham; Annabelle Webb, Henderson; and Drew West, Candler.

SENATORIAL STATEMENTS

Senator Waddell submits a Senatorial Statement entitled, **HONORING AND OBSERVING MARCH AS WOMEN'S HISTORY MONTH**. The full text can be found in the Appendix. (See pg. 1261)

Senator McInnis submits a Senatorial Statement entitled, **HONORING THE LIFE AND MEMORY OF THEE CARLIN DIXON**. The full text can be found in the Appendix. (See pg. 1262)

Upon motion of Senator Berger, seconded by Senator Curtis, the Senate adjourns at 7:41 p.m., in memory of Deane Nesbitt, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Tuesday, March 31, at 9:15 a.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

S.B. 396, A BILL TO BE ENTITLED AN ACT TO LIMIT THE NUMBER OF STUDIES CONDUCTED BY METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Transportation Committee**.

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S.B. 400, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE ACCESS TO BOY SCOUTS AND GIRL SCOUTS ORGANIZATIONS FOR PUBLIC SCHOOL STUDENTS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Education/Higher Education Committee**.

S.B. 418, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL OFFENSE OF STATUTORY RAPE OR SEXUAL OFFENSE OF A PERSON WHO IS THIRTEEN, FOURTEEN, OR FIFTEEN YEARS OLD TO APPLY TO ANY VICTIM WHO IS FIFTEEN YEARS OF AGE OR YOUNGER, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Judiciary II Committee**.

S.B. 419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN A SIX-MONTH WAITING PERIOD AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **State and Local Government Committee**.

S.B. 424, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION OF FOSTER CARE TO THE AGE OF 19 YEARS AND MAKE VARIOUS CONFORMING STATUTORY CHANGES; AUTHORIZE THE SOCIAL SERVICES COMMISSION TO ADOPT RULES IMPLEMENTING THE EXPANSION OF FOSTER CARE THROUGH AGE 19; PROVIDE FOR THE EXTENSION OF GUARDIANSHIP SERVICES THROUGH AGE 19; REQUIRE THE SUBMISSION OF A STATE PLAN AMENDMENT TO DRAW-DOWN FEDERAL IV-E FUNDS FOR THE EXPANSION OF FOSTER CARE THROUGH AGE 19; AND APPROPRIATE FUNDS TO IMPLEMENT THE PURPOSES OF THIS ACT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 425, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEASURE OF DAMAGES IN A CONDEMNATION ACTION INITIATED BY THE DEPARTMENT OF TRANSPORTATION, TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID; TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEYS' FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE; TO PROVIDE THAT A PROPERTY OWNER IS ENTITLED TO

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COMPENSATION FOR PARTIAL CONTROL OF ACCESS; AND TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL SEND ANY RELOCATION NOTICE REQUIRED BY FEDERAL LAW WITHIN A SPECIFIED PERIOD OF TIME, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 426, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES WITH RESPECT TO ADMISSION OR OTHER RELATED ACTIVITY FEES AT THE NORTH CAROLINA ZOOLOGICAL PARK, STATE PARKS, AND THE NORTH CAROLINA AQUARIUMS FROM RULE MAKING UNDER CHAPTER 150B OF THE GENERAL STATUTES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 427, A BILL TO BE ENTITLED AN ACT AMENDING THE ALLOCATION OF NC-THINKS SUGGESTION PROGRAM FUNDS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 428, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NORTH CAROLINA AUTO INSURANCE SURCHARGES IMPOSED TO SUBSIDIZE THE LOSSES OF THE NORTH CAROLINA MOTOR VEHICLE REINSURANCE FACILITY BE CLEARLY COMMUNICATED TO POLICYHOLDERS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Insurance Committee**.

ADDITIONAL SPONSOR

Senator Tucker requests to be added as a sponsor of previously introduced legislation:

S.B. 371, A BILL TO BE ENTITLED AN ACT TO MODERNIZE DATA COLLECTION BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RELATED TO LME/MCO MANAGED CARE CLAIMS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-SEVENTH DAY

Senate Chamber
Tuesday, March 31, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Chad Barefoot, Senator from Wake County.

The Senate recesses at 9:18 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene at 2:00 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Heavenly Father, we are grateful that you have gathered us again today. We hallow your name. Although we have tested you like your chosen people, Israel, did, you have repeatedly treated us with your kindness. You have told us again and again, ‘never shall I leave you, never shall I forsake you.’* Lord, that’s just great news. Your steadfast love endures forever. Lord, I pray that your enduring, steadfast love will shine into the hearts of all those that are here today and that we will bless you for acting with such kindness upon us. We bless you, Lord, for your incredible mercy and your just judgments. We make our prayer in the name of Jesus. Amen.”

*Hebrews 13:5b, NIV (paraphrase)

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, March 30, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator J. Jackson.

The Chair extends privileges of the floor to Rhodenna Arn from Belmont, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

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By Senator J. Davis for the **State and Local Government Committee**:

S.B. 247, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO ALLOW THE CITY TO DONATE RETIRED ANIMALS USED BY THE POLICE DEPARTMENT OR ANY OTHER CITY AGENCY TO THE POLICE OFFICER OR EMPLOYEE WHO HAD NORMAL CUSTODY AND CONTROL OF THE ANIMAL, with a favorable report.

S.B. 248, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN, with a favorable report.

S.B. 249, A BILL TO BE ENTITLED AN ACT GRANTING AUTHORITY TO THE TOWN OF MORRISVILLE TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary II Committee**.

S.B. 252, A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45339, is adopted and engrossed.

By Senator Hise for the **Health Care Committee**:

S.B. 215, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE OFFICE OF CORONER IN BRUNSWICK COUNTY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary I Committee**.

S.B. 290, A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO AUTHORIZE PHARMACISTS TO DISPENSE EARLY REFILLS OF TOPICAL OPHTHALMIC PRODUCTS (EYE DROPS), with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Appropriations/Base Budget Committee**.

CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

S.B. 20 (Conference Report), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX

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INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR, for adoption upon third reading.

The Senate adopts the Conference Report on its third reading, by roll-call vote, ayes 41, noes 8, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, J. Davis, Ford, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Waddell, Wade and Wells---41.

Voting in the negative: Senators Barringer, Blue, D. Davis, Foushee, Lowe, Robinson, Van Duyn and Woodard---8.

The Chair orders a message sent to the House of Representatives informing that honorable body of such action.

POINTS OF PERSONAL PRIVILEGE

Upon the motion of Senator Brock, the words spoken today on behalf of Richard Petty are spread upon the Journal as follows:

SENATOR TILLMAN: “Mr. President, I only digress for a moment. I know you are going to recognize ‘The King’ of NASCAR. Senator Apodaca, thank you for suspending the rules to let Richard be Richard. I wear a hat everywhere I go, but they won’t let me in here with my Richard Petty hat on. I will tell you one thing of interest about Richard that nobody much knows, he ran for Secretary of State in 1992. We tried to tell him that wasn’t a good thing, and he realized that too. However, he came to Raleigh for a couple of days to look around with, I believe, Bill Cobey. He got back, and I asked him what he thought of Raleigh. In true southern English, he said, ‘common sense ain’t all that common in Raleigh.’ You said that, among many other things. I would like to make this statement at this time:

Senator Tillman submits a Senatorial Statement entitled, **RECOGNIZING THE ACHIEVEMENTS OF RICHARD PETTY**. The full text can be found in the Appendix. (See pg.1263)

SENATOR TILLMAN (continued): “We’ll send a certified copy of this letter up to you, Mr. President, in just a moment. Mr. President, do you have all the names of Richard’s entourage?”

LIEUTENANT GOVERNOR: “I do, Senator. Upon the motion of Senator Jerry Tillman of Randolph County, the Chair is happy to extend courtesies of the gallery to ‘The King,’ Richard Petty; Brian Moffitt, Rebecca Moffitt, Kyle Petty, Sharon Farlow, and Morgan Castano. Will you please stand along with ‘The King’ to be recognized? Thank you for joining us today, and congratulations.”

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SENATOR BROWN: “Senator Tillman, I know you mentioned about being a Pontiac driver, but being a Chrysler man—owner of a dealership for a lot of years—I know he’s really a Mopar man. I just had to say that because I know his best days were when he was driving those Mopars.”

SENATOR J. DAVIS: “I first met Richard Petty in 1970 at Riverside International Raceway in Southern California while I was going out there to dental school. Whenever southern boys would come out there to race, it was always a great opportunity to watch them. I’d also watch him when he came out there for the International Race of Champions. But I will tell you that nobody could go through the esses like Richard Petty. The only person that came close was Darrell Waltrip. I used to love to sit there at turn six and watch him come through there. My most memorable opportunity out there was during the International Race of Champions. His schedule was not so terrible and not so hectic that he didn’t have time to talk to fans. I talked to him during one of those events for probably about 20 minutes, and the conversation ended by my saying to him ‘Mr. Petty thank you for your time, I know you’ve got better things to do than talk to me.’ I ended the conversation, he didn’t. It just shows you the measure of that man and how important fans were to him. I am honored to shake his hand. Thank you.”

SENATOR ROBINSON: “I certainly want to commend Senator Tillman for that recognition of Richard Petty today. I also want to acknowledge the support of Pattie and Kyle, who started Victory Junction camp. For those of you who remember, years ago there was not a holistic camp for children with developmental disabilities in North Carolina. Patterned somewhat after the camp started by Paul Newman, this camp started. We had a small one for sickle cell, but there was nothing for children with all developmental disabilities. Victory Junction has become a model. It includes every year a specific camp for children with sickle cell, a camp for children with cancer, etc. Parents can look forward to having their children go to a camp where there are skilled nurses, doctors, camp counselors, and even a parent retreat weekend that offers parents some sense of education and respite. So I certainly want to commend them for the work that they do in the community, for extending their resources and talents so they can make the lives of children in North Carolina better. Thank you, Mr. President.”

Upon motion of Senator Berger, seconded by Senator Tillman, the Senate adjourns at 2:28 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Wednesday, April 1, at 9:30 a.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 156 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE INTERNET WEB SITE PUBLICATION OF LEGAL NOTICES.

Referred to the **State and Local Government Committee**.

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H.B. 199, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO ALLOW THE CITY TO DONATE RETIRED ANIMALS USED BY THE POLICE DEPARTMENT OR ANY OTHER CITY AGENCY TO THE POLICE OFFICER OR EMPLOYEE WHO HAD NORMAL CUSTODY AND CONTROL OF THE ANIMAL.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 204, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CASWELL BEACH TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR A PUBLIC SERVICES FACILITY.

Referred to the **State and Local Government Committee**.

H.B. 243, A BILL TO BE ENTITLED AN ACT TO MODIFY THE COMPOSITION OF THE ECONOMIC DEVELOPMENT COMMISSION FOR MACON COUNTY.

Referred to the **State and Local Government Committee**.

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECTION OF COMMUNITY CORRECTIONS TO IMPOSE ADDITIONAL CONDITIONS OF SUPERVISION ON OFFENDERS BEING SUPERVISED UNDER THE INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION, TO EXPAND THE USE OF THE INTERSTATE COMPACT FUND TO INCLUDE OPERATIONAL COSTS OF COMMUNITY CORRECTIONS, TO PROVIDE THAT WHEN A SEX OFFENDER IS TRANSFERRED FROM ANOTHER STATE TO NORTH CAROLINA UNDER THE INTERSTATE COMPACT A DETERMINATION SHALL BE MADE BY A NORTH CAROLINA COURT AS TO WHETHER THE OFFENDER MUST ENROLL IN SATELLITE-BASED MONITORING, AND TO ESTABLISH THE PROCEDURE FOR MAKING THAT DETERMINATION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 263, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORM OF GOVERNMENT IN THE CITY OF TRINITY.

Referred to the **State and Local Government Committee**.

H.B. 293, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTION.

Referred to the **Judiciary II Committee**.

H.B. 297, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES.

Referred to the **Judiciary I Committee**.

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SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
March 31, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 20** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

Pursuant to the Senate having adopted the Conference Report for S.B. 20 earlier today, the bill is ordered enrolled and sent to the Governor.

RE-REFERRAL OF A BILL

Senator Apodaca orders a bill disposed of as follows:

S.B. 20 (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR.

The bill is ordered ratified and sent to the Governor by special message.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

March 31, 2015

S.B. 20, AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator J. Davis for the **State and Local Government Committee**:

S.B. 258, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE WASHINGTON COUNTY BOARD OF COMMISSIONERS AND IN THE OFFICE OF SHERIFF OF WASHINGTON COUNTY, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45341, which changes the title to read **S.B. 258** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES IN THE OFFICE OF SHERIFF OF WASHINGTON COUNTY THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER SHALL BE APPOINTED, is adopted and engrossed.

S.B. 379, A BILL TO BE ENTITLED AN ACT RELATING TO CEMETERIES LOCATED ON STATE PROPERTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45340, which changes the title to read **S.B. 379** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO CEMETERIES LOCATED ON LANDS OWNED, OCCUPIED, OR CONTROLLED BY THE STATE, is adopted and engrossed.

ADDITIONAL SPONSORS

Senator Tillman requests to be added as a sponsor of previously introduced legislation:

S.B. 447, A BILL TO BE ENTITLED AN ACT TO ENACT THE ENERGY INVESTMENT ACT.

Senator Robinson requests to be added as a sponsor of previously introduced legislation:

March 31, 2015

S.B. 107, A BILL TO BE ENTITLED AN ACT TO RESTORE EDUCATION-BASED SALARY SUPPLEMENTS FOR ALL TEACHERS AND INSTRUCTIONAL SUPPORT PERSONNEL.

S.B. 610, A BILL TO BE ENTITLED AN ACT TO ENSURE HEALTHY PREGNANCIES FOR FEMALE PRISONERS AND DETAINEES.

S.B. 710, A BILL TO BE ENTITLED AN ACT TO AMEND THE LABOR LAWS OF NORTH CAROLINA TO REDUCE THE AMOUNT OF TIPS THAT MAY BE COUNTED AS WAGES OF TIPPED SERVICE WORKERS THROUGH DECEMBER 31, 2017, AND REQUIRING SUBSEQUENTLY THAT NO TIPS MAY BE COUNTED AS WAGES BEGINNING JANUARY 1, 2018.

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

S.B. 20, AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, TO MODIFY THE MOTOR FUELS TAX RATE, AND TO MAKE CERTAIN REDUCTIONS WITHIN THE DEPARTMENT OF TRANSPORTATION FOR THE 2014-2015 FISCAL YEAR. (Became law upon approval of the Governor, March 31, 2015 - S.L. 2015-2)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-EIGHTH DAY

Senate Chamber
Wednesday, April 1, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

The Senate recesses at 9:34 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 2:00 p.m.

RECESS

April 1, 2015

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Brown for the **Appropriations/Base Budget Committee**:

S.B. 160, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECRETARY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO WAIVE THE NON-STATE COST-SHARE REQUIREMENT FOR DREDGING PROJECTS INTENDED TO ALLEVIATE NAVIGATIONAL EMERGENCIES; TO MAKE OTHER CLARIFYING CHANGES TO THE SHALLOW DRAFT NAVIGATION CHANNEL DREDGING AND LAKE MAINTENANCE FUND; TO CREATE AND PROVIDE FUNDING FOR THE DEEP DRAFT NAVIGATION CHANNEL DREDGING AND MAINTENANCE FUND; AND TO AUTHORIZE THE SECRETARY OF ADMINISTRATION TO ACQUIRE FEDERAL LAND FOR THE MAINTENANCE OF DEEP DRAFT NAVIGATIONAL ACCESS TO THE PORT OF MOREHEAD CITY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15218, which changes the title to read **S.B. 160** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DREDGING AND MAINTENANCE OF THE STATE'S WATERWAYS IN ORDER TO ENHANCE SAFETY AND COMMERCE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Thank you, Lord, for this day. I’m so thankful that you have called us here for a day such as this. You are the God of all comfort, and you send us out into the world to comfort those with the comfort that we have received. Lord, give us help, and bless us. We thank you so much and praise you for your many, many blessings. Keep these servants in your heart, Lord. In Jesus’ name we pray. Amen.”

Senator Apodaca announces that the Senate Journal of Tuesday, March 31, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Jackson and Senator Meredith.

April 1, 2015

The Chair extends privileges of the floor to Sarah Tate from Kings Mountain, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rabon for the **Finance Committee**:

S.B. 46, A BILL TO BE ENTITLED AN ACT TO MODIFY THE USE OF OCCUPANCY TAX PROCEEDS FOR THE CITY OF JACKSONVILLE, with a favorable report.

By Senator Rabin for the **Workforce and Economic Development Committee**:

S.B. 359, A BILL TO BE ENTITLED AN ACT TO SPUR PROMOTION OF THE NC-THINKS EMPLOYEE SUGGESTION PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15220, is adopted and engrossed.

By Senator Hise for the **Health Care Committee**:

S.B. 291, A BILL TO BE ENTITLED AN ACT EXTENDING THE DURATION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES OVERNIGHT RESPITE PILOT PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45342, which changes the title to read **S.B. 291** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE DURATION OF THE OVERNIGHT RESPITE PILOT PROGRAM AND TO PROVIDE A MORE COMPREHENSIVE EVALUATION OF THE PILOT PROGRAM, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

By Senator Soucek for the **Education/Higher Education Committee**:

S.B. 279, A BILL TO BE ENTITLED AN ACT AMENDING THE PROFESSIONAL COUNSELORS ACT TO MODIFY EDUCATIONAL QUALIFICATIONS FOR THE PRACTICE OF COUNSELING, with a favorable report.

S.B. 298, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF PHOTOGRAPHIC OR VIDEO EVIDENCE FOR THE CIVIL

ENFORCEMENT OF VIOLATIONS FOR PASSING A STOPPED SCHOOL BUS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15219, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary II Committee**.

By Senator Daniel for the **Transportation Committee**:

S.B. 43, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PERIOD IMMEDIATELY PRECEDING THE DATE OF APPLICATION FROM 90 DAYS TO ONE YEAR IN WHICH A MILITARY VETERAN SEEKING A WAIVER OF THE COMMERCIAL SKILLS TEST MUST HAVE BEEN REGULARLY EMPLOYED AND TO PROVIDE A MILITARY VETERAN WITH AN ADDITIONAL METHOD FOR SATISFYING THE CERTIFICATION REQUIREMENT IN G.S. 20-37.13, with a favorable report.

S.B. 90, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, with a favorable report.

S.B. 188, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY STUDY, PLAN, DEVELOP, AND UNDERTAKE PRELIMINARY DESIGN WORK ON; TO INCREASE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY DESIGN, ESTABLISH, PURCHASE, CONSTRUCT, OPERATE, AND MAINTAIN; AND TO PROVIDE THAT THE VARIOUS SEGMENTS OF THE TRIANGLE EXPRESSWAY PROJECT CONSTITUTE ONE PROJECT, with a favorable report.

S.B. 349, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary I Committee**.

S.B. 116, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A HANDICAPPED VEHICLE OWNER WHO QUALIFIES FOR A DISTINGUISHING LICENSE PLATE SHALL ALSO RECEIVE ONE REMOVABLE WINDSHIELD PLACARD, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25220, is adopted and engrossed.

April 1, 2015

The Senate recesses at 2:11 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 2:40 p.m.

RECESS

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 39, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THE ILLEGAL OPERATION OF AMUSEMENT DEVICES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 70 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREFIGHTERS' RETIREMENT SYSTEM.

Referred to the **Pensions & Retirement and Aging Committee**.

H.B. 106 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE MEMBERSHIP OF THE BANKING COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 110 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE AND RUTHERFORD COUNTY BOARDS OF EDUCATION.

Referred to the **State and Local Government Committee**.

H.B. 111 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE RECALL OF MEMBERS OF THE STANLY COUNTY BOARD OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 112, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE STANLY COUNTY BOARD OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 189 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM TO REDUCE THE SIZE OF THE ROCKINGHAM COUNTY BOARD OF EDUCATION OVER FOUR YEARS FROM ELEVEN MEMBERS TO SEVEN BY REDRAWING THE ELECTION DISTRICTS TO REDUCE THE NUMBER OF DISTRICTS FROM SIX TO FOUR SO THAT FOUR MEMBERS ARE ELECTED BY DISTRICT AND BY REDUCING THE NUMBER OF MEMBERS ELECTED

AT LARGE FROM FIVE TO THREE; TO CHANGE THE METHOD OF ELECTION OF THE BOARD TO PARTISAN; AND TO CLARIFY THE APPOINTMENT OF VACANCIES TO THE BOARD.

Referred to the **State and Local Government Committee**.

H.B. 232 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE BICYCLE SAFETY LAWS IN THIS STATE AND MAKE RECOMMENDATIONS AS TO HOW THE LAWS MAY BE REVISED TO BETTER ENSURE THE SAFETY OF BICYCLISTS AND MOTORISTS ON THE ROADWAYS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 274 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE RETIREMENT TECHNICAL CORRECTIONS ACT OF 2015.

Referred to the **Pensions & Retirement and Aging Committee**.

H.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 358, A BILL TO BE ENTITLED AN ACT TO EXTEND THE USE OF THE FIFTEEN-POINT SCALE FOR ASSIGNMENT OF SCHOOL PERFORMANCE GRADES FOR THE 2014-2015 AND 2015-2016 SCHOOL YEARS ONLY.

Referred to the **Education/Higher Education Committee**.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 305, AN ACT TO PROVIDE COST RECOVERY FOR ACQUISITION OF JOINT MUNICIPAL POWER AGENCY OWNERSHIP INTEREST IN GENERATING FACILITIES, TO AUTHORIZE MUNICIPALITIES THAT ARE MEMBERS OF JOINT MUNICIPAL POWER AGENCIES TO ENTER INTO SUPPORT CONTRACTS, AND TO ISSUE BONDS TO PAY THE COSTS OF PROJECTS THAT ARE SOLD.

S.B. 14, AN ACT TO PROVIDE FUNDS FOR CERTAIN EXPENDITURES AND TO CLARIFY AND MODIFY OTHER LAWS.

April 1, 2015

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Soucek for the **Education/Higher Education Committee**:

S.B. 315, A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25221, which changes the title to read **S.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES AND TO MAKE OTHER CONFORMING CHANGES, is adopted and engrossed.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 248, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 252 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 258 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES IN THE OFFICE OF SHERIFF OF WASHINGTON COUNTY THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER SHALL BE APPOINTED, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

April 1, 2015

S.B. 247, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO ALLOW THE CITY TO DONATE RETIRED ANIMALS USED BY THE POLICE DEPARTMENT OR ANY OTHER CITY AGENCY TO THE POLICE OFFICER OR EMPLOYEE WHO HAD NORMAL CUSTODY AND CONTROL OF THE ANIMAL, upon second reading.

Senator Tarte offers Amendment No. 1, which is adopted (48-0) and changes the title to read **S.B. 247** A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF RALEIGH AND THE CITIES AND TOWNS IN MECKLENBURG COUNTY TO DONATE RETIRED SERVICE ANIMALS USED BY THE POLICE DEPARTMENT OR ANY OTHER CITY OR TOWN AGENCY TO THE POLICE OFFICER OR EMPLOYEE WHO HAD NORMAL CUSTODY AND CONTROL OF THE ANIMAL.

The bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 52 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO ALLOW ACTIVATION OF PARKING METERS BY COINS, TOKENS, CASH, CREDIT CARDS, DEBIT CARDS, OR OTHER ELECTRONIC MEANS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 71, A BILL TO BE ENTITLED AN ACT TO REESTABLISH STAGGERED TERMS FOR THE MEMBERSHIP OF THE RULES REVIEW COMMISSION, upon second reading.

The bill passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF FUNDS IN A SINGLE ACCOUNT ON DEPOSIT WITH THE CLERK OF SUPERIOR COURT ABOVE WHICH THE EXCESS MUST BE INVESTED PURSUANT TO STATUTORY REQUIREMENTS, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 372 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A SAFE HARBOR FOR RENEWABLE ENERGY PROJECTS THAT ARE SUBSTANTIALLY COMPLETED BY JANUARY 1, 2016, BY EXTENDING THE TAX CREDIT FOR RENEWABLE ENERGY PROPERTY ONE YEAR FOR THOSE PROJECTS, upon second reading.

April 1, 2015

Without objection, Senator Bingham is excused from voting on the bill due to a possible conflict of interest.

Without objection, Senator Lee is excused from voting on the bill due to a potential client conflict.

Without objection, Senator Newton is excused from voting on the bill due to a conflict of interest.

The Committee Substitute bill passes its second reading (37-7) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

The Chair grants a leave of absence for the remainder of today's session to Senator Newton.

S.B. 379 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO CEMETERIES LOCATED ON LANDS OWNED, OCCUPIED, OR CONTROLLED BY THE STATE, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 123 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon third reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Tuesday, April 14.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
April 1, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 41 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE,

April 1, 2015

TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, and requests conferees. Speaker T. Moore has appointed:

Representative Brawley, Chair
Representative Saine
Representative Lewis and
Representative Luebke

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

APPOINTMENT OF A CONFERENCE COMMITTEE

H.B. 41 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE.

Pursuant to the message from the House of Representatives received today, that the House fails to concur in the Senate Committee Substitute bill for H.B. 41 and requests conferees, Senator Louis Pate, Deputy President *Pro Tempore*, announces the President *Pro Tempore's* appointment of Senator Rucho, Chair; Senator Rabon, and Senator Tillman as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Berger, seconded by Senator Barefoot, the Senate adjourns at 3:27 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, April 2, at 11:00 a.m.

CONFERENCE REPORT

Senator Rucho, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 41** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE, TO DECOUPLE

April 1, 2015

FROM CERTAIN PROVISIONS OF THE FEDERAL TAX INCREASE PREVENTION ACT OF 2014, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute H41-PCCS10220-TDx-1, which, upon adoption, will change the title to read **H.B. 41** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE.

The Conference Report is placed on the calendar of Thursday, April 2, for adoption.

ADDITIONAL SPONSOR

Senator Harrington requests to be added as a sponsor of previously introduced legislation:

S.B. 699, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN PERSONAL INFORMATION OF LAW ENFORCEMENT OFFICERS FROM DISCLOSURE.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

THIRTY-NINTH DAY

Senate Chamber
Thursday, April 2, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Our Father, who art in heaven, as we come together to meet with you, we are most encouraged by your presence here—your still, small voice. Direct our endeavors for the betterment of those we serve. Be with our leadership in the executive, legislative, and judicial branches of government. Shine your light down upon us. Lord, how we need you. Lord, the good news is that you are ‘mindful of your mercy. You will display your tender love and faithfulness. You

April 2, 2015

will snatch my soul from the midst of young lions.* Thank you, Lord, for giving us this opportunity to serve you. Thank you for protecting us and guiding us by your light. In Jesus' name we pray. Amen.”

*Excerpt from Benedictine Daily Prayer: A Short Breviary

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, April 1, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bryant, Senator J. Jackson, Senator Newton, Senator Rucho, Senator Smith-Ingram, and Senator Soucek.

The Chair extends privileges of the floor to Ivanna Plymouth from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

ENROLLED BILLS

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

S.B. 78, AN ACT TO PROVIDE THAT A STATE CORRECTIONAL OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.B. 181, AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Hartsell for the **Judiciary I Committee**:

S.B. 183, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFINEMENT IN RESPONSE TO VIOLATION FOR MISDEMEANANTS SENTENCED UNDER STRUCTURED SENTENCING, AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, with a favorable report.

Upon motion of Senator Apodaca, the bill is placed on the calendar of Tuesday, April 14.

April 2, 2015

S.B. 233, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE AUTOMATIC EXPUNCTION OF CERTAIN RECORDS OF A PERSON WHEN THE CHARGE OR CHARGES AGAINST THE PERSON ARE DISMISSED AS A RESULT OF IDENTITY THEFT OR MISTAKEN IDENTITY, with a favorable report.

Upon motion of Senator Apodaca, the bill is placed on the calendar of Tuesday, April 14.

S.B. 269, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR SEVERANCE OF SUMMARY EJECTMENT AND MONETARY CLAIMS IN SMALL CLAIMS ACTIONS WHEN SERVICE OF PROCESS ONLY MEETS SUMMARY EJECTMENT STANDARDS AND TO ALLOW FOR THE SEVERED MONETARY CLAIM TO BE CONTINUED WITH ALIAS AND PLURIES SUMMONS, with a favorable report.

Upon motion of Senator Apodaca, the bill is placed on the calendar of Tuesday, April 14.

S.B. 391, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INJUNCTION PROHIBITING STREET GANG ACTIVITY THAT CONSTITUTES A PUBLIC NUISANCE EXPIRES THREE YEARS AFTER ENTRY OF THE ORDER RATHER THAN ONE YEAR, with a favorable report.

Upon motion of Senator Apodaca, the bill is placed on the calendar of Tuesday, April 14.

S.B. 675, A BILL TO BE ENTITLED AN ACT TO LIMIT THE FREQUENCY OF PAROLE REVIEWS FOR INMATES CONVICTED OF SEXUALLY VIOLENT OFFENSES, with a favorable report.

Upon motion of Senator Apodaca, the bill is placed on the calendar of Tuesday, April 14.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
April 1, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 41** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE.

April 2, 2015

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 41 (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, for adoption.

Upon motion of Senator Apodaca, the Conference Report is withdrawn from the regular order of business and placed at the beginning of today's calendar.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 41 (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, for adoption.

Upon motion of Senator Rabon, the Senate adopts the Conference Report (44-0).

The Chair orders a message sent to the House of Representatives informing that honorable body of such action.

S.B. 46, A BILL TO BE ENTITLED AN ACT TO MODIFY THE USE OF OCCUPANCY TAX PROCEEDS FOR THE CITY OF JACKSONVILLE, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 43, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PERIOD IMMEDIATELY PRECEDING THE DATE OF APPLICATION FROM 90 DAYS TO ONE YEAR IN WHICH A MILITARY VETERAN SEEKING A WAIVER OF THE COMMERCIAL SKILLS TEST MUST HAVE BEEN REGULARLY EMPLOYED AND TO PROVIDE A MILITARY VETERAN WITH AN ADDITIONAL METHOD FOR SATISFYING THE CERTIFICATION REQUIREMENT IN G.S. 20-37.13, upon second reading.

The bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

April 2, 2015

S.B. 90, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, upon second reading.

The bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 116 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A HANDICAPPED VEHICLE OWNER WHO QUALIFIES FOR A DISTINGUISHING LICENSE PLATE SHALL ALSO RECEIVE ONE REMOVABLE WINDSHIELD PLACARD, upon second reading.

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 188, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY STUDY, PLAN, DEVELOP, AND UNDERTAKE PRELIMINARY DESIGN WORK ON; TO INCREASE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY DESIGN, ESTABLISH, PURCHASE, CONSTRUCT, OPERATE, AND MAINTAIN; AND TO PROVIDE THAT THE VARIOUS SEGMENTS OF THE TRIANGLE EXPRESSWAY PROJECT CONSTITUTE ONE PROJECT, upon second reading.

The bill passes its second reading (37-7).

Senator Barefoot objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the bill placed on the calendar of Monday, April 6, upon third reading.

S.B. 279, A BILL TO BE ENTITLED AN ACT AMENDING THE PROFESSIONAL COUNSELORS ACT TO MODIFY EDUCATIONAL QUALIFICATIONS FOR THE PRACTICE OF COUNSELING, upon second reading.

Senator Barefoot offers Amendment No. 1, which is adopted (34-10).

The bill, as amended, passes its second reading (33-11) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES AND TO MAKE OTHER CONFORMING CHANGES, upon second reading.

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 359 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPUR PROMOTION OF THE NC-THINKS EMPLOYEE SUGGESTION PROGRAM, upon second reading.

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Randleman for the **Judiciary II Committee**:

S.B. 311, A BILL TO BE ENTITLED AN ACT TO ENSURE THE INTEGRITY OF MARRIAGE RECORDS PRESENTED FOR REGISTRATION, with a favorable report.

Upon motion of Senator Apodaca, the bill is placed on the calendar of Tuesday, April 14.

S.B. 154, A BILL TO BE ENTITLED AN ACT TO CLARIFY HOW THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE OPERATES, TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED, TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO SANCTIONS FOR A VIOLATION OF A CONDITION OF RELEASE, PROBATION, OR PAROLE IF BASED OFF AN INCIDENT FOR WHICH THE PERSON RECEIVED IMMUNITY, TO PROVIDE THAT A LAW ENFORCEMENT OFFICER OR PROSECUTING ATTORNEY SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING, CHARGING, OR PROSECUTING A PERSON ENTITLED TO IMMUNITY IF THE LAW ENFORCEMENT OFFICER OR PROSECUTING ATTORNEY ACTED IN GOOD FAITH, TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2, AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

April 2, 2015

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15222, which changes the title to read **S.B. 154** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OPERATION OF THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE, TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED, TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO ARREST OR REVOCATION OF PRETRIAL RELEASE, PROBATION, PAROLE OR POST-RELEASE IF BASED UPON AN OFFENSE FOR WHICH THE PERSON IS IMMUNE FROM PROSECUTION, TO PROVIDE THAT A LAW ENFORCEMENT OFFICER SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING OR CHARGING A PERSON ENTITLED TO IMMUNITY FROM PROSECUTION IF THE LAW ENFORCEMENT OFFICER ACTED IN GOOD FAITH, TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2, AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY, is adopted and engrossed.

Upon motion of Senator Apodaca, the Committee Substitute bill is placed on the calendar of Tuesday, April 14.

A SENATORIAL STATEMENT

Senator B. Jackson submits a Senatorial Statement entitled, **CONGRATULATING THE SELMA FIRE DEPARTMENT ON ITS ONE HUNDRETH ANNIVERSARY**. The full text can be found in the Appendix. (See pg. 1264)

OBJECTION WITHDRAWN

Senator Barefoot withdraws his objection to third reading of **S.B. 188**.

CALENDAR *(continued)*

S.B. 188, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY STUDY, PLAN, DEVELOP, AND UNDERTAKE PRELIMINARY DESIGN WORK ON; TO INCREASE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY DESIGN, ESTABLISH, PURCHASE, CONSTRUCT, OPERATE, AND MAINTAIN; AND TO PROVIDE THAT THE VARIOUS SEGMENTS OF THE TRIANGLE EXPRESSWAY PROJECT CONSTITUTE ONE PROJECT, upon third reading.

April 2, 2015

The bill passes its third reading (40-4) and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Barefoot, the Senate adjourns at 12:07 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Monday, April 6, at 3:00 p.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 95 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EASTERN BAND OF CHEROKEE INDIANS TRIBAL ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE WINE SHIPPER PERMITS AND COMMERCIAL ABC PERMITS AND TO CLARIFY THAT THE EASTERN BAND OF CHEROKEE INDIANS TRIBAL ALCOHOLIC BEVERAGE CONTROL COMMISSION MAINTAINS EXCLUSIVE AUTHORITY TO ISSUE CERTAIN PERMITS.

Referred to the **Commerce Committee**.

H.B. 140 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DESIGNATING THE EIGHTEENTH DAY OF APRIL, 2015, AND THE SECOND MONDAY IN APRIL OF EACH YEAR THEREAFTER AS LINEMAN APPRECIATION DAY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 174 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND ENHANCE CERTAIN NOTICE REQUIREMENTS AND PROTECTIONS FOR TENANTS OF REAL PROPERTIES IN FORECLOSURE AND TO ALLOW FOR PURCHASERS OF REAL PROPERTY UNDER OPTION CONTRACTS TO PURSUE MONETARY DAMAGES SEPARATELY FROM SUMMARY EJECTMENT PROCEEDINGS AND OTHER AMENDMENTS TO THE HOMEBUYER PROTECTION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 185 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL COMMISSIONS WITHIN THE DEPARTMENT OF CULTURAL RESOURCES THAT HAVE SERVED THEIR PURPOSE AND TO REPEAL THE STATUTORY LANGUAGE RELATING TO THE USE OF ALKALINE PAPER FOR PUBLIC DOCUMENTS AND PREVIOUSLY REPEALED COMMISSIONS.

Referred to the **Rules and Operations of the Senate Committee**.

April 2, 2015

H.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF ISOTHERMAL COMMUNITY COLLEGE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 236 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT A COUNTY SHERIFF'S OFFICE MAY CONTRACT FOR THE PURCHASE OF FOOD AND FOOD SERVICES SUPPLIES FOR THE COUNTY'S DETENTION FACILITY WITHOUT BEING SUBJECT TO THE REQUIREMENTS OF CERTAIN STATE PURCHASE AND CONTRACT LAWS.

Referred to the **State and Local Government Committee**.

H.B. 254, A BILL TO BE ENTITLED AN ACT TO EXTEND NATIONAL GUARD REEMPLOYMENT RIGHTS TO MEMBERS OF THE NATIONAL GUARDS OF OTHER STATES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 273 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PROVISIONS REGARDING DEFERRED PROSECUTION AND CONDITIONAL DISCHARGE FOR CONVICTIONS OF H AND I FELONIES AND MISDEMEANORS UNDER STRUCTURED SENTENCING DO NOT APPLY TO CONVICTIONS OF IMPAIRED DRIVING AND TO CLARIFY THAT OFFENSES INVOLVING IMPAIRED DRIVING CANNOT BE EXPUNGED.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 283, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 284, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT IMPOSITION OF A FINE IS NOT AN ALLOWABLE SANCTION FOR CIVIL CONTEMPT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEPARTMENT OF STATE TREASURER AUTHORITY IN THE HANDLING OF UNCLAIMED PROPERTY DETERMINED TO BE OF A HAZARDOUS NATURE OR WHICH IS OTHERWISE REGULATED, ILLEGAL, OR WHICH HAS NO SUBSTANTIAL COMMERCIAL VALUE AND TO PROVIDE GUIDANCE FOR THE PROPER HANDLING AND DISPOSITION OF THESE MATERIALS ON THE PART OF FINANCIAL ORGANIZATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

H.B. 41, AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE MEDICAL SUPPORT AND HEALTH INSURANCE COVERAGE RELATING TO CHILD SUPPORT TO ALIGN STATE LAW WITH FEDERAL GUIDELINES THAT NO LONGER INCLUDE THE PROVISION THAT EMPLOYER-PROVIDED GROUP HEALTH INSURANCE IS AUTOMATICALLY CONSIDERED "REASONABLE."

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 312 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTY SHERIFF'S OFFICES TO CONTRACT FOR THE PURCHASE OF FOOD AND FOOD SERVICES SUPPLIES FOR A COUNTY'S DETENTION FACILITY WITHOUT BEING SUBJECT TO THE REQUIREMENTS OF CERTAIN STATE PURCHASE AND CONTRACT LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 313 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE CIVIL SERVICE BOARD SHALL HEAR GRIEVANCES RELATED TO THE PROMOTION OF MEMBERS OF THE FIRE AND POLICE DEPARTMENTS IN THE CITY OF STATESVILLE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 345, A BILL TO BE ENTITLED AN ACT TO ALLOW CURRITUCK COUNTY TO REMOVE ABANDONED VESSELS FROM NAVIGABLE WATERS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 364, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFLICT OF INTEREST PROVISIONS FOR CERTAIN COMMISSIONS AND TO MODIFY APPOINTMENTS TO SEVERAL STATE BOARDS AND COMMISSIONS.

Referred to the **Rules and Operations of the Senate Committee**.

April 2, 2015

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

S.B. 305, AN ACT TO PROVIDE COST RECOVERY FOR ACQUISITION OF JOINT MUNICIPAL POWER AGENCY OWNERSHIP INTEREST IN GENERATING FACILITIES, TO AUTHORIZE MUNICIPALITIES THAT ARE MEMBERS OF JOINT MUNICIPAL POWER AGENCIES TO ENTER INTO SUPPORT CONTRACTS, AND TO ISSUE BONDS TO PAY THE COSTS OF PROJECTS THAT ARE SOLD. (Became law upon approval of the Governor, April 2, 2015 - S.L. 2015-3)

S.B. 181, AN ACT TO INCREASE THE SIZE OF THE WAKE COUNTY BOARD OF COMMISSIONERS AND TO ALTER THE DISTRICTS TO COINCIDE WITH THE DISTRICTS OF THE WAKE COUNTY BOARD OF EDUCATION. (Became law upon ratification, April 2, 2015 - S.L. 2015-4)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FORTIETH DAY

Senate Chamber
Monday, April 6, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Tamara Barringer, Senator from Wake County.

Prayer is offered by The Honorable Chad Barefoot, Senator from Wake County, as follows:

"Heavenly Father, Lord, we thank you for this beautiful weekend that you just gave us to celebrate the death and resurrection of your Son, Lord, and for the eternal salvation that came with that sacrifice you made. We pray that you be with the Senate today; give us wisdom as we go about our business. It's in Jesus' name we ask these things. Amen."

Senator Rabin announces that the Senate Journal of Thursday, April 2, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

April 6, 2015

Upon motion of Senator Barefoot, seconded by Senator Rabin, the Senate adjourns at 3:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Thursday, April 9, at 10:00 a.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 290, A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO AUTHORIZE PHARMACISTS TO DISPENSE EARLY REFILLS OF TOPICAL OPHTHALMIC PRODUCTS (EYE DROPS), referred to the **Appropriations/Base Budget Committee** on March 31.

The bill is withdrawn from the **Appropriations/Base Budget Committee** and re-referred to the **Insurance Committee**.

H.B. 297, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES, referred to the **Judiciary I Committee** on March 31.

The bill is withdrawn from the **Judiciary I Committee** and re-referred to the **Judiciary II Committee**.

S.B. 535, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NC WORKS PROGRAM TO PLACE COMMUNITY COLLEGE CAREER COACHES IN HIGH SCHOOLS TO BUILD AWARENESS OF DUAL ENROLLMENT OPPORTUNITIES, TO CONDUCT ACADEMIC AND CAREER ADVISING WITH STUDENTS, AND TO COORDINATE FACULTY AND STAFF PROFESSIONAL DEVELOPMENT ACTIVITIES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 536, A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCURATE AND COMPLETE DATA TO STUDENTS ON POSTSECONDARY STUDENT RETENTION, GRADUATION, AND EARNINGS OUTCOMES AT NORTH CAROLINA POSTSECONDARY INSTITUTIONS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

April 6, 2015

S.B. 540, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SET FEE AMOUNT FOR THE ISSUANCE OF AN ANNUAL PASS THAT ENTITLES A PASSENGER TO PRIORITY WHEN BOARDING A FERRY PASSENGER VESSEL, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 544, A BILL TO BE ENTITLED AN ACT TO INITIATE AND MAINTAIN A REQUIREMENTS-BASED PROCESS THAT WILL SUPPORT A COST-EFFECTIVE APPROACH TO WORKFORCE DEVELOPMENT INITIATIVES BY ENSURING THAT WORKFORCE DEVELOPMENT ISSUES CONCERNING THE DIRECTION AND CONTENT OF NORTH CAROLINA'S EDUCATION AND TRAINING PROGRAMS ARE RESOLVED BASED ON ANALYSIS THAT ACCURATELY FORECAST THE WORKFORCE REQUIREMENTS OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

S.B. 545, A BILL TO BE ENTITLED AN ACT TO ENRICH THE STATE'S WORKFORCE BY REQUIRING OCCUPATIONAL LICENSING BOARDS TO LICENSE MILITARY-TRAINED VETERANS WHO PASS A PROFICIENCY EXAMINATION OFFERED BY THE OCCUPATIONAL LICENSING BOARD FOR VETERANS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Workforce and Economic Development Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 546, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH REGULATIONS GOVERNING THE SANITATION OF DEER PROCESSING ESTABLISHMENTS THAT MAKE CHARITABLE DONATIONS OF VENISON FOR HUMAN CONSUMPTION TO FOOD BANKS AND OTHER NONPROFIT ORGANIZATIONS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Health Care Committee**.

S.B. 552, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MAXIMUM CUMULATIVE TOTAL CIVIL PENALTY PER LAND-DISTURBING PROJECT FOR A FIRST-TIME VIOLATION UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973, TO AUTHORIZE THE REMISSION OF CIVIL PENALTIES UNDER THIS ACT, TO REQUIRE THAT A PERSON ASSESSED A CIVIL PENALTY IS NOTIFIED OF THE OPTION TO REQUEST A REMISSION OF THE CIVIL PENALTY AND, FOR FIRST-TIME VIOLATORS, NOTIFIED THAT FIRST-TIME VIOLATORS CANNOT BE ASSESSED MORE THAN A MAXIMUM CIVIL PENALTY WHEN ANY CONTINUING ENVIRONMENTAL DAMAGE IS ABATED WITHIN ONE HUNDRED EIGHTY DAYS, AND TO REQUIRE THAT FIRST-TIME VIOLATORS BE OFFERED ASSISTANCE IN DEVELOPING CORRECTIVE MEASURES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 557, A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO CREATE A PHARMACY PERMIT EXEMPTION AND A DEVICE AND MEDICAL EQUIPMENT PERMIT EXEMPTION FOR THE DISPENSING AND DELIVERY OF HOME RENAL PRODUCTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

S.B. 566, A BILL TO BE ENTITLED AN ACT TO PROVIDE OPTIONS FOR THE DISPOSITION OF MINIMAL PROPERTY TAX REFUNDS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **State and Local Government Committee**.

S.B. 570, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A BOATING VIOLATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 571, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE APPEAL OF DENIAL OF DISTRIBUTIONS TO PSAPS MADE BY THE 911 BOARD, AND TO EXPAND THE USES OF THE PSAP FUND BALANCES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

April 6, 2015

S.B. 547, A BILL TO BE ENTITLED AN ACT REQUIRING THE INTERCONNECTION OF PUBLIC WATER SYSTEMS OR WASTEWATER SYSTEMS TO REGIONAL SYSTEMS WHEN NECESSARY TO PROMOTE PUBLIC HEALTH, PROTECT THE ENVIRONMENT, AND ENSURE COMPLIANCE WITH DRINKING WATER RULES AND TO REQUIRE THAT AN ANALYSIS OF REASONABLE ALTERNATIVES BE DONE BEFORE CONSTRUCTING OR ALTERING A PUBLIC WATER SYSTEM, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 7 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RESTORE THE FIREARMS RIGHTS OF CERTAIN PERSONS WHO WERE CONVICTED OF NONVIOLENT FELONIES BEFORE DECEMBER 1, 1995, AND WHOSE FIREARMS RIGHTS HAD BEEN RESTORED BEFORE DECEMBER 1, 1995, referred to the **Rules and Operations of the Senate Committee** on March 17.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 539, A BILL TO BE ENTITLED AN ACT TO ENSURE THE DEPARTMENT OF TRANSPORTATION COMPLIES WITH THE REDUCTION IN WORKFORCE REQUIRED BY LAW, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

H.B. 113 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA'S STUDENTS BY INCREASING THE CRIMINAL PENALTY FOR THE COMMISSION OF CERTAIN SEX OFFENSES COMMITTED AGAINST A STUDENT BY A PERSON WHO IS SCHOOL PERSONNEL AND TO ESTABLISH A PROCEDURE FOR INSTITUTIONS OF HIGHER EDUCATION TO OBTAIN A LIST OF STUDENTS AND EMPLOYEES AT THE INSTITUTION WHO ARE REGISTERED AS SEX OFFENDERS, referred to the **Rules and Operations of the Senate Committee** on March 18.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 445, A BILL TO BE ENTITLED AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT,

HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT; BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 195 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PHARMACY PRACTICE ACT TO ALLOW FOR THE SUBSTITUTION OF AN INTERCHANGEABLE BIOLOGICAL PRODUCT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 215 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH PROCEDURE FOR WAIVER OF THE RIGHT TO A JURY TRIAL IN CRIMINAL CASES IN SUPERIOR COURT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 298 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA).

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Randleman for the **Judiciary II Committee**:

S.B. 332, A BILL TO BE ENTITLED AN ACT TO ENABLE REGISTERS OF DEEDS TO COLLECT ADDITIONAL FEES FOR INDEXING INSTRUMENTS THAT CONTAIN EXHIBITS WITH MULTIPLE ENTERABLE PARTIES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45343, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

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S.B. 488, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA), with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15221, is adopted and engrossed.

Upon motion of Senator Apodaca, the Committee Substitute bill is placed on the calendar of Tuesday, April 14.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 388 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE OPTIONS FOR LOCAL SALES TAXES FOR DARE COUNTY FOR DREDGING PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Barefoot's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-FIRST DAY

Senate Chamber
Thursday, April 9, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Chad Barefoot, Senator from Wake County.

Prayer is offered by Mr. Josh Grant, Research Assistant for Senator Kathy Harrington, as follows:

“Father, God, after a night’s heavy rain and an early morning gathering, I am reminded of the oft-quoted passage of the prophet who had seen the destruction of his city. Beyond the sight of his eyes and the anguish he felt, he came to theological mountaintops to see the goodness of God despite the suffering that had taken place: ‘The steadfast love of the Lord never ceases, that your mercies never come to an end. They are new every morning, and great, Lord, is your faithfulness.’* So where we too know the brokenness of life even in our own, whether in mere discontent with petty things, or deep relational strife amongst friends and family, Lord, bind the wounds of our lives with the power of your love that we know in the Cross of Christ. In his death and resurrection you created a way for reconciliation. Let us know that even today. Let us know that reconciliation despite our differences, and cause us to stand firm on the rock that is much higher than us. As we finish this week with members soon heading home,

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back to their districts, dwell richly here even now. Bless these people, Lord. Bless this state. Thank you for your love, your mercies, and most of all, your undying faithfulness. Guide us in our work for the good of the people. Amen.”

*Lamentations 3:22-23, NRSV (paraphrase)

Senator Alexander announces that the Senate Journal of Monday, April 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

Upon motion of Senator Woodard, seconded by Senator Alexander, the Senate adjourns at 10:10 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Monday, April 13, at 4:00 p.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 503, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR PURPOSES OF THE CRIMES OF “TAKING INDECENT LIBERTIES WITH A STUDENT” AND “INTERCOURSE AND SEXUAL OFFENSES WITH A STUDENT,” THE DEFINITION OF “SCHOOL PERSONNEL” INCLUDES EMPLOYEES OF CHARTER SCHOOLS AND NONPUBLIC SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 541, A BILL TO BE ENTITLED AN ACT TO REGULATE TRANSPORTATION NETWORK COMPANIES BY REQUIRING A PERMIT FROM DIVISION OF MOTOR VEHICLES, MAINTENANCE OF LIABILITY INSURANCE, AND BACKGROUND CHECKS FOR DRIVERS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 556, A BILL TO BE ENTITLED AN ACT TO CREATE A SOURCE OF POOLED PLANNING FUNDS FOR STATE CAPITAL IMPROVEMENT PROJECTS; TO GIVE THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT CERTAIN POWERS WITH RESPECT TO OVERSIGHT OF STATE CAPITAL IMPROVEMENTS; AND TO MAKE CHANGES RELATED TO STATE CAPITAL IMPROVEMENTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

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S.B. 560, A BILL TO BE ENTITLED AN ACT TO RECODIFY, REORGANIZE, AND CLARIFY THE PROVISIONS OF THE GOVERNMENT DATA ANALYTICS CENTER STATUTE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 561, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PLAN TO ENSURE THAT STUDENTS WHO COMPLETE HIGH SCHOOL ARE READY TO BEGIN COMMUNITY COLLEGE COURSE WORK WITHOUT NEED FOR REMEDIATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 564, A BILL TO BE ENTITLED AN ACT AMENDING THE UNEMPLOYMENT INSURANCE LAWS TO CLARIFY THAT A DIRECT SELLER IS NOT AN EMPLOYEE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 565, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN ONE YEAR AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 572, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO FARMERS BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO STUDY BRIDGE WEIGHT RESTRICTIONS IN AGRICULTURAL AREAS AND THE REGULATIONS GOVERNING TRANSPORT OF FUEL FOR AGRICULTURAL USE BY FARM VEHICLES; AND BY REQUIRING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY REGULATORY BARRIERS TO INCREASING DRAINAGE OF AGRICULTURAL LANDS IMPACTED BY SEA LEVEL CHANGE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 577, A BILL TO BE ENTITLED AN ACT TO PROVIDE CLARIFICATION FOR THE RETITLING OF A MANUFACTURED HOME THAT IS REMOVED FROM REAL PROPERTY AFTER THE ORIGINAL TITLE HAS BEEN CANCELLED, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 578, A BILL TO BE ENTITLED AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 581, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE PROCESS FOR ACCEPTING SUBDIVISION STREETS DEDICATED AS PUBLIC ON THE STATE HIGHWAY SYSTEM FOR MAINTENANCE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 582, A BILL TO BE ENTITLED AN ACT TO ALLOW THIRD-PARTY PREMIUM PAYMENTS FOR HEALTH BENEFIT PLANS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Insurance Committee**.

S.B. 585, A BILL TO BE ENTITLED AN ACT TO CREATE THE HISTORICALLY BLACK COLLEGES AND UNIVERSITIES ADVISORY BOARD, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 586, A BILL TO BE ENTITLED AN ACT TO CREATE A LOCAL FOOD SOURCING TAX CREDIT, referred to the **Rules and Operations of the Senate Committee** on March 30.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 588, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 589, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF "FELONY OFFENSE" FOR PURPOSES OF THE HABITUAL FELON LAW, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 590, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REGISTERED SEX OFFENDERS CONVICTED OF CERTAIN SEX OFFENSES AT THE FEDERAL LEVEL OR IN ANOTHER STATE ARE PROHIBITED FROM BEING ON CERTAIN PREMISES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 592, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPLICATION PROCESS FOR PRESENT USE VALUE LAND, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 594, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TEACH FOR NORTH CAROLINA PILOT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 595, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON REQUIRED TO REGISTER AS A SEX OFFENDER WHO INTENDS TO ENROLL IN A COMMUNITY COLLEGE MUST PROVIDE NOTICE OF THE PERSON'S STATUS TO THE OFFICE OF THE

REGISTRAR PRIOR TO ENROLLMENT AND TO PROVIDE THAT THE PERSON MAY NOT ATTEND ANY CLASS THAT IS OFFERED AS PART OF A PROGRAM FOR EARLY COLLEGE STUDENTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

S.B. 598, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, POLICIES REGARDING APPROACHES TO ADDRESSING THE REPORTING OF SUBSTANCE-EXPOSED NEWBORNS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **State and Local Government Committee**.

S.B. 599, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE CLEARANCE OF WRECKED VEHICLES AND OTHER TRAFFIC OBSTACLES FROM PUBLIC HIGHWAYS, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 603, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES AND CERTAIN NON-STATE ENTITIES TO DEVELOP, IMPLEMENT, AND MAINTAIN INFORMATION SYSTEMS THAT PROVIDE UNIFORM, PROGRAM-LEVEL ACCOUNTABILITY INFORMATION REGARDING THE PROGRAMS OPERATED BY THOSE AGENCIES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 605, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE REVENUE LAWS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

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S.B. 608, A BILL TO BE ENTITLED AN ACT TO CONVERT THE LOCAL SALES AND USE TAXES AUTHORIZED UNDER ARTICLES 39, 40, AND 42 TO A STATE SALES AND USE TAX, TO DISTRIBUTE THE REVENUE FROM THE CONVERTED TAX AS A LOCAL SOURCE OF REVENUE, TO ESTABLISH A BASE ALLOCATION BASED ON THE AMOUNT OF REVENUE RECEIVED BY A COUNTY OR CITY IN FISCAL YEAR 2013-2014, AND TO ALLOCATE ANY GROWTH IN THE SALES TAX REVENUE FROM THE CONVERTED TAX ON A PER CAPITA BASIS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 609, A BILL TO BE ENTITLED AN ACT TO REQUIRE PRESCRIBERS AND DISPENSERS TO REVIEW INFORMATION IN THE CONTROLLED SUBSTANCES REPORTING SYSTEM PRIOR TO PRESCRIBING OR DISPENSING A CONTROLLED SUBSTANCE TO A PATIENT AND TO MAKE A VIOLATION OF THAT REQUIREMENT A CRIMINAL OFFENSE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 616, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE TO PROVIDE MOBILE NETWORKS CAREER CENTERS TO AREAS OF THE STATE THAT ARE NOT SERVED BY FIXED CENTER SITES AND TO HELP DISPLACED WORKERS IN UNDERSERVED AREAS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 619, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.02 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE OR REFUSAL TO SUBMIT TO A CHEMICAL ANALYSIS; TO PROVIDE THAT WHERE A PERSON HAS COMMITTED AN IMPLIED-CONSENT OFFENSE AND APPLICABLE LAW REQUIRES A MANDATORY REVOCATION OF THE PERSON'S DRIVERS LICENSE, A REQUEST FOR A HEARING DOES NOT STAY THE REVOCATION; TO REQUIRE IGNITION INTERLOCK SYSTEM RESTRICTIONS ON A LIMITED DRIVING PRIVILEGE ISSUED TO ANYONE WHO IS CONVICTED OF AN ALCOHOL-RELATED OFFENSE OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL AND BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS; TO REQUIRE AN EXTENSION OF THE

IGNITION INTERLOCK REQUIREMENT PERIOD FOR ANY PERSON WHO VIOLATES THE CONDITIONS FOR RESTORING THE PERSON'S DRIVERS LICENSE AFTER CERTAIN DRIVING WHILE IMPAIRED CONVICTIONS; TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM; TO MODIFY THE HABITUAL IMPAIRED DRIVING STATUTE; AND TO MAKE VARIOUS OTHER CHANGES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 620, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PURPOSES FOR WHICH THE DEPARTMENT OF TRANSPORTATION MAY ENGAGE THE SERVICES OF PRIVATE LEGAL COUNSEL, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 621, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO SEND MOTOR VEHICLE REGISTRATION RENEWAL NOTIFICATION BY ELECTRONIC MEANS UPON RECEIVING WRITTEN CONSENT FROM THE OWNER OF THE MOTOR VEHICLE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 626, A BILL TO BE ENTITLED AN ACT TO AMEND THE EXPUNCTION LAWS TO SHORTEN THE WAITING PERIOD REQUIRED TO OBTAIN SOME EXPUNCTIONS, TO MAKE SOME EXPUNCTIONS MORE AVAILABLE FOR CERTAIN PERSONS DEDICATED TO MOVING BEYOND THEIR CRIMINAL RECORDS, AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF JUSTICE TO ASSIST WITH THE ADDITIONAL COSTS OF CRIMINAL RECORD CHECKS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 630, A BILL TO BE ENTITLED AN ACT TO ALLOW LICENSED PRIVATE INVESTIGATORS TO ACCESS THE ADMINISTRATIVE OFFICE OF THE COURTS REAL-TIME CRIMINAL RECORDS INFORMATION SYSTEM, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

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S.B. 634, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROHIBITION ON OPERATING A MOTOR VEHICLE IN A PASSING LANE AT LESS THAN THE SPEED LIMIT OR WHEN IMPEDING THE STEADY FLOW OF TRAFFIC AND TO INCREASE THE MONETARY PENALTY FOR COMMITTING A VIOLATION OF THAT PROHIBITION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

S.B. 637, A BILL TO BE ENTITLED AN ACT TO INCREASE EFFICIENCY IN THE ADMINISTRATION OF AFTER TAX BENEFIT PLANS BY THE UNIVERSITY OF NORTH CAROLINA BY EXEMPTING THE UNIVERSITY FROM CERTAIN OBSOLETE REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

S.B. 643, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR CORRECTING TYPOGRAPHICAL, OBVIOUS DESCRIPTION, OR OTHER MINOR ERRORS IN RECORDED INSTRUMENTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 647, A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 652, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RE-HOMING OF AN ADOPTED MINOR CHILD AND MAKE CONFORMING STATUTORY CHANGES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 654, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVISIONS OF THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 661, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN LOCAL LAW ENFORCEMENT AGENCIES OBTAIN DNA ANALYSES FROM ENTITIES OTHER THAN THE STATE CRIME LABORATORY THAT THOSE ENTITIES MEET THE STANDARDS APPLICABLE TO VENDOR LABORATORIES AS SET FORTH IN FEDERAL BUREAU OF INVESTIGATION STANDARDS RELATED TO THE COMBINED DNA INDEX SYSTEM (CODIS); TO REQUIRE THE STATE CRIME LABORATORY TO MAKE AVAILABLE A LIST OF ENTITIES THAT SATISFY THAT REQUIREMENT; AND TO PROHIBIT LOCAL LAW ENFORCEMENT AGENCIES FROM USING CERTAIN DNA DATABASES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 667, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRINCIPLE-BASED VALUATION IN THE LIFE INSURANCE STANDARD VALUATION LAW AND STANDARD NONFORFEITURE PROVISIONS IN THE NORTH CAROLINA INSURANCE LAW, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

S.B. 671, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CONDITIONALLY RESTORE THE DRIVERS LICENSE OF PERSONS WHO HAVE SUCCESSFULLY COMPLETED A DRUG TREATMENT OR DWI TREATMENT COURT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 673, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW, referred to the **Commerce Committee** on March 30.

The bill is withdrawn from the **Commerce Committee** and re-referred to the **Transportation Committee**.

S.B. 678, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEBT COLLECTOR STATUTES TO MORE NEARLY CONFORM TO THE FEDERAL FAIR DEBT COLLECTION PRACTICES ACT, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

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S.B. 693, A BILL TO BE ENTITLED AN ACT TO PROVIDE ALL EMPLOYEES OF NEWS AND ADVERTISING EMPLOYERS WITH COVERAGE FOR UNEMPLOYMENT INSURANCE AND WORKERS' COMPENSATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

H.B. 195 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PHARMACY PRACTICE ACT TO ALLOW FOR THE SUBSTITUTION OF AN INTERCHANGEABLE BIOLOGICAL PRODUCT, referred to the **Rules and Operations of the Senate Committee** on April 6.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 184 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF CULTURAL RESOURCES, OFFICE OF ARCHIVES AND HISTORY, TO USE THE NET PROCEEDS OF THE SALE OF ARTIFACTS FOR MAINTENANCE OR CONSERVATION OF OTHER ARTIFACTS; TO CLARIFY THE PROCESS FOR TRANSFERRING TITLE OF UNCLAIMED OR UNDOCUMENTED PROPERTY LOANED TO MUSEUMS AND HISTORICAL REPOSITORIES TO THOSE MUSEUMS AND HISTORICAL REPOSITORIES; AND TO SET A TIME LIMITATION ON CONFIDENTIALITY OF RECORDS.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Woodard's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-SECOND DAY

Senate Chamber
Monday, April 13, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Chad Barefoot, Senator from Wake County.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

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“Our Father, who art in heaven, hallowed be Thy name; we come to you and pray for those in poverty, for the elderly, and for our schools and institutions of higher education, we pray, and for ourselves—especially these senators gathered here—we pray wisdom, vitality, protection from temptation, and, Lord, for the families of those that serve. Lord, we ask that you would renew their awareness that they have been appointed by you, Lord, to be ministers of justice to speak up for those that cannot speak up for themselves. We pray these things in the name of Jesus Christ. Amen.”

Senator Woodard announces that the Senate Journal of Thursday, April 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

Upon motion of Senator Alexander, seconded by Senator Waddell, the Senate adjourns at 4:04 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, April 14, at 2:00 p.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 327, A BILL TO BE ENTITLED AN ACT TO ALLOW BANKS TO CONDUCT SAVINGS PROMOTION RAFFLES, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

S.B. 549, A BILL TO BE ENTITLED AN ACT TO STUDY THE METHODOLOGY BY WHICH TO MOVE THE STATE PUBLIC HEALTH SYSTEM FROM A COUNTY-BASED SYSTEM TO A SYSTEM INVOLVING THREE REGIONAL PUBLIC HEALTH AUTHORITIES AND TO STUDY THE CREATION OF A STATE HEALTH IMPROVEMENT ANALYTICS CENTER, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Information Technology Committee**.

S.B. 600, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY HOW TO IMPLEMENT AUTONOMOUS VEHICLE TECHNOLOGY ON THE ROADS AND HIGHWAYS OF THIS STATE, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

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S.B. 423, A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY DIRECTING THE NORTH CAROLINA REINSURANCE FACILITY TO MAKE AVAILABLE A NONOWNER AUTOMOBILE INSURANCE POLICY FOR FOSTER CHILDREN, BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, referred to the **Health Care Committee** on March 26 with a sequential referral to the **Judiciary I Committee**.

A sequential referral to the **Insurance Committee** is added.

H.B. 140 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DESIGNATING THE EIGHTEENTH DAY OF APRIL, 2015, AND THE SECOND MONDAY IN APRIL OF EACH YEAR THEREAFTER AS LINEMAN APPRECIATION DAY, referred to the **Rules and Operations of the Senate Committee** on April 2.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

April 13, 2015

S.B. 78, AN ACT TO PROVIDE THAT A STATE CORRECTIONAL OFFICER MAY CARRY A CONCEALED WEAPON WHEN OFF-DUTY. (Became law upon approval of the Governor, April 9, 2015 - S.L. 2015-5)

H.B. 41, AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO VARIOUS REVENUE LAWS, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE. (Became law upon approval of the Governor, April 9, 2015 - S.L. 2015-6)

S.B. 14, AN ACT TO PROVIDE FUNDS FOR CERTAIN EXPENDITURES AND TO CLARIFY AND MODIFY OTHER LAWS. (Became law without the approval of the Governor, April 13, 2015 - S.L. 2015-7)

Pursuant to Senator Alexander's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-THIRD DAY

Senate Chamber
Tuesday, April 14, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, you have been our dwelling place in all generations. We come before you now to dwell in the shadow of your wing. Where can we go from your presence? Even here in this public, contentious atmosphere, you are here. What a remarkable thing that you would involve yourself in this minutia of the mundane business of this state. So we thank you for that portion of grace, Lord, that you have poured out upon us here as we gather. Let your favor fall upon us today freshly. O Lord, would you please establish the work of our hands? It is in Jesus' name that we pray. Amen."

Senator Apodaca announces that the Senate Journal of Monday, April 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Smith-Ingram.

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The Chair extends privileges of the floor to Gail Lane from Roanoke Rapids, North Carolina, and to Debra Bronson from Rougemont, North Carolina, who are serving the Senate as Nurses of the Day.

INTRODUCTION OF A JOINT RESOLUTION

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow S.J.R. 712, which was filed today, to be introduced today and referred to the **Select Committee on Nominations**.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 391, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INJUNCTION PROHIBITING STREET GANG ACTIVITY THAT CONSTITUTES A PUBLIC NUISANCE EXPIRES THREE YEARS AFTER ENTRY OF THE ORDER RATHER THAN ONE YEAR, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from today's calendar and re-referred to the **Judiciary I Committee**.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Sanderson for the **State and Local Government Committee**:

H.B. 140 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DESIGNATING THE EIGHTEENTH DAY OF APRIL, 2015, AND THE SECOND MONDAY IN APRIL OF EACH YEAR THEREAFTER AS LINEMAN APPRECIATION DAY, with a favorable report.

By Senator Tucker for the **Health Care Committee**:

S.B. 366, A BILL TO BE ENTITLED AN ACT TO AMEND THE REPORTING AND MEETING REQUIREMENTS UNDER THE LAWS PERTAINING TO THE PERMANENCY INNOVATION INITIATIVE OVERSIGHT COMMITTEE, with a favorable report.

S.B. 487, A BILL TO BE ENTITLED AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM, with a favorable report.

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By Senator Meredith for the **Commerce Committee**:

S.B. 682, A BILL TO BE ENTITLED AN ACT TO LIMIT USE OF CONTINGENT-BASED CONTRACTS FOR AUDIT OR ASSESSMENT PURPOSES, with a favorable report.

By Senator Newton for the **Judiciary I Committee**:

S.B. 481, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA PROVIDING ACCESS TO CAPITAL FOR ENTREPRENEURS AND SMALL BUSINESS ACT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 154 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OPERATION OF THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE, TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED, TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO ARREST OR REVOCATION OF PRETRIAL RELEASE, PROBATION, PAROLE OR POST-RELEASE IF BASED UPON AN OFFENSE FOR WHICH THE PERSON IS IMMUNE FROM PROSECUTION, TO PROVIDE THAT A LAW ENFORCEMENT OFFICER SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING OR CHARGING A PERSON ENTITLED TO IMMUNITY FROM PROSECUTION IF THE LAW ENFORCEMENT OFFICER ACTED IN GOOD FAITH, TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2, AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 183, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CONFINEMENT IN RESPONSE TO VIOLATION FOR MISDEMEANANTS SENTENCED UNDER STRUCTURED SENTENCING, AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, upon second reading.

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The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 233, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE AUTOMATIC EXPUNCTION OF CERTAIN RECORDS OF A PERSON WHEN THE CHARGE OR CHARGES AGAINST THE PERSON ARE DISMISSED AS A RESULT OF IDENTITY THEFT OR MISTAKEN IDENTITY, upon second reading.

The bill passes its second reading (48-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 269, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR SEVERANCE OF SUMMARY EJECTMENT AND MONETARY CLAIMS IN SMALL CLAIMS ACTIONS WHEN SERVICE OF PROCESS ONLY MEETS SUMMARY EJECTMENT STANDARDS AND TO ALLOW FOR THE SEVERED MONETARY CLAIM TO BE CONTINUED WITH ALIAS AND PLURIES SUMMONS, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 311, A BILL TO BE ENTITLED AN ACT TO ENSURE THE INTEGRITY OF MARRIAGE RECORDS PRESENTED FOR REGISTRATION, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 488 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA), upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 675, A BILL TO BE ENTITLED AN ACT TO LIMIT THE FREQUENCY OF PAROLE REVIEWS FOR INMATES CONVICTED OF SEXUALLY VIOLENT OFFENSES, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 123 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon third reading.

The Committee Substitute bill passes its third reading (48-1) and is ordered sent to the House of Representatives.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Charlie Crumpler III, Dunn; Isaiah Davis, Goldsboro; Luke Evans, Asheboro; Gabriella Scala, Greensboro; and Sarah Wallace Strickland, Salemburg.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

S.B. 386, A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 462, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PUBLIC AUTHORITY MAY ESTABLISH, OWN, AND OPERATE A NONPROFIT CORPORATION WITH TAX EXEMPT STATUS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35257, is adopted and engrossed.

A SENATORIAL STATEMENT

Senator Bryant submits a Senatorial Statement entitled, **COMMEMORATING THE HALIFAX RESOLVES**. The full text can be found in the Appendix. (See pg. 1264)

Upon motion of Senator Berger, seconded by Senator Apodaca, the Senate adjourns at 2:37 p.m., in memory of William S. Powell, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Wednesday, April 15, at 2:00 p.m.

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INTRODUCTION OF A RESOLUTION

A resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Newton:

S.J.R. 712, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF BERNARD WARREN (B.W.) COLLIER, II, AS DIRECTOR OF THE STATE BUREAU OF INVESTIGATION.

Referred to the **Select Committee on Nominations**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 322, A BILL TO BE ENTITLED AN ACT GRANTING AUTHORITY TO THE TOWN OF MORRISVILLE TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS.

Referred to the **State and Local Government Committee**.

H.B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN.

Referred to the **State and Local Government Committee**.

RE-REFERRAL OF A RESOLUTION

Senator Apodaca orders the re-referral of a resolution as follows:

S.R. 580, A SENATE RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO OUR VETERANS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The resolution is withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Wednesday, April 15.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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FORTY-FOURTH DAY

Senate Chamber
Wednesday, April 15, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, we do bow our heads and come before you, the maker of all things—the creator of every good and perfect gift that comes down from above. We seek your face because you say that if we have need to come to you. You are the giver of all things. Lord, we desire for you to be the God of this place and for you to be the comforter of those that are here—all these that are placed in authority. I pray that you would be their Lord, be their shepherd, and walk through the valley with them, and that you would pour oil all over this place, Lord. It is in Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, April 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Stephen Badoo from Cary, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing and select committee reports are submitted as follows:

By Senator Apodaca for the **Select Committee on Nominations**:

S.J.R. 712, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF BERNARD WARREN (B.W.) COLLIER, II, AS DIRECTOR OF THE STATE BUREAU OF INVESTIGATION, with a favorable report.

By Senator Barefoot for the **Workforce and Economic Development Committee**:

S.B. 545, A BILL TO BE ENTITLED AN ACT TO ENRICH THE STATE’S WORKFORCE BY REQUIRING OCCUPATIONAL LICENSING BOARDS TO LICENSE MILITARY-TRAINED VETERANS WHO PASS A PROFICIENCY EXAMINATION OFFERED BY THE OCCUPATIONAL LICENSING BOARD FOR VETERANS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary I Committee**.

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By Senator Tillman for the **Education/Higher Education Committee**:

S.B. 333, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35261, is adopted and engrossed.

S.B. 343, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY OFFENSE FOR A STUDENT WHO IS SIXTEEN YEARS OF AGE OR OLDER TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25228, which changes the title to read **S.B. 343** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY OFFENSE FOR A STUDENT WHO IS SIXTEEN YEARS OF AGE OR OLDER WHO DOES NOT HAVE AN INDIVIDUALIZED EDUCATION PROGRAM OR SECTION 504 PLAN TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary II Committee**.

By Senator Tucker for the **Health Care Committee**:

S.B. 423, A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY DIRECTING THE NORTH CAROLINA REINSURANCE FACILITY TO MAKE AVAILABLE A NONOWNER AUTOMOBILE INSURANCE POLICY FOR FOSTER CHILDREN, BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES

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ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15225, which changes the title to read **S.B. 423** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary I Committee**.

By Senator Daniel for the **Transportation Committee**:

S.B. 174, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF WILMINGTON MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE FORMER CSX TRANSPORTATION RAIL CORRIDOR WITHIN THE LIMITS OF THAT CITY, with a favorable report.

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S.B. 273, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBILITY IN WAIVING PENALTIES AND INTEREST FOR MOTOR VEHICLE TAXES FOR TAX YEARS PRIOR TO JULY 1, 2013, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 301, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE PROHIBITION ON PURCHASE OF CONTAMINATED PROPERTY BY PUBLIC ENTITIES, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary I Committee**.

S.B. 313, A BILL TO BE ENTITLED AN ACT TO DEFINE WHO IS ELIGIBLE TO RECEIVE A RETIRED REGISTER OF DEEDS SPECIAL REGISTRATION PLATE, with a favorable report.

S.B. 345, A BILL TO BE ENTITLED AN ACT TO LIMIT THE AMOUNT OF STORAGE FEES THAT CERTAIN PARTIES ARE RESPONSIBLE FOR WHEN A MOTOR VEHICLE IS IMPOUNDED AFTER A CRASH, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary II Committee**.

S.B. 217, A BILL TO BE ENTITLED AN ACT TO ADJUST THE RATE OF THE HIGHWAY USE TAX FOR THE SHORT-TERM LEASE OR RENTAL OF A MOTOR VEHICLE, TO ADJUST THE DISTRIBUTION OF THE HIGHWAY USE TAXES COLLECTED ON THE SHORT-TERM LEASE OR RENTAL OF A MOTOR VEHICLE, TO ADJUST THE DISTRIBUTION OF THE PROCEEDS FROM CERTAIN FEES COLLECTED BY THE DIVISION OF MOTOR VEHICLES, AND TO APPROPRIATE FUNDS ON AN ANNUAL BASIS FROM THE HIGHWAY FUND TO THE NORTH CAROLINA STATE PORTS AUTHORITY AND THE DIVISION OF AVIATION OF THE DEPARTMENT OF TRANSPORTATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25226, which changes the title to read **S.B. 217** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE DISTRIBUTION OF THE HIGHWAY USE TAXES COLLECTED ON THE SHORT-TERM LEASE OR RENTAL OF A MOTOR VEHICLE AND TO APPROPRIATE FUNDS ON AN ANNUAL BASIS FROM THE HIGHWAY FUND TO THE NORTH CAROLINA STATE PORTS AUTHORITY AND THE DIVISION OF AVIATION OF THE DEPARTMENT OF TRANSPORTATION, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

S.B. 540, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SET FEE AMOUNT FOR THE ISSUANCE OF AN ANNUAL PASS THAT ENTITLES A PASSENGER TO PRIORITY WHEN BOARDING A FERRY PASSENGER VESSEL, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25227, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

S.B. 195, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LEGAL FRAMEWORK FOR THE SALE AND REGULATION OF MOTOR VEHICLE ANCILLARY PRODUCT CONTRACTS IN NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35260, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce Committee**.

By Senator Daniel for the **Judiciary II Committee**:

S.B. 238, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON COMMITS THE OFFENSE OF CYBERSTALKING IF THE PERSON KNOWINGLY INSTALLS OR PLACES A TRACKING DEVICE WITHOUT CONSENT AND USES THE DEVICE TO TRACK THE LOCATION OF AN INDIVIDUAL, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35259, is adopted and engrossed.

By Senator Meredith for the **Commerce Committee**:

S.B. 455, A BILL TO BE ENTITLED AN ACT TO ENACT THE IRAN DIVESTMENT ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25224, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Pensions & Retirement and Aging Committee**.

S.B. 679, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOVERY OF COURT COSTS AND RELATED COSTS UPON VOLUNTARY DISMISSAL AT THE REQUEST OF A BORROWER OF AN ACTION TO RECOVER PAYMENTS DUE UNDER A LOAN GRANTED UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT OR UPON

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REDUCTION OF A LOAN ISSUED UNDER THE ACT TO JUDGMENT; TO CLARIFY THE MULTIPLE LOAN LIMITATIONS UNDER THE ACT; TO CLARIFY THE STATUTE RELATED TO WHETHER OR NOT BORROWERS ARE MEMBERS OF THE MILITARY PRIOR TO MAKING LOANS UNDER THE ACT; AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25223, which changes the title to read **S.B. 679** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOVERY OF COURT COSTS AND RELATED COSTS UPON VOLUNTARY DISMISSAL AT THE REQUEST OF A BORROWER OF AN ACTION TO RECOVER A LOAN GRANTED UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT OR UPON REDUCTION OF A LOAN MADE UNDER THE ACT TO JUDGMENT; TO CLARIFY THE MULTIPLE LOAN LIMITATIONS UNDER THE ACT; TO CLARIFY THE STATUTE RELATED TO WHETHER OR NOT BORROWERS ARE MEMBERS OF THE MILITARY PRIOR TO MAKING LOANS UNDER THE ACT; AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE ACT, is adopted and engrossed.

S.B. 7 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 25225, is adopted and engrossed.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

S.B. 366, A BILL TO BE ENTITLED AN ACT TO AMEND THE REPORTING AND MEETING REQUIREMENTS UNDER THE LAWS PERTAINING TO THE PERMANENCY INNOVATION INITIATIVE OVERSIGHT COMMITTEE, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 462 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PUBLIC AUTHORITY MAY ESTABLISH, OWN, AND OPERATE A NONPROFIT CORPORATION WITH TAX EXEMPT STATUS, upon second reading.

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The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 487, A BILL TO BE ENTITLED AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM, upon second reading.

Senator Pate offers Amendment No. 1, which is adopted (50-0).

The bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 682, A BILL TO BE ENTITLED AN ACT TO LIMIT USE OF CONTINGENT-BASED CONTRACTS FOR AUDIT OR ASSESSMENT PURPOSES, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

H.B. 140 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DESIGNATING THE EIGHTEENTH DAY OF APRIL, 2015, AND THE SECOND MONDAY IN APRIL OF EACH YEAR THEREAFTER AS LINEMAN APPRECIATION DAY, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor by special message.

A SENATORIAL STATEMENT

Senator Bryant, Senator Robinson, and Senator Smith-Ingram submit a Senatorial Statement entitled, **RECOGNIZING DELTA SIGMA THETA SORORITY DAY AT THE NORTH CAROLINA GENERAL ASSEMBLY**. The full text can be found in the Appendix. (See pg. 1265)

CALENDAR *(continued)*

S.R. 580, A SENATE RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO OUR VETERANS, for adoption.

Upon motion of Senator Pate, the resolution is read in its entirety.

Upon motion of Senator Bingham, the words spoken on S.R. 580 are spread upon the Journal as follows:

April 15, 2015

SENATOR PATE: “I’d like to thank Senators Meredith and Rabin for joining me as the primary sponsors for this resolution. At this time, Mr. President, I would like to ask the senators who are veterans to stand as I call their name, with your permission, and I would give the terms of service that they had and which branch of the service they were in, and if they would remain standing until the end. Senator Alexander served from 1969-1975 in the North Carolina National Guard. Senator Clark served from 1981-2001 in the United States Air Force, my brother. Senator Curtis served 1972-1977 in the United States Air Force. Senator Daniel served 1991-1997 in the United States Army. Senator Don Davis served 1994-2001 in the United States Air Force. Senator Hartsell served 1972 in the United States Army Reserves. Senator Jeff Jackson served 2005-2006 in the National Guard. Senator Meredith served 1984-1987 in the United States Army. Senator Pate, 1962-1982, United States Air Force. Senator Rabin served 1956-1980 in the United States Army. Senator Soucek served 1991-1999 in the United States Army. Senator Tucker served 1968-1969 in the United States Navy. Ladies and gentlemen of the Senate, these are my brothers in arms, who have served our country. Upstairs above us now, we have veterans from all across our state, who have served in both foreign wars and in times of peace. We need to recognize our veterans, and for that, Mr. President, I recommend that we adopt this resolution and honor our veterans. Thank you, Mr. President.”

Upon motion of Senator Pate, the Senate Resolution is adopted (50-0).

Upon motion of Senator Berger, seconded by Senator Soucek, the Senate adjourns at 2:48 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Thursday, April 16, at 12:00 p.m.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

H.B. 140, AN ACT DESIGNATING THE EIGHTEENTH DAY OF APRIL, 2015, AND THE SECOND MONDAY IN APRIL OF EACH YEAR THEREAFTER AS LINEMAN APPRECIATION DAY.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 127 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEASURE OF DAMAGES IN A CONDEMNATION ACTION INITIATED BY THE DEPARTMENT OF TRANSPORTATION;

April 15, 2015

TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID; TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEYS' FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE; AND TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL SEND ANY RELOCATION NOTICE REQUIRED BY FEDERAL LAW WITHIN A SPECIFIED PERIOD OF TIME.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 255 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE AND THE BUILDING CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, AND BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS TO INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED.

Referred to the **Rules and Operations of the Senate Committee.**

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

April 15, 2015

S.B. 182, A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF AUTOMATIC LICENSE PLATE READER SYSTEMS, referred to the **Rules and Operations of the Senate Committee** on March 5.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 211, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A MONETARY PENALTY WHEN FUNDS ARE NOT TRANSFERRED WITHIN REQUIRED TIME LINES BETWEEN LOCAL SCHOOL ADMINISTRATIVE UNITS AND CHARTER SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 371, A BILL TO BE ENTITLED AN ACT TO MODERNIZE DATA COLLECTION BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RELATED TO LME/MCO MANAGED CARE CLAIMS, referred to the **Rules and Operations of the Senate Committee** on March 24.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

S.B. 523, A BILL TO BE ENTITLED AN ACT TO REQUIRE EACH COUNTY TO PAY THE COST OF COMMUNITY COLLEGE REMEDIATION FOR STUDENTS WHO GRADUATED FROM A HIGH SCHOOL IN THAT COUNTY WITHIN THE PAST TWO YEARS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 596, A BILL TO BE ENTITLED AN ACT TO CLARIFY EXISTING LAW REGARDING THE ENFORCEMENT OF FOREIGN-COUNTRY JUDGMENTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 614, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EXPANSION OF RIGHTS UNDER EXISTING LAW PERTAINING TO GRANDPARENT VISITATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Health Care Committee**.

S.B. 705, A BILL TO BE ENTITLED AN ACT TO ENSURE A FAIR SALE OF THE DOROTHEA DIX PROPERTY; AND TO AMEND THE PURPOSES FOR WHICH FUNDS IN THE TRUST FUND FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES AND BRIDGE FUNDING NEEDS MAY BE USED, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

S.B. 709, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN A SIX-MONTH WAITING PERIOD AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE, referred to the **State and Local Government Committee** on March 30.

A sequential referral to the **Judiciary II Committee** is added.

S.B. 386, A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS, referred to the **Finance Committee** on April 14.

The bill is withdrawn from the **Finance Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Apodaca for the **Rules and Operations of the Senate Committee**:

April 15, 2015

H.B. 364, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFLICT OF INTEREST PROVISIONS FOR CERTAIN COMMISSIONS AND TO MODIFY APPOINTMENTS TO SEVERAL STATE BOARDS AND COMMISSIONS, with a favorable report.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 593, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF INSTRUCTION AT THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 331, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES, referred to the **Rules and Operations of the Senate Committee** on March 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 286, A BILL TO BE ENTITLED AN ACT PROHIBITING THE SALE OF E-LIQUID CONTAINERS WITHOUT CHILD-RESISTANT PACKAGING AND SAFETY WARNING LABELS, referred to the **Rules and Operations of the Senate Committee** on March 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

S.B. 456, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE CHARTER SCHOOL STATUTES AND TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES REGARDING REPLICATION OF CERTAIN CHARTER SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

April 15, 2015

S.B. 386, A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35258, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

S.B. 660, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DISTRICT ATTORNEYS TO USE CERTAIN GRANT FUNDS TO OBTAIN TOXICOLOGY ANALYSIS FROM PROVIDERS OF TOXICOLOGY ANALYSES OTHER THAN HOSPITALS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-FIFTH DAY

Senate Chamber
Thursday, April 16, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, there is no word that we can speak to traverse the divide between your throne room and this chamber, yet we have your Spirit that is inside of us. There are no fireworks; there are no stones that we can hew, but there is a ‘deep magic,’ as C.S. Lewis once said. Lord, accept these plain words and these calculated actions. Forgive us as we do so. As we enter into your presence, we can feel your regard for us, and we can taste your generous spirit, your pardon amidst our self-serving corruption. So, Lord, bring us to the resting place where we can watch you gazing upon us, one where we can know that death cannot destroy. Have mercy on us, Lord, and take our heaps of stones and make them a temple. In Jesus’ name we pray. Amen.”

April 16, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, April 15, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Blue, Senator Rabon, Senator Robinson, and Senator Tucker.

The Chair extends privileges of the floor to Dr. John K. Williford, Jr., from Charlotte, North Carolina, who is serving the Senate as Doctor of the Day, and to Stephanie Leach from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Barringer for the **Judiciary II Committee**:

S.B. 249, A BILL TO BE ENTITLED AN ACT GRANTING AUTHORITY TO THE TOWN OF MORRISVILLE TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS, with a favorable report.

S.B. 661, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN LOCAL LAW ENFORCEMENT AGENCIES OBTAIN DNA ANALYSES FROM ENTITIES OTHER THAN THE STATE CRIME LABORATORY THAT THOSE ENTITIES MEET THE STANDARDS APPLICABLE TO VENDOR LABORATORIES AS SET FORTH IN FEDERAL BUREAU OF INVESTIGATION STANDARDS RELATED TO THE COMBINED DNA INDEX SYSTEM (CODIS); TO REQUIRE THE STATE CRIME LABORATORY TO MAKE AVAILABLE A LIST OF ENTITIES THAT SATISFY THAT REQUIREMENT; AND TO PROHIBIT LOCAL LAW ENFORCEMENT AGENCIES FROM USING CERTAIN DNA DATABASES, with a favorable report.

By Senator Newton for the **Judiciary I Committee**:

S.B. 349, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY, with a favorable report.

April 16, 2015

S.B. 423 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Insurance Committee**.

MOTIONS RELATIVE TO THE CALENDAR

The following changes are made to today's calendar:

H.B. 364, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFLICT OF INTEREST PROVISIONS FOR CERTAIN COMMISSIONS AND TO MODIFY APPOINTMENTS TO SEVERAL STATE BOARDS AND COMMISSIONS, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from the regular order of business and placed at the beginning of today's calendar.

S.B. 333 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Tuesday, April 21.

S.B. 679 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOVERY OF COURT COSTS AND RELATED

April 16, 2015

COSTS UPON VOLUNTARY DISMISSAL AT THE REQUEST OF A BORROWER OF AN ACTION TO RECOVER A LOAN GRANTED UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT OR UPON REDUCTION OF A LOAN MADE UNDER THE ACT TO JUDGMENT; TO CLARIFY THE MULTIPLE LOAN LIMITATIONS UNDER THE ACT; TO CLARIFY THE STATUTE RELATED TO WHETHER OR NOT BORROWERS ARE MEMBERS OF THE MILITARY PRIOR TO MAKING LOANS UNDER THE ACT; AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE ACT, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Monday, April 20.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

H.B. 364, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CONFLICT OF INTEREST PROVISIONS FOR CERTAIN COMMISSIONS AND TO MODIFY APPOINTMENTS TO SEVERAL STATE BOARDS AND COMMISSIONS, upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor by special message.

The Senate recesses at 12:22 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 12:40 p.m.

RECESS

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Sanderson for the **State and Local Government Committee**:

S.B. 419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN A SIX-MONTH WAITING PERIOD AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary II Committee**.

April 16, 2015

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 108 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A FUND TO PROVIDE LOANS TO LOCAL GOVERNMENT UNITS FOR THE DEVELOPMENT OF SITES AND BUILDINGS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 163 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES TO THE NORTH CAROLINA CAPTIVE INSURANCE ACT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 235, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF GODWIN TO REPEAL THE BAN ON THE SALE OF SPIRITUOUS, VINOUS, OR MALT LIQUORS WITHIN TOWN LIMITS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 237 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL PERSONAL EDUCATION PLANS AND MODIFY TRANSITION PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 259, A BILL TO BE ENTITLED AN ACT TO MAKE TWO TECHNICAL CORRECTIONS RELATED TO GENERAL GOVERNMENT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 277 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE RETIREMENT ADMINISTRATIVE CHANGES ACT OF 2015.

Referred to the **Pensions & Retirement and Aging Committee**.

H.B. 288 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN NAIC ACCREDITATION OF THE DEPARTMENT OF INSURANCE BY MAKING REVISIONS TO THE LAWS GOVERNING INSURANCE COMPANY HOLDING SYSTEMS, RISK-BASED CAPITAL REQUIREMENTS FOR LIFE INSURERS, AND CORPORATE GOVERNANCE REQUIREMENTS FOR RISK RETENTION GROUPS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

Referred to the **Insurance Committee**.

H.B. 356, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CAP ON THE UTILITIES REGULATORY FEE RESERVE, TO SET THE REGULATORY FEE IN STATUTE, AND TO ALLOW THE COMMISSION TO RAISE OR LOWER THE FEE.

Referred to the **Commerce Committee**.

April 16, 2015

H.B. 357 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A WRITTEN TOXICOLOGY ANALYSIS MAY BE INTRODUCED AS EVIDENCE IN A DISTRICT COURT CRIMINAL PROSECUTION WITHOUT EXPERT TESTIMONY PROVIDED THERE IS A RIGHT TO TRIAL DE NOVO.

Referred to the **Judiciary II Committee**.

H.B. 393, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF MEMBERS OF THE TRI-COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES.

Referred to the **Education/Higher Education Committee**.

H.B. 408, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON ADOPTION/POST-ADOPTION SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 434 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEDICAL RECERTIFICATION IS NOT REQUIRED FOR RENEWALS OF REMOVABLE WINDSHIELD HANDICAPPED PLACARDS IF THE PERSON IS CERTIFIED AS TOTALLY AND PERMANENTLY DISABLED.

Referred to the **Transportation Committee**.

H.B. 437 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO CREATE A PHARMACY PERMIT EXEMPTION AND A DEVICE AND MEDICAL EQUIPMENT PERMIT EXEMPTION FOR THE DISPENSING AND DELIVERY OF HOME RENAL PRODUCTS AND TO ALLOW FOR DIALYSIS FACILITIES TO BE DESIGNATED AS AGENTS TO RECEIVE HOME MEDICATIONS FOR PATIENTS WITH RENAL FAILURE.

Referred to the **Health Care Committee**.

H.B. 464 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE COMPOSITION OF THE BOARD OF TRUSTEES OF REGIONAL TRANSPORTATION AUTHORITIES, TO PROVIDE THAT ALL MEMBERS OF THE BOARD OF TRUSTEES SHALL BE VOTING MEMBERS, TO AUTHORIZE REGIONAL TRANSPORTATION AUTHORITIES TO HIRE A CHIEF ADMINISTRATIVE OFFICER, AND TO CLARIFY THE VOTING PROCESS BY MEMBERS OF THE BOARD OF TRUSTEES OF REGIONAL TRANSPORTATION AUTHORITIES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 551, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE TRANSFER OF UNUSED DEPARTMENT OF TRANSPORTATION LAND TO THE PRIVATE SECTOR BY STREAMLINING THE PROCESS OF SELLING THAT LAND.

Referred to the **Rules and Operations of the Senate Committee**.

April 16, 2015

H.B. 552 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF GRAFFITI VANDALISM.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 561 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF SCHOOL SYSTEMS WITH REGARD TO LEGAL PROCEEDINGS AND INVESTIGATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 574, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STATE WILDLIFE LAWS DO NOT APPLY TO OPOSSUMS BETWEEN THE DATES OF DECEMBER 29 AND JANUARY 2.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

H.B. 364, AN ACT TO CLARIFY THE CONFLICT OF INTEREST PROVISIONS FOR CERTAIN COMMISSIONS AND TO MODIFY APPOINTMENTS TO SEVERAL STATE BOARDS AND COMMISSIONS.

ELECTION OF MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES

Pursuant to G.S. 115D-2.1(b)(4)f and S.J.R. 334 (Res. 2015-4), the President announces that the Senate will now begin the election of members to the State Board of Community Colleges. He orders the clerk to read the following memorandum received from Senator Soucek and Senator Tillman, Co-Chairs of the Senate Education/Higher Education Committee:

SENATE EDUCATION/HIGHER EDUCATION COMMITTEE 2015-2016

April 16, 2015

MEMORANDUM

TO: Members of the Senate

FROM: Senator Dan Soucek and Senator Jerry Tillman, Co-Chairs,
Senate Education/Higher Education Committee

RE: State Board of Community Colleges Election Nominees

April 16, 2015

Pursuant to G.S. 115D-2.1(b)(4)f., the Senate Education/Higher Education committee met on April 15, 2015, the majority of members being present, and submits the following nominees, in alphabetical order, to be considered by the Senate for election to the State Board of Community Colleges for membership to a six-year term, beginning July 1, 2015.

Dr. J. Breeden Blackwell
Terry R. Garner
Dr. Peter Kunkle
Clark S. Twiddy

No additional nominees shall be received from the floor. The above nominees are legally qualified to serve and are willing to serve if elected.

Senator Dan Soucek and Senator Jerry Tillman, Co-Chairs, Senate Education/Higher Education Committee

S/Jerry W. Tillman
S/Daniel F. C. Soucek

**ELECTION OF MEMBERS TO THE STATE BOARD OF
COMMUNITY COLLEGES** *(continued)*

The President recognizes Senator Soucek, who explains the voting procedures.

Without objection, Senator Hise is excused from voting because he is an employee of a community college.

The senators proceed to vote, the ballots are collected, and Senator Brown, Senator D. Davis, Senator Stein, and Senator Wade repair outside the chamber to tally the vote.

The Chair grants leaves of absence for the remainder of today's session to Senator Curtis and Senator Rabin.

Senator Soucek, Co-Chair of the Senate Education/Higher Education Committee, announces the results of the election of members to the State Board of Community Colleges as follows:

Dr. J. Breeden Blackwell
Clark S. Twiddy

Upon motion of Senator Soucek, in accordance with G.S. 115D-2.1(b)(4)f, the winners of the official ballot are confirmed first *viva voce* and then a second time, whereby they are confirmed by electronic vote (43-0).

April 16, 2015

The President declares Dr. J. Breeden Blackwell and Mr. Clark S. Twiddy duly elected to the State Board of Community Colleges. He orders a message sent to the House of Representatives informing that honorable body of such action, and he further orders that the aforementioned individuals be notified of their election.

CALENDAR *(continued)*

S.B. 7 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ALLOWING FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 174, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF WILMINGTON MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE FORMER CSX TRANSPORTATION RAIL CORRIDOR WITHIN THE LIMITS OF THAT CITY, upon second reading.

The bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 238 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON COMMITS THE OFFENSE OF CYBERSTALKING IF THE PERSON KNOWINGLY INSTALLS OR PLACES A TRACKING DEVICE WITHOUT CONSENT AND USES THE DEVICE TO TRACK THE LOCATION OF AN INDIVIDUAL, upon second reading.

Senator Stein offers Amendment No. 1, which is adopted (44-0).

The Committee Substitute bill, as amended, passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 313, A BILL TO BE ENTITLED AN ACT TO DEFINE WHO IS ELIGIBLE TO RECEIVE A RETIRED REGISTER OF DEEDS SPECIAL REGISTRATION PLATE, upon second reading.

The bill passes its second reading (43-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.J.R. 712, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF BERNARD WARREN (B.W.) COLLIER, II, AS DIRECTOR OF THE STATE BUREAU OF INVESTIGATION, upon second reading.

The Joint Resolution passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

April 16, 2015

SENATORIAL STATEMENTS

Senator Woodard submits a Senatorial Statement entitled, **RECOGNIZING WORLD HEMOPHILIA DAY IN NORTH CAROLINA**. The full text can be found in the Appendix. (See pg. 1266)

Senator Lowe submits a Senatorial Statement entitled, **HONORING ALPHA PHI ALPHA FRATERNITY**. The full text can be found in the Appendix. (See pg. 1267)

Upon motion of Senator Berger, seconded by Senator McInnis, the Senate adjourns at 1:40 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Monday, April 20, at 7:00 p.m.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CONFORMING CHANGES TO THE GENERAL STATUTES CONCERNING REAL PROPERTY.

Referred to the **Rules and Operations of the Senate Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
April 16, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 334 (Res 2015-4)**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, the House of Representatives has confirmed Matthew Todd Johnson and William P. McBrayer Jr., to serve on the State Board of Community Colleges for a term of six years beginning July 1, 2015.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

April 16, 2015

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 370, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF ELECTRONIC MEANS TO SIGN AND NOTATE CERTAIN DOCUMENTS REQUIRED BY THE DIVISION OF MOTOR VEHICLES AND TO PROVIDE THAT A SECURED PARTY SHALL PROVIDE ELECTRONIC NOTICE OF THE SATISFACTION OR OTHER DISCHARGE OF A SECURITY INTEREST IN A MOTOR VEHICLE FOR WHICH THE CERTIFICATE OF TITLE IS NOTATED BY A LIEN THROUGH ELECTRONIC MEANS, referred to the **Information Technology Committee** on March 26, with a sequential referral to the **Transportation Committee**.

The bill is withdrawn from the **Information Technology Committee** and re-referred to the **Transportation Committee**.

S.B. 214, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE VILLAGE OF WESLEY CHAPEL, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 141, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, SUBJECT TO A REFERENDUM, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 218, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 50, A BILL TO BE ENTITLED AN ACT RELATING TO THE 4TH SENATORIAL DISTRICT, referred to the **Rules and Operations of the Senate Committee** on February 10.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

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REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Barringer for the **Judiciary II Committee**:

S.B. 75, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THE ILLEGAL OPERATION OF AMUSEMENT DEVICES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45347, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 445, A BILL TO BE ENTITLED AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT, HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT; BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45346, is adopted and engrossed.

S.B. 468, A BILL TO BE ENTITLED AN ACT TO CLARIFY ALLOCATION OF TRUST INCOME, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25229, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 573, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE AND PROMOTE THE AQUACULTURE AND OYSTER CULTIVATION INDUSTRIES BY CREATING AN ENTITY WITHIN THE NORTH CAROLINA ECONOMIC DEVELOPMENT PARTNERSHIP FOCUSED ON SHELLFISH AND AQUACULTURE, BY REDUCING REGULATORY

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BARRIERS TO SHELLFISH LEASING THROUGH REMOVAL OF OUTDATED REQUIREMENTS FOR SHELLFISH LEASING, AND EXTENSION OF LEASE TERMS, BY REQUIRING THE DIVISION OF MARINE FISHERIES TO DEVELOP A PROPOSAL TO REPEAL THE CORE SOUND SHELLFISH LEASING MORATORIUM, BY CREATING A PROGRAM FOR THE PERMITTING OF MARINE AQUACULTURE ACTIVITIES IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, AND BY CLARIFYING THE SCOPE OF AUTHORITY OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES AND THE MARINE FISHERIES COMMISSION WITH RESPECT TO MARINE AQUACULTURE ACTIVITIES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

S.B. 157, A BILL TO BE ENTITLED AN ACT TO ENHANCE PATIENT SAFETY IN HOSPITAL AND AMBULATORY SURGICAL FACILITY OPERATING ROOMS BY REQUIRING AT LEAST ONE CIRCULATING NURSE TO BE PRESENT IN EACH OPERATING ROOM DURING EACH SURGICAL PROCEDURE, referred to the **Rules and Operations of the Senate Committee** on March 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

S.B. 680, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

S.B. 534, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ISSUES RELATED TO ENSURING PRIVACY OF ONLINE STUDENT DATA, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee**.

S.B. 504, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSURE OF MOBILE BEAUTY SALONS AND TO ENSURE THE SAFE AND HYGIENIC OPERATION THEREOF, referred to the **Rules and Operations of the Senate Committee** on March 26.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

H.B. 140, AN ACT DESIGNATING THE EIGHTEENTH DAY OF APRIL, 2015, AND THE SECOND MONDAY IN APRIL OF EACH YEAR THEREAFTER AS LINEMAN APPRECIATION DAY. (Became law upon approval of the Governor, April 16, 2015 - S.L. 2015-8)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-SIXTH DAY

Senate Chamber
Monday, April 20, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, thank you for gathering us tonight into this place. Lord, you are the God of all comfort. You are not on the sidelines. You have not forgotten about us. You are so present to us right now, in this chamber. Be with the sick, with the sore, families that grieve; bless us all who need your healing touch. By your grace and your mercy, move into these spaces, into meetings, into conversations, and into deliberations this week and tonight. Be with us, and remind us of your faithfulness. We pray all of these things in the name of the faithful one, Jesus. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, April 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for tonight to Senator Meredith.

April 20, 2015

The Chair extends privileges of the floor to Jennifer Sugg from Bynum, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to tonight's calendar:

S.B. 661, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN LOCAL LAW ENFORCEMENT AGENCIES OBTAIN DNA ANALYSES FROM ENTITIES OTHER THAN THE STATE CRIME LABORATORY THAT THOSE ENTITIES MEET THE STANDARDS APPLICABLE TO VENDOR LABORATORIES AS SET FORTH IN FEDERAL BUREAU OF INVESTIGATION STANDARDS RELATED TO THE COMBINED DNA INDEX SYSTEM (CODIS); TO REQUIRE THE STATE CRIME LABORATORY TO MAKE AVAILABLE A LIST OF ENTITIES THAT SATISFY THAT REQUIREMENT; AND TO PROHIBIT LOCAL LAW ENFORCEMENT AGENCIES FROM USING CERTAIN DNA DATABASES, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from tonight's calendar and placed on the calendar of Tuesday, April 21.

INTRODUCTION OF A BILL

Upon motion of Senator Apodaca, without objection, Rules 40 and 40.1 are suspended to allow the Governor's budget to be filed and introduced tonight.

CALENDAR

Bills on tonight's calendar are taken up and disposed of as follows:

S.B. 249, A BILL TO BE ENTITLED AN ACT GRANTING AUTHORITY TO THE TOWN OF MORRISVILLE TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 349, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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S.B. 445 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT, HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT; BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR, upon second reading.

Senator J. Jackson offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 679 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE RECOVERY OF COURT COSTS AND RELATED COSTS UPON VOLUNTARY DISMISSAL AT THE REQUEST OF A BORROWER OF AN ACTION TO RECOVER A LOAN GRANTED UNDER THE NORTH CAROLINA CONSUMER FINANCE ACT OR UPON REDUCTION OF A LOAN MADE UNDER THE ACT TO JUDGMENT; TO CLARIFY THE MULTIPLE LOAN LIMITATIONS UNDER THE ACT; TO CLARIFY THE STATUTE RELATED TO WHETHER OR NOT BORROWERS ARE MEMBERS OF THE MILITARY PRIOR TO MAKING LOANS UNDER THE ACT; AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE ACT, upon second reading.

Senator Daniel offers Amendment No. 1, which is adopted (48-0).

Senator D. Davis offers Amendment No. 2, which is adopted (46-2).

Senator Gunn offers Amendment No. 3, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (41-7) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Emily Braren, Sanford; Alec Johnson, Canton; Ashley King, Rocky Mount; Esme' Merritt-Dorosin, Carrboro; Nick Mills, Raleigh; Langden Ramseur, Gastonia; Olivia Robertson, Swansboro; and A.J. Swaim III, Wendell.

Upon motion of Senator Berger, seconded by Senator Newton, the Senate adjourns at 7:42 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Tuesday, April 21, at 2:00 p.m.

April 20, 2015

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 676, A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS, referred to the **Insurance Committee** on March 30.

The bill is withdrawn from the **Insurance Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Insurance Committee**.

S.B. 214, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE VILLAGE OF WESLEY CHAPEL, referred to the **State and Local Government Committee** on April 16.

A sequential referral to the **Finance Committee** is added.

S.B. 216, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CASWELL BEACH TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR A PUBLIC SERVICES FACILITY, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 453, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA BY PROVIDING FOR VARIOUS ADMINISTRATIVE REFORMS, BY ELIMINATING CERTAIN UNNECESSARY OR OUTDATED STATUTES AND REGULATIONS AND MODERNIZING OR SIMPLIFYING CUMBERSOME OR OUTDATED REGULATIONS, AND BY MAKING VARIOUS OTHER STATUTORY CHANGES, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 93, A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE, referred to the **Rules and Operations of the Senate Committee** on February 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

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S.B. 95, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LOCAL BOARDS OF EDUCATION ADOPT PERFORMANCE-BASED REDUCTION IN FORCE POLICIES, referred to the **Rules and Operations of the Senate Committee** on February 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 136, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PIONEER SPRINGS COMMUNITY SCHOOL TO ELECT TO PARTICIPATE IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, referred to the **Rules and Operations of the Senate Committee** on March 3.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

S.B. 255, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE PLANNING COMMISSION AND THE CITY COUNCIL TO GIVE NOTICE OF AND HOLD PUBLIC HEARINGS ON APPLICATIONS FOR INITIAL ZONING OF PROPERTY SUBJECT TO A VOLUNTARY ANNEXATION PETITION PRIOR TO THE PASSAGE OF AN ANNEXATION ORDINANCE, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 256, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 264, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 265, A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON, AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 411, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COURT, IN ITS DISCRETION, MAY ALLOW A PERSON WHO WAS CHARGED WITH A NONVIOLENT CRIME WHEN THE PERSON WAS LESS THAN 26 YEARS OLD AND LATER HAD THE CHARGES EXPUNGED AND WHO IS CHARGED WITH A SUBSEQUENT NONVIOLENT CRIME THAT WAS DISMISSED OR FOR WHICH THERE ARE FINDINGS OF NOT GUILTY TO EXPUNGE THE SUBSEQUENT CRIMINAL CHARGES, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 438, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET ON THE LAW AUTHORIZING THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO CHARTER SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 554, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO LOCAL BOARDS OF EDUCATION TO ENTER INTO LEASES FOR SCHOOL BUILDINGS AND OTHER FACILITIES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 617, A BILL TO BE ENTITLED AN ACT TO REFORM VARIOUS PROVISIONS OF THE LAW RELATED TO LOCAL GOVERNMENT, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO PERMIT STUDENTS WHO ATTEND A PUBLIC SCHOOL, PRIVATE SCHOOL, OR HOME SCHOOL WITHOUT AN INTERSCHOLASTIC ATHLETICS PROGRAM IN A GIVEN SPORT OR PARTICULAR EXTRACURRICULAR ACTIVITY TO PARTICIPATE IN THAT ACTIVITY AT A PUBLIC HIGH SCHOOL, referred to the **Rules and Operations of the Senate Committee** on March 30.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 684, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN ITEMS MUST BE TAKEN INTO CONSIDERATION PRIOR TO CONSENTING TO A DEFENDANT'S REQUEST TO WAIVE THE RIGHT TO TRIAL BY JURY, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 685, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EFFICIENCY OF THE OFFICE OF INDIGENT DEFENSE SERVICES BY APPROPRIATING FUNDS TO ESTABLISH A SYSTEM OF AUTOMATED KIOSKS IN CERTAIN LOCAL CONFINEMENT FACILITIES TO ALLOW ATTORNEYS REPRESENTING INDIGENT DEFENDANTS TO CONSULT WITH THEIR CLIENTS REMOTELY, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 686, A BILL TO BE ENTITLED AN ACT TO MODIFY THE GUIDELINES FOR ISSUANCE OF CERTAIN LIMITED DRIVING PRIVILEGES BY THE COURTS, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 687, A BILL TO BE ENTITLED AN ACT TO STUDY THE FEASIBILITY AND ADVISABILITY OF TRANSFERRING THE NORTH CAROLINA GLOBAL TRANSPARK AUTHORITY FROM THE DEPARTMENT OF TRANSPORTATION TO THE DEPARTMENT OF COMMERCE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 694, A BILL TO BE ENTITLED AN ACT TO ENACT THE EMPLOYEE FAIR CLASSIFICATION ACT, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

S.B. 698, A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF INFORMATION TECHNOLOGY SERVICES TO STUDY STATE AGENCY USE OF UTILITY-BASED COMPUTING, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee**.

S.B. 25, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 183, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 190 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO THE STATE HEALTH PLAN FOR PUBLIC EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 253 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND PROVISIONS OF THE JUSTICE REINVESTMENT ACT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 264, A BILL TO BE ENTITLED AN ACT TO ALLOW COMMUNITY COLLEGES TO PARTICIPATE IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 311 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF LELAND TO HOLD A CITY ABC STORE ELECTION, AND TO REPEAL THE PROVISION THAT PROHIBITS LOCATING NEW ABC STORES IN BRUNSWICK COUNTY WITHIN SEVEN MILES OF MUNICIPALITIES WITH EXISTING ABC STORES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 332 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE RECOVERY OF CAPITAL-RELATED COSTS INCURRED BY A NATURAL GAS UTILITY FOR CONSTRUCTING NATURAL GAS INFRASTRUCTURE FOR A LARGE MANUFACTURING EMPLOYER.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 340, A BILL TO BE ENTITLED AN ACT PROVIDING FOR WEEKEND BURIALS AT ALL OF THE STATE'S VETERANS CEMETERIES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO STUDY WHETHER MUNICIPAL ELECTIONS SHOULD BE HELD IN EVEN-NUMBERED YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 421, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT IN FILLING VACANCIES ON THE CHATHAM COUNTY BOARD OF COMMISSIONERS, THE PERSON RECOMMENDED BY THE PARTY EXECUTIVE COMMITTEE OF THE VACATING MEMBER BE APPOINTED.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 540, A BILL TO BE ENTITLED AN ACT REQUESTING THE JOINT COMMITTEE ON THE LIBRARY OF CONGRESS TO APPROVE THE REPLACEMENT OF THE STATUE OF CHARLES BRANTLEY AYCOCK IN NATIONAL STATUARY HALL WITH A STATUE OF THE REVEREND WILLIAM FRANKLIN "BILLY" GRAHAM, JR.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 558 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE REPRESENTATION ON THE NORTH CAROLINA MILITARY AFFAIRS COMMISSION OF THE NORTH CAROLINA NATIONAL GUARD AND A RESERVE COMPONENT OF THE UNITED STATES ARMED FORCES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 595, A BILL TO BE ENTITLED AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

INTRODUCTION OF A BILL

Pursuant to the motion made by Senator Apodaca, a bill filed for introduction today is presented to the Senate, read the first time, and disposed of as follows:

By Senators Brown, Harrington, and B. Jackson (Primary Sponsors):

S.B. 713, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS, AND FOR OTHER PURPOSES.

Referred to the **Appropriations/Base Budget Committee**.

April 20, 2015

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

S.B. 122, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF GLEN ALPINE, AT THE REQUEST OF THE TOWN, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-SEVENTH DAY

Senate Chamber
Tuesday, April 21, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, we are grateful for this day. We are grateful for the fact that you clothe us in our right minds, you give us strong bodies, you give us hope, and you give us a future. Unbind our hearts now. Free our minds. Give us hearts full of thanksgiving. We give you thanks for small things: coffee, handshakes, smiles, and the reminder that we are not alone. We thank you, and we pray for those that are alone right now and that have been mistreated. We pray for healing, and we pray for comfort in the midst. Help us to see the small gifts, those things that you have given us every day that we might always think, not that we lack, but we have everything in you. In Christ's name we pray. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, April 20, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Ivanna Plymouth from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

April 21, 2015

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 333 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, April 22.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Randleman for the **Judiciary II Committee**:

S.B. 198, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PERSONS UNDER THE AGE OF EIGHTEEN SHOULD NOT BE HOUSED IN A LOCAL CONFINEMENT FACILITY OCCUPIED BY PERSONS AGE EIGHTEEN AND OLDER UNLESS A SIGHT AND SOUND BARRIER EXISTS BETWEEN THE PERSONS UNDER THE AGE OF EIGHTEEN AND THE OLDER PERSONS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15230, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 345, A BILL TO BE ENTITLED AN ACT TO LIMIT THE AMOUNT OF STORAGE FEES THAT CERTAIN PARTIES ARE RESPONSIBLE FOR WHEN A MOTOR VEHICLE IS IMPOUNDED AFTER A CRASH, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25235, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

S.B. 570, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A BOATING VIOLATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25238, which changes the title to read **S.B. 570** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A MISDEMEANOR BOATING VIOLATION, is adopted and engrossed.

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S.B. 298 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF PHOTOGRAPHIC OR VIDEO EVIDENCE FOR THE CIVIL ENFORCEMENT OF VIOLATIONS FOR PASSING A STOPPED SCHOOL BUS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 15228, is adopted and engrossed.

By Senator Hartsell for the **Judiciary I Committee**:

S.B. 212, A BILL TO BE ENTITLED AN ACT TO ALLOW SUCCESSFUL COMPLETION BY A RETIRED SWORN LAW ENFORCEMENT OFFICER OF THE HANDGUN QUALIFICATIONS FOR ACTIVE SWORN LAW ENFORCEMENT OFFICERS TO BE SUFFICIENT FOR PURPOSES OF A CONCEALED HANDGUN PERMIT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25233, is adopted and engrossed.

S.B. 391, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INJUNCTION PROHIBITING STREET GANG ACTIVITY THAT CONSTITUTES A PUBLIC NUISANCE EXPIRES THREE YEARS AFTER ENTRY OF THE ORDER RATHER THAN ONE YEAR, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25234, which changes the title to read **S.B. 391** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW EXTENSION OF AN ORDER ISSUED IN A STREET GANG NUISANCE ABATEMENT CASE AFTER A COURT HEARING, is adopted and engrossed.

S.B. 435, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE NORTH CAROLINA BUSINESS COURT TO PROVIDE THAT A TAX CONTESTATION CASE MUST INVOLVE AN AMOUNT IN CONTROVERSY OF AT LEAST FIVE THOUSAND DOLLARS IN ORDER TO BE DESIGNATED A MANDATORY COMPLEX BUSINESS CASE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25230, which changes the title to read **S.B. 435** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE NORTH CAROLINA BUSINESS COURT TO PROVIDE THAT A TAX CONTESTATION CASE MUST INVOLVE AN AMOUNT IN CONTROVERSY OF AT LEAST TEN THOUSAND DOLLARS IN ORDER TO BE DESIGNATED A MANDATORY COMPLEX BUSINESS CASE, is adopted and engrossed.

April 21, 2015

S.B. 482, A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL AND CLARIFYING CHANGE TO THE LIMITED LIABILITY COMPANY ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25232, which changes the title to read **S.B. 482** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE LIMITED LIABILITY COMPANY ACT AND TO FURTHER DEFINE AN EMPLOYER'S AND EMPLOYEE'S RIGHTS TO INVENTIONS INVENTED BY THE EMPLOYEE, is adopted and engrossed.

S.B. 491, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS RELATED TO MANUFACTURED HOME PURCHASE AGREEMENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15227, is adopted and engrossed.

S.B. 596, A BILL TO BE ENTITLED AN ACT TO CLARIFY EXISTING LAW REGARDING THE ENFORCEMENT OF FOREIGN-COUNTRY JUDGMENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25231, is adopted and engrossed.

By Senator Rabon for the **Finance Committee**:

S.B. 284, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15226, which changes the title to read **S.B. 284** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, is adopted and engrossed.

S.B. 566, A BILL TO BE ENTITLED AN ACT TO PROVIDE OPTIONS FOR THE DISPOSITION OF MINIMAL PROPERTY TAX REFUNDS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25239, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **State and Local Government Committee**.

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S.B. 159 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF ADDITIONAL TAXES BY THE APPROPRIATE OWNERS OF RECORD FOR CORRECTED REVALUATIONS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 15232, is adopted and engrossed.

By Senator J. Davis for the **State and Local Government Committee**:

S.B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO APPROPRIATE MONEY FOR HISTORIC REHABILITATION AND TO CLARIFY AND STANDARDIZE THE REQUIREMENTS FOR APPROPRIATING FUNDS FOR LOCAL ECONOMIC DEVELOPMENT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 547, A BILL TO BE ENTITLED AN ACT REQUIRING THE INTERCONNECTION OF PUBLIC WATER SYSTEMS OR WASTEWATER SYSTEMS TO REGIONAL SYSTEMS WHEN NECESSARY TO PROMOTE PUBLIC HEALTH, PROTECT THE ENVIRONMENT, AND ENSURE COMPLIANCE WITH DRINKING WATER RULES AND TO REQUIRE THAT AN ANALYSIS OF REASONABLE ALTERNATIVES BE DONE BEFORE CONSTRUCTING OR ALTERING A PUBLIC WATER SYSTEM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35266, which changes the title to read **S.B. 547** (Committee Substitute), A BILL TO BE ENTITLED AN ACT FACILITATING AND ENCOURAGING THE INTERCONNECTION OF PUBLIC WATER SYSTEMS TO REGIONAL SYSTEMS WHEN NECESSARY TO PROMOTE PUBLIC HEALTH OR THE ENVIRONMENT, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee**.

By Senator Gunn for the **Commerce Committee**:

S.B. 22, A BILL TO BE ENTITLED AN ACT TO ENSURE RESPECTFUL TREATMENT OF THE NORTH CAROLINA FLAG AND AMERICAN FLAG BY STATE AGENCIES AND OTHER POLITICAL SUBDIVISIONS OF THE STATE; TO ESTABLISH THE DIVISION OF VETERANS AFFAIRS AS THE CLEARINGHOUSE FOR THE DISPOSAL OF WORN, TATTERED, AND DAMAGED FLAGS; AND TO TRANSFER CUSTODY OF CERTAIN HISTORIC DOCUMENTS IN THE POSSESSION OF THE OFFICE OF THE SECRETARY OF STATE TO THE DEPARTMENT OF CULTURAL RESOURCES AND TO FACILITATE PUBLIC OPPORTUNITY TO VIEW THESE DOCUMENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

April 21, 2015

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35263, which changes the title to read **S.B. 22** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE RESPECTFUL TREATMENT OF THE AMERICAN FLAG AND THE NORTH CAROLINA FLAG BY STATE AGENCIES AND OTHER POLITICAL SUBDIVISIONS OF THE STATE; TO ESTABLISH THE DIVISION OF VETERANS AFFAIRS AS THE CLEARINGHOUSE FOR THE DISPOSAL OF WORN, TATTERED, AND DAMAGED FLAGS; TO PROVIDE FOR THE PROTECTION OF MONUMENTS AND MEMORIALS COMMEMORATING EVENTS, PERSONS, AND MILITARY SERVICE IN NORTH CAROLINA HISTORY; AND TO TRANSFER CUSTODY OF CERTAIN HISTORIC DOCUMENTS IN THE POSSESSION OF THE OFFICE OF THE SECRETARY OF STATE TO THE DEPARTMENT OF CULTURAL RESOURCES AND TO FACILITATE PUBLIC OPPORTUNITY TO VIEW THESE DOCUMENTS, is adopted and engrossed.

S.B. 374, A BILL TO BE ENTITLED AN ACT TO MAKE VOLUNTARY THE REQUIREMENT THAT A HOLDER OF A FOR-HIRE COMMERCIAL RECREATIONAL FISHING LICENSE MAINTAIN A LOGBOOK SUMMARIZING CATCH AND EFFORT STATISTICAL DATA, AND TO DELAY IMPLEMENTATION TO ALLOW THE DIVISION OF MARINE FISHERIES TO CONDUCT A STAKEHOLDER INPUT AND EDUCATION PROCESS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35264, which changes the title to read **S.B. 374** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VOLUNTARY THE REQUIREMENT THAT A HOLDER OF A FOR-HIRE COASTAL RECREATIONAL FISHING LICENSE MAINTAIN A LOGBOOK SUMMARIZING CATCH AND EFFORT STATISTICAL DATA, TO DELAY IMPLEMENTATION TO ALLOW THE DIVISION OF MARINE FISHERIES TO CONDUCT A STAKEHOLDER INPUT AND EDUCATION PROCESS, AND TO FORBID THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ENTERING INTO A JOINT ENFORCEMENT AGREEMENT WITH THE NATIONAL MARINE FISHERIES SERVICE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee**.

S.B. 195 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A LEGAL FRAMEWORK FOR THE SALE AND REGULATION OF MOTOR VEHICLE ANCILLARY PRODUCT CONTRACTS IN NORTH CAROLINA, with a favorable report.

S.B. 327, A BILL TO BE ENTITLED AN ACT TO ALLOW BANKS TO CONDUCT SAVINGS PROMOTION RAFFLES, with a favorable report.

By Senator Pate for the **Health Care Committee**:

S.B. 371, A BILL TO BE ENTITLED AN ACT TO MODERNIZE DATA COLLECTION BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RELATED TO LME/MCO MANAGED CARE CLAIMS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25237, is adopted and engrossed.

S.B. 235, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY AND ACCOUNTABILITY OF THE PUBLIC HEALTH SYSTEM, TO REORGANIZE THE DIVISION OF PUBLIC HEALTH, AND TO STRENGTHEN THE PUBLIC HEALTH INFRASTRUCTURE BY THE DEVELOPMENT AND IMPLEMENTATION OF REGIONAL PUBLIC HEALTH AUTHORITIES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35265, which changes the title to read **S.B. 235** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING AN ADVISORY COUNCIL ON RARE DISEASES WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 286, A BILL TO BE ENTITLED AN ACT PROHIBITING THE SALE OF E-LIQUID CONTAINERS WITHOUT CHILD-RESISTANT PACKAGING AND SAFETY WARNING LABELS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35262, which changes the title to read **S.B. 286** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROHIBITING THE SALE OF E-LIQUID CONTAINERS WITHOUT CHILD-RESISTANT PACKAGING, is adopted and engrossed.

S.B. 367, A BILL TO BE ENTITLED AN ACT TO ENACT THE ACHIEVING A BETTER LIFE EXPERIENCE (ABLE) ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25236, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

April 21, 2015

S.B. 661, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT WHEN LOCAL LAW ENFORCEMENT AGENCIES OBTAIN DNA ANALYSES FROM ENTITIES OTHER THAN THE STATE CRIME LABORATORY THAT THOSE ENTITIES MEET THE STANDARDS APPLICABLE TO VENDOR LABORATORIES AS SET FORTH IN FEDERAL BUREAU OF INVESTIGATION STANDARDS RELATED TO THE COMBINED DNA INDEX SYSTEM (CODIS); TO REQUIRE THE STATE CRIME LABORATORY TO MAKE AVAILABLE A LIST OF ENTITIES THAT SATISFY THAT REQUIREMENT; AND TO PROHIBIT LOCAL LAW ENFORCEMENT AGENCIES FROM USING CERTAIN DNA DATABASES, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Foushee, the Senate adjourns at 2:27 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Wednesday, April 22, at 2:00 p.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 8, A BILL TO BE ENTITLED AN ACT TO RESTORE PARTISAN STATEWIDE JUDICIAL ELECTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 81 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE SCOPE OF THE 1%/\$80 RATE ON MILL MACHINERY TO INCLUDE MACHINERY AND EQUIPMENT USED BY COMPANIES ENGAGED IN METAL FABRICATION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 186 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ENVIRONMENTAL REVIEW COMMISSION TO CONDUCT A STUDY OF WATER RESOURCES AVAILABILITY IN THE CAPE FEAR RIVER BASIN.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 327, A BILL TO BE ENTITLED AN ACT TO STUDY EMERGENCY MEDICAL SERVICE PERSONNEL SAFETY FROM HOSTILE THREATS AND WHAT DEFENSIVE RESOURCES SHOULD BE ALLOWED TO PREVENT INJURY TO THE EMERGENCY MEDICAL SERVICE PERSONNEL OR THE PATIENTS UNDER THEIR CARE.

Referred to the **Rules and Operations of the Senate Committee**.

April 21, 2015

H.B. 390 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXPANSION OF THE BOARD OF TRUSTEES OF BEAUFORT COUNTY COMMUNITY COLLEGE; TO PROVIDE THAT BEAUFORT COUNTY COMMUNITY COLLEGE SHALL SERVE ALL OF WASHINGTON COUNTY; AND TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO REVIEW SERVICE AREAS THAT INCLUDE MULTIPLE COMMUNITY COLLEGES FOR ONE COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 436 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FURTHER DEFINE THE TERM "PRACTICE LAW" FOR THE PURPOSE OF PROTECTING MEMBERS OF THE PUBLIC FROM SERIOUS HARM RESULTING FROM THE UNAUTHORIZED PRACTICE OF LAW BY A PERSON WHO IS NOT A TRAINED AND LICENSED ATTORNEY AND TO ESTABLISH A PROCESS OF REVIEW BY THE ATTORNEY GENERAL PRIOR TO ANY ACTION BY THE STATE BAR TO ENJOIN THE UNAUTHORIZED PRACTICE OF LAW.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 529 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 571, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A STATE IMPLEMENTATION PLAN IN COMPLIANCE WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S REGULATION OF CARBON DIOXIDE EMISSIONS FOR EXISTING STATIONARY SOURCES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 638, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, IN COOPERATION WITH THE WILDLIFE RESOURCES COMMISSION, TO TAKE ACTION THAT ENCOURAGES WETLAND MITIGATION PRACTICES SUPPORTIVE OF PUBLIC RECREATION AND HUNTING ON MITIGATION SITES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 643 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE CONSUMER PROTECTIONS RELATED TO ROOFING REPAIR CONTRACTORS.

Referred to the **Rules and Operations of the Senate Committee**.

April 21, 2015

H.B. 647 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING HEALTH CARE PROVIDERS TO PRESCRIBE, AND PHARMACISTS TO DISPENSE, EPINEPHRINE AUTO-INJECTORS TO AUTHORIZED CHILD-SERVING ENTITIES OTHER THAN SCHOOLS FOR THE EMERGENCY TREATMENT OF ANAPHYLAXIS.

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Hartsell for the **Judiciary I Committee**:

S.B. 336, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45352, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 676, A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS, referred to the **Health Care Committee** on April 20, with a sequential referral to the **Insurance Committee**.

The bill is withdrawn from the **Health Care Committee** and re-referred to the **Insurance Committee** and upon a favorable report will be re-referred to the **Health Care Committee**.

S.B. 673, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW, referred to the **Transportation Committee** on April 9.

The bill is withdrawn from the **Transportation Committee** and re-referred to the **Commerce Committee**.

S.B. 420, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES AND CERTAIN NON-STATE ENTITIES TO DEVELOP, IMPLEMENT, AND MAINTAIN INFORMATION SYSTEMS THAT PROVIDE UNIFORM, PROGRAM-LEVEL ACCOUNTABILITY INFORMATION REGARDING THE PROGRAMS OPERATED BY THOSE AGENCIES, referred to the **Rules and Operations of the Senate Committee** on March 25.

April 21, 2015

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 208, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FAIRNESS AND EQUITY OF PROPERTY INSURANCE RATE MAKING IN NORTH CAROLINA BY REQUIRING THAT CERTAIN PROPERTY INSURANCE DATA BE MADE AVAILABLE TO THE PUBLIC; BY PROVIDING THE COMMISSIONER WITH THE AUTHORITY TO ORDER A DECREASE IN RATES IN A PROPERTY INSURANCE RATE-MAKING PROCEEDING; BY PROVIDING THE NORTH CAROLINA INSURANCE UNDERWRITING ASSOCIATION THE AUTHORITY TO HAVE ISSUED TAX-EXEMPT BONDS TO COVER LOSS-RELATED LIABILITIES; BY REFORMING CONSENT TO RATE PRACTICES; BY REQUIRING THAT CATASTROPHE MODELING USED FOR PROPERTY RATE-MAKING PURPOSES MORE ACCURATELY REFLECT POTENTIAL IMPACTS IN NORTH CAROLINA; AND BY CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PROPERTY INSURANCE RATE MAKING, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

S.B. 118, A BILL TO BE ENTITLED AN ACT TO ESTABLISH LICENSURE AND EDUCATION STANDARDS FOR THE PRACTICE OF NATUROPATHIC MEDICINE, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-EIGHTH DAY

Senate Chamber
Wednesday, April 22, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

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“Lord, now that you have gathered us underneath your canopy, would you come and speak? Add to this place. Be a Joseph in this place. Take what was meant for evil and turn it to good. Like a river you are attending our souls with your peace. Open us up to your plans, your ways, and your visions. Help this community and this state flourish by your power. It’s in your name, Jesus, we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, April 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Alexander and Senator Rabon.

The Chair extends privileges of the floor to Angela Byrd from Clayton, North Carolina, who is serving the Senate as Nurse of the Day.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

S.B. 372, AN ACT TO PROVIDE A SAFE HARBOR FOR RENEWABLE ENERGY PROJECTS THAT ARE SUBSTANTIALLY COMPLETED BY JANUARY 1, 2016, BY EXTENDING THE TAX CREDIT FOR RENEWABLE ENERGY PROPERTY ONE YEAR FOR THOSE PROJECTS.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Cook for the **Agriculture/Environment/Natural Resources Committee**:

S.B. 374 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VOLUNTARY THE REQUIREMENT THAT A HOLDER OF A FOR-HIRE COASTAL RECREATIONAL FISHING LICENSE MAINTAIN A LOGBOOK SUMMARIZING CATCH AND EFFORT STATISTICAL DATA, TO DELAY IMPLEMENTATION TO ALLOW THE DIVISION OF MARINE FISHERIES TO CONDUCT A STAKEHOLDER INPUT AND EDUCATION PROCESS, AND TO FORBID THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ENTERING INTO A JOINT ENFORCEMENT AGREEMENT WITH THE NATIONAL MARINE FISHERIES SERVICE, with a favorable report.

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S.B. 303, A BILL TO BE ENTITLED AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM REGULATORY OVERREACH BY PROHIBITING THE ENVIRONMENTAL MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35267, which changes the title to read **S.B. 303** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM REGULATORY OVERREACH BY: (1) PROHIBITING THE ENVIRONMENTAL MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS; AND (2) REQUIRING THE ENVIRONMENTAL MANAGEMENT COMMISSION TO AFFIRMATIVELY ADOPT AIR QUALITY MANAGEMENT RULES PROMULGATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary I Committee**.

S.B. 572, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO FARMERS BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO STUDY BRIDGE WEIGHT RESTRICTIONS IN AGRICULTURAL AREAS AND THE REGULATIONS GOVERNING TRANSPORT OF FUEL FOR AGRICULTURAL USE BY FARM VEHICLES; AND BY REQUIRING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY REGULATORY BARRIERS TO INCREASING DRAINAGE OF AGRICULTURAL LANDS IMPACTED BY SEA LEVEL CHANGE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45354, which changes the title to read **S.B. 572** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO FARMERS BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO STUDY BRIDGE WEIGHT RESTRICTIONS IN AGRICULTURAL AREAS AND THE REGULATIONS GOVERNING TRANSPORT OF FUEL FOR AGRICULTURAL USE BY FARM VEHICLES AND BY REQUIRING THE

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DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY REGULATORY BARRIERS TO INCREASING DRAINAGE OF AGRICULTURAL LANDS, is adopted and engrossed.

S.B. 647, A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45353, is adopted and engrossed.

By Senator Pate for the **Health Care Committee**:

S.B. 368, A BILL TO BE ENTITLED AN ACT AUTHORIZING UNITED STATES DEPARTMENT OF DEFENSE-CERTIFIED CHILD CARE FACILITIES TO BE LICENSED BY THE NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES AND ALLOWING DEPARTMENT OF DEFENSE-CERTIFIED CHILD CARE FACILITIES TO PARTICIPATE IN THE STATE-SUBSIDIZED CHILD CARE PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15229, which changes the title to read **S.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING UNITED STATES DEPARTMENT OF DEFENSE-CERTIFIED CHILD CARE FACILITIES TO PARTICIPATE IN THE STATE-SUBSIDIZED CHILD CARE PROGRAM, is adopted and engrossed.

S.B. 578, A BILL TO BE ENTITLED AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15231, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary II Committee**.

By Senator Daniel for the **Transportation Committee**:

S.B. 304, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOGO SIGNS MAY BE PLACED ON THE RIGHT-OF-WAY OF FULLY AND PARTIALLY CONTROLLED-ACCESS HIGHWAYS AND TO PROVIDE THAT THE TRANSPORTATION MOBILITY AND SAFETY DIVISION OF THE DEPARTMENT OF TRANSPORTATION SHALL ADMINISTER THE LOGO SIGN PROGRAM, with a favorable report.

S.B. 621, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO SEND MOTOR VEHICLE REGISTRATION RENEWAL NOTIFICATION BY ELECTRONIC MEANS UPON RECEIVING WRITTEN CONSENT FROM THE OWNER OF THE MOTOR VEHICLE, with a favorable report.

S.B. 370, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF ELECTRONIC MEANS TO SIGN AND NOTATE CERTAIN DOCUMENTS REQUIRED BY THE DIVISION OF MOTOR VEHICLES AND TO PROVIDE THAT A SECURED PARTY SHALL PROVIDE ELECTRONIC NOTICE OF THE SATISFACTION OR OTHER DISCHARGE OF A SECURITY INTEREST IN A MOTOR VEHICLE FOR WHICH THE CERTIFICATE OF TITLE IS NOTATED BY A LIEN THROUGH ELECTRONIC MEANS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25241, is adopted and engrossed.

S.B. 382, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF TRANSPORTATION TO ISSUE A REQUEST FOR INFORMATION FOR THE PRIVATIZATION OF THE NORTH CAROLINA FERRY SYSTEM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35269, is adopted and engrossed.

S.B. 539, A BILL TO BE ENTITLED AN ACT TO ENSURE THE DEPARTMENT OF TRANSPORTATION COMPLIES WITH THE REDUCTION IN WORKFORCE REQUIRED BY LAW, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15234, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

By Senator Soucek for the **Education/Higher Education Committee**:

S.B. 401, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC INSTRUCTION TO USE FUNDS TO CONDUCT A PILOT PROGRAM ON INTEGRATED COMMUNITY-BASED ADAPTED SPORTS PROGRAMS FOR STUDENTS WITH DISABILITIES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Appropriations/Base Budget Committee**.

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S.B. 480, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STANDARD FOR EMPLOYEE POLITICAL ACTIVITY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15233, which changes the title to read **S.B. 480** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STANDARD FOR POLITICAL ACTIVITY OF EMPLOYEES OF THE STATE AND LOCAL BOARDS OF EDUCATION, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary I Committee**.

By Senator Brock for the **Information Technology Committee**:

S.B. 698, A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF INFORMATION TECHNOLOGY SERVICES TO STUDY STATE AGENCY USE OF UTILITY-BASED COMPUTING, with a favorable report.

S.B. 420, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES AND CERTAIN NON-STATE ENTITIES TO DEVELOP, IMPLEMENT, AND MAINTAIN INFORMATION SYSTEMS THAT PROVIDE UNIFORM, PROGRAM-LEVEL ACCOUNTABILITY INFORMATION REGARDING THE PROGRAMS OPERATED BY THOSE AGENCIES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35268, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 534, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ISSUES RELATED TO ENSURING PRIVACY OF ONLINE STUDENT DATA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45355, which changes the title to read **S.B. 534** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ISSUES RELATED TO ENSURING PRIVACY OF ONLINE STUDENT DATA, is adopted and engrossed.

S.B. 560, A BILL TO BE ENTITLED AN ACT TO RECODIFY, REORGANIZE, AND CLARIFY THE PROVISIONS OF THE GOVERNMENT DATA ANALYTICS CENTER STATUTE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25240, which changes the title to read **S.B. 560** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECODIFY, REORGANIZE, AND CLARIFY THE PROVISIONS OF THE GOVERNMENT DATA ANALYTICS CENTER STATUTE AND TO AMEND THE LAW TO GENERATE GREATER EFFICIENCIES IN, AND IMPROVED SERVICE DELIVERY BY, STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary I Committee**.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 333 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Monday, April 27.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 159 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF ADDITIONAL TAXES BY THE APPROPRIATE OWNERS OF RECORD FOR CORRECTED REVALUATIONS, upon second reading.

Senator Tarte offers Amendment No. 1, which is adopted (48-0).

The Committee Substitute bill No. 2, as amended, passes its second reading, by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: None.

The Committee Substitute bill No. 2, as amended, remains on the calendar for Thursday, April 23, upon third reading.

S.B. 284 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, upon second reading.

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The Committee Substitute bill passes its second reading, by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Thursday, April 23, upon third reading.

S.B. 22 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE RESPECTFUL TREATMENT OF THE AMERICAN FLAG AND THE NORTH CAROLINA FLAG BY STATE AGENCIES AND OTHER POLITICAL SUBDIVISIONS OF THE STATE; TO ESTABLISH THE DIVISION OF VETERANS AFFAIRS AS THE CLEARINGHOUSE FOR THE DISPOSAL OF WORN, TATTERED, AND DAMAGED FLAGS; TO PROVIDE FOR THE PROTECTION OF MONUMENTS AND MEMORIALS COMMEMORATING EVENTS, PERSONS, AND MILITARY SERVICE IN NORTH CAROLINA HISTORY; AND TO TRANSFER CUSTODY OF CERTAIN HISTORIC DOCUMENTS IN THE POSSESSION OF THE OFFICE OF THE SECRETARY OF STATE TO THE DEPARTMENT OF CULTURAL RESOURCES AND TO FACILITATE PUBLIC OPPORTUNITY TO VIEW THESE DOCUMENTS, upon second reading.

Senator Soucek offers Amendment No. 1, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 195 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A LEGAL FRAMEWORK FOR THE SALE AND REGULATION OF MOTOR VEHICLE ANCILLARY PRODUCT CONTRACTS IN NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 212 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW SUCCESSFUL COMPLETION BY A RETIRED SWORN LAW ENFORCEMENT OFFICER OF THE HANDGUN QUALIFICATIONS FOR ACTIVE SWORN LAW ENFORCEMENT OFFICERS TO BE SUFFICIENT FOR PURPOSES OF A CONCEALED HANDGUN PERMIT, upon second reading.

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The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 286 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROHIBITING THE SALE OF E-LIQUID CONTAINERS WITHOUT CHILD-RESISTANT PACKAGING, upon second reading.

Senator Bingham offers Amendment No. 1, which is adopted (48-0) and changes the title to read **S.B. 286** (Committee Substitute) AN ACT PROHIBITING THE SALE OF E-LIQUID CONTAINERS WITHOUT CHILD-RESISTANT PACKAGING AND WITHOUT LABELING E-LIQUID CONTAINERS THAT CONTAIN NICOTINE.

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 298 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF PHOTOGRAPHIC OR VIDEO EVIDENCE FOR THE CIVIL ENFORCEMENT OF VIOLATIONS FOR PASSING A STOPPED SCHOOL BUS, upon second reading.

Senator Bryant offers Amendment No. 1, which she subsequently withdraws.

Senator Bryant offers Amendment No. 2, which is adopted (42-6).

The Committee Substitute bill No. 2, as amended, passes its second reading (46-2).

Senator Brock objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill No. 2, as amended, placed on the calendar of Thursday, April 23, upon third reading.

S.B. 327, A BILL TO BE ENTITLED AN ACT TO ALLOW BANKS TO CONDUCT SAVINGS PROMOTION RAFFLES, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 371 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE DATA COLLECTION BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RELATED TO LME/MCO MANAGED CARE CLAIMS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 391 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW EXTENSION OF AN ORDER ISSUED IN A STREET GANG NUISANCE ABATEMENT CASE AFTER A COURT HEARING, upon second reading.

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The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 435 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE NORTH CAROLINA BUSINESS COURT TO PROVIDE THAT A TAX CONTESTATION CASE MUST INVOLVE AN AMOUNT IN CONTROVERSY OF AT LEAST TEN THOUSAND DOLLARS IN ORDER TO BE DESIGNATED A MANDATORY COMPLEX BUSINESS CASE, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 482 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE LIMITED LIABILITY COMPANY ACT AND TO FURTHER DEFINE AN EMPLOYER'S AND EMPLOYEE'S RIGHTS TO INVENTIONS INVENTED BY THE EMPLOYEE, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 491 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS RELATED TO MANUFACTURED HOME PURCHASE AGREEMENTS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 570 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A MISDEMEANOR BOATING VIOLATION, upon second reading.

The Committee Substitute bill passes its second reading (46-2).

Senator Berger objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Thursday, April 23, upon third reading.

S.B. 596 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY EXISTING LAW REGARDING THE ENFORCEMENT OF FOREIGN-COUNTRY JUDGMENTS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Soucek for the **Education/Higher Education Committee**:

S.B. 330, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CHANGE ORDERS ON SCHOOL CONSTRUCTION PROJECTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25242, is adopted and engrossed.

Upon recommendation of Senator Soucek, the Committee Substitute bill is re-referred to the **Finance Committee**.

S.B. 536, A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCURATE AND COMPLETE DATA TO STUDENTS ON POSTSECONDARY STUDENT RETENTION, GRADUATION, AND EARNINGS OUTCOMES AT NORTH CAROLINA POSTSECONDARY INSTITUTIONS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45356, which changes the title to read **S.B. 536** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCURATE AND COMPLETE DATA TO STUDENTS ON POSTSECONDARY STUDENT COMPLETION, GRADUATION, AND EARNINGS OUTCOMES AT NORTH CAROLINA POSTSECONDARY INSTITUTIONS, is adopted and engrossed.

S.B. 670, A BILL TO BE ENTITLED AN ACT TO LIMIT MEMBERS OF THE UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS TO THREE TERMS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45357, is adopted and engrossed.

OBJECTION WITHDRAWN

Senator Brock withdraws his objection to third reading of **S.B. 298**. Senator McKissick objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill No. 2, as amended, placed on the calendar of Thursday, April 23, upon third reading.

Upon motion of Senator Berger, seconded by Senator Wade, the Senate adjourns at 3:17 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Thursday, April 23, at 12:00 p.m.

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MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 44, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 86, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE NONBETTERMENT COST OF RELOCATING WATER AND SEWER LINES OWNED BY LOCAL BOARDS OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 162 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION AND LOCAL BOARDS OF EDUCATION TO EDUCATE THOSE INVOLVED IN SCHOOL ATHLETIC ACTIVITIES ON SUDDEN CARDIAC ARREST AND TO RECODIFY THE STATUTORY PROVISIONS ON CONCUSSION SAFETY AND EMERGENCY ACTION PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT AND JUDGES OF THE COURT OF APPEALS FOR ELECTION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 276 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE AGENCY PARTICIPATION PROCEDURES ACT OF 2015.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 302 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN AND PROTECT THE OYSTER INDUSTRY IN NORTH CAROLINA AND TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT TO EXEMPT ACTIVITIES TO RESTORE THE WETLANDS FUNCTION OF PRIOR CONVERTED CROPLAND.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 306, A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 334 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE THE CHARTER SCHOOL APPLICATION PROCESS AND TO ALLOW A CHARTER SCHOOL TO ESTABLISH FEES FOR EXTRACURRICULAR ACTIVITIES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 350, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 376 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE TO MODERNIZE DISCOVERY OF EXPERT WITNESSES AND CLARIFYING EXPERT WITNESS COSTS IN CIVIL ACTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ALTERNATE FORMS OF DOCUMENTATION FOR PARTICIPATION IN CERTAIN AGRICULTURAL COST-SHARE PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 380 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC SAFETY TO IMPLEMENT A STATEWIDE SCHOOL RISK AND RESPONSE MANAGEMENT SYSTEM, TO MAKE CONFORMING CHANGES TO OTHER SCHOOL SAFETY REQUIREMENTS, AND TO PROVIDE FOR GRANTS FOR ADDITIONAL SCHOOL COUNSELORS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 383 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REORGANIZE, RENAME, AND RENUMBER VARIOUS SEXUAL OFFENSES TO MAKE THEM MORE EASILY DISTINGUISHABLE FROM ONE ANOTHER AS RECOMMENDED BY THE NORTH CAROLINA COURT OF APPEALS IN "STATE OF NORTH CAROLINA V. SLADE WESTON HICKS, JR."

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 397 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT UPON CONVICTION FOR EXPLOITATION OF AN OLDER ADULT OR DISABLED ADULT, ANY SEIZED ASSETS SHALL BE USED TO SATISFY THE DEFENDANT'S RESTITUTION OBLIGATION AS ORDERED BY THE COURT.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 401 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SHARING OF DATA BY THE DIVISION OF EMPLOYMENT SECURITY AND DIVISION OF MOTOR VEHICLES WITH THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM AND THE NORTH CAROLINA P-20W STATEWIDE LONGITUDINAL DATA SYSTEM; TO CLARIFY THE USE OF DE-IDENTIFIED DATA; AND TO TRANSITION THE NORTH CAROLINA P-20W STATEWIDE LONGITUDINAL DATA SYSTEM TO THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM UPON CONCLUSION OF THE FEDERAL GRANT FOR THE NORTH CAROLINA P-20W STATEWIDE LONGITUDINAL DATA SYSTEM.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 422, A BILL TO BE ENTITLED AN ACT TO ALLOW FUNERAL PROCESSIONS TO HAVE THE RIGHT-OF-WAY AT INTERSECTIONS REGARDLESS OF TRAFFIC CONTROL SIGNS OR SIGNALS AND TO PROVIDE IMMUNITY TO THE FUNERAL DIRECTOR OR FUNERAL ESTABLISHMENT FOR ANY DEATH, PERSONAL INJURY, OR PROPERTY DAMAGE CAUSED BY THE ACTION OR INACTION OF A PERSON OPERATING A VEHICLE IN A FUNERAL PROCESSION.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ROAD WEIGHT LIMITATION EXCEPTIONS FOR TRANSPORTATION OF AGRICULTURAL PRODUCTS AND SUPPLIES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 474 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCLUDE IN THE TYPES OF PROGRAMS THAT DO NOT CONSTITUTE THE PROVISION OF CHILD CARE TRACK OUT PROGRAMS FOR CHILDREN WHO ATTEND YEAR-ROUND SCHOOLS AND TO ESTABLISH THE HEALTHY OUT-OF-SCHOOL TIME (HOST) RECOGNITION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 478, A BILL TO BE ENTITLED AN ACT AUTHORIZING BRUNSWICK COUNTY TO REGULATE NAVIGABLE WATERS WITHIN ITS BOUNDARIES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 538 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE POWERS OF WATER AND SEWER AUTHORITIES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 543 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 550 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DEALER LICENSE PLATE TO BE DISPLAYED ON A MOTOR VEHICLE DRIVEN BY CERTAIN PERSONS EMPLOYED BY AN INDEPENDENT CAR DEALER OR RELATED TO A PERSON EMPLOYED BY AN INDEPENDENT CAR DEALER.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 559 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO PROVIDE STUDENT PERFORMANCE DATA TO PARENTS, STUDENTS, AND TEACHERS ON THE RESULTS OF STATEWIDE TESTS AND ASSESSMENTS AND TO INCREASE BY FIVE DAYS THE NUMBER OF DAYS ASSESSMENTS AND FINAL EXAMS CAN BE ADMINISTERED WITHIN THE FINAL INSTRUCTIONAL DAYS BEFORE THE END OF THE SEMESTER OR YEAR.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 630, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE ENVIRONMENTAL MANAGEMENT COMMISSION TO EXPLORE ALTERNATIVE MEASURES FOR PROTECTING THE WATER QUALITY OF FALLS LAKE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A RIGHT TO TRY ACT TO PROVIDE EXPANDED ACCESS TO INVESTIGATIONAL DRUGS, BIOLOGICAL PRODUCTS, AND DEVICES FOR PATIENTS DIAGNOSED WITH TERMINAL ILLNESS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 657 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY THE ESTABLISHMENT OF A FIXED TUITION PROGRAM AS A PAYMENT OPTION AT THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 711 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIR BAGS.

Referred to the **Rules and Operations of the Senate Committee.**

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H.B. 884, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE SETOFF DEBT COLLECTION PROCEDURES FOR THE UNIVERSITY OF NORTH CAROLINA SCHOOLS OF MEDICINE, CLINICAL PROGRAMS, AND THE UNC HEALTH CARE SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 878 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 158, A BILL TO BE ENTITLED AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 268 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE TOLLING PROCEDURES OF THE TURNPIKE AUTHORITY BY ALLOWING THE AUTHORITY TO SEND TOLL BILLS BY ELECTRONIC MAIL, TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO GENERATE CERTAIN RECEIPTS TO FUND RAIL PASSENGER SERVICE, TO PROVIDE AN EXEMPTION FROM THE UMSTEAD ACT FOR SUCH ACTIVITIES, AND TO AMEND AND CLARIFY THE STATUTES GOVERNING THE CLEARANCE OF WRECKED VEHICLES AND OTHER TRAFFIC OBSTACLES FROM PUBLIC HIGHWAYS, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 439, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE INTENT OF THE GENERAL ASSEMBLY TO TRANSITION TO UTILIZING COMPETENCY-BASED LEARNING ASSESSMENTS FOR ALL ELEMENTARY AND SECONDARY STUDENTS IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 553 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY OF CITIES AND COUNTIES TO ADOPT ORDINANCES REGARDING ANIMALS.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

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S.B. 422, A BILL TO BE ENTITLED AN ACT REESTABLISHING THE STATE PAYMENT IN LIEU OF TAXES STUDY COMMISSION; DIRECTING THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATING TO STATEWIDE APPROACHES TO CONTROL INVASIVE AQUATIC NOXIOUS WEEDS IN THE STATE'S WATERS; DIRECTING THE REVENUE LAWS COMMITTEE TO STUDY ISSUES RELATING TO THE FINANCIAL IMPACTS ON LOCAL GOVERNMENTS OF EXEMPTING PREVIOUSLY TAXABLE PROPERTIES FROM THE PROPERTY TAX BASE WHEN ACQUIRED BY NONPROFITS; AND CLARIFYING THE AUTHORITY OF COUNTIES TO ESTABLISH RESIDENTIAL RECYCLABLE MATERIALS COLLECTION PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

S.B. 610, A BILL TO BE ENTITLED AN ACT TO ENSURE HEALTHY PREGNANCIES FOR FEMALE PRISONERS AND DETAINEES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 611, A BILL TO BE ENTITLED AN ACT TO ENACT THE INCARCERATED WOMEN INTERESTED IN LEARNING AND LIVING ACT TO PROVIDE FOR MAMMOGRAMS FOR INCARCERATED WOMEN AND TO APPROPRIATE FUNDS FOR HOUSING ASSISTANCE FOR FEMALE OFFENDERS REENTERING THE COMMUNITY, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM REGULATORY OVERREACH BY: (1) PROHIBITING THE ENVIRONMENTAL MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS; AND (2) REQUIRING THE ENVIRONMENTAL MANAGEMENT COMMISSION TO

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AFFIRMATIVELY ADOPT AIR QUALITY MANAGEMENT RULES PROMULGATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, referred to the **Judiciary I Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Judiciary I Committee** and placed on the calendar of Thursday, April 23.

REMOVAL OF A BILL SPONSOR

Senator Waddell requests to be removed as a sponsor of previously introduced legislation:

S.B. 536, A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCURATE AND COMPLETE DATA TO STUDENTS ON POSTSECONDARY STUDENT RETENTION, GRADUATION, AND EARNINGS OUTCOMES AT NORTH CAROLINA POSTSECONDARY INSTITUTIONS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FORTY-NINTH DAY

Senate Chamber
Thursday, April 23, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by Dr. Raynard Allen, LCDR, CHC, USN, from Jacksonville, North Carolina, as follows:

“God of our fathers, in whom we trust and by whose guidance and grace this nation was born, bless the senators of this Tar Heel State at this important time in history, and give them all things needful for the faithful discharge of their responsibilities. We pray especially for our Lieutenant Governor, Dan Forest, who presides over this Chamber. Give to him, and to our senators, good health for the physical strains of their office, good judgment for the decisions they must make, wisdom beyond their own, and, yes, clear understanding for the problems of this difficult hour. We thank Thee for their humble reliance upon you. May they go often to the throne room of grace. We commend them to Thy loving care and Thy loving, guiding hand. Through your Holy Name we pray, and we thank Thee, Amen.”

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Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, April 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Rabon.

The Chair extends privileges of the floor to Marcy Shipwash from High Point, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Apodaca for the **Pensions & Retirement and Aging Committee**:

S.B. 455 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE IRAN DIVESTMENT ACT, with a favorable report.

S.B. 77, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION BENEFIT PAID TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25245, is adopted and engrossed.

S.B. 99, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DEFINITION OF FIREFIGHTER FOR PURPOSES OF THE FIREFIGHTERS' AND RESCUE SQUAD WORKERS' PENSION FUND, FIREFIGHTER RELIEF FUNDS, AND FIREFIGHTERS' DEATH BENEFITS AND TO AMEND THE PROCESS FOR FILING CERTIFIED ROSTERS WITH THE NORTH CAROLINA STATE FIREMEN'S ASSOCIATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25246, which changes the title to read **S.B. 99** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DEFINITION OF FIREFIGHTER FOR PURPOSES OF THE LOCAL FIREFIGHTERS' RELIEF FUND, THE STATEWIDE FIREFIGHTERS' RELIEF FUND, THE STATE FIRE PROTECTION GRANT FUND, VOLUNTEER SAFETY WORKERS ASSISTANCE, AND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE PROCESS FOR FILING CERTIFIED ROSTERS WITH THE NORTH CAROLINA STATE FIREMEN'S ASSOCIATION AND THE NORTH CAROLINA ASSOCIATION OF RESCUE AND EMERGENCY MEDICAL SERVICES, INC.; TO AMEND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE LAW-ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS' AND CIVIL AIR

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PATROL MEMBERS' DEATH BENEFITS ACT; AND TO SPECIFY LOCAL GOVERNMENT AUTHORITY AS IT PERTAINS TO A FIRE DEPARTMENT BOARD AND PARTICIPATION IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is adopted and engrossed.

By Senator Newton for the **Judiciary I Committee**:

S.B. 301, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE PROHIBITION ON PURCHASE OF CONTAMINATED PROPERTY BY PUBLIC ENTITIES, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, with a favorable report.

MOTIONS RELATIVE TO THE CALENDAR

The following changes are made to today's calendar:

S.B. 382 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF TRANSPORTATION TO ISSUE A REQUEST FOR INFORMATION FOR THE PRIVATIZATION OF THE NORTH CAROLINA FERRY SYSTEM, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Monday, April 27.

S.B. 572 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO FARMERS BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO STUDY BRIDGE WEIGHT RESTRICTIONS IN AGRICULTURAL AREAS AND THE REGULATIONS GOVERNING TRANSPORT OF FUEL FOR AGRICULTURAL USE BY FARM VEHICLES AND BY REQUIRING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY REGULATORY BARRIERS TO INCREASING DRAINAGE OF AGRICULTURAL LANDS, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Transportation Committee**.

RE-REFERRAL OF A BILL

S.B. 504, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSURE OF MOBILE BEAUTY SALONS AND TO ENSURE THE SAFE AND HYGIENIC OPERATION THEREOF, referred to the **Commerce Committee** on April 16.

Upon motion of Senator Apodaca, a sequential referral to the **Finance Committee** is added.

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WITHDRAWAL FROM COMMITTEE

S.B. 539 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE THE DEPARTMENT OF TRANSPORTATION COMPLIES WITH THE REDUCTION IN WORKFORCE REQUIRED BY LAW, referred to the **Appropriations/Base Budget Committee** on April 22.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the **Appropriations/Base Budget Committee** and re-referred to the **Rules and Operations of the Senate Committee**, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 159 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF ADDITIONAL TAXES BY THE APPROPRIATE OWNERS OF RECORD FOR CORRECTED REVALUATIONS, upon third reading, as amended.

The Committee Substitute bill No. 2, as amended, passes its third reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---49.

Voting in the negative: None.

The Committee Substitute bill No. 2, as amended, is ordered engrossed and sent to the House of Representatives.

S.B. 284 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---49.

Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives.

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S.B. 303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE SAFETY AND WELL-BEING OF CITIZENS FROM REGULATORY OVERREACH BY: (1) PROHIBITING THE ENVIRONMENTAL MANAGEMENT COMMISSION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ISSUING RULES IMPLEMENTING FEDERAL STANDARDS FOR WOOD HEATERS OR ENFORCING SUCH RULES, AND BY FORBIDDING THE COMMISSION AND THE DEPARTMENT FROM ENFORCING AIR EMISSIONS STANDARDS LIMITING FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS; AND (2) REQUIRING THE ENVIRONMENTAL MANAGEMENT COMMISSION TO AFFIRMATIVELY ADOPT AIR QUALITY MANAGEMENT RULES PROMULGATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, upon second reading.

Senator Barefoot offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (40-9) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 304, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOGO SIGNS MAY BE PLACED ON THE RIGHT-OF-WAY OF FULLY AND PARTIALLY CONTROLLED-ACCESS HIGHWAYS AND TO PROVIDE THAT THE TRANSPORTATION MOBILITY AND SAFETY DIVISION OF THE DEPARTMENT OF TRANSPORTATION SHALL ADMINISTER THE LOGO SIGN PROGRAM, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 368 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING UNITED STATES DEPARTMENT OF DEFENSE-CERTIFIED CHILD CARE FACILITIES TO PARTICIPATE IN THE STATE-SUBSIDIZED CHILD CARE PROGRAM, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 370 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF ELECTRONIC MEANS TO SIGN AND NOTATE CERTAIN DOCUMENTS REQUIRED BY THE DIVISION OF MOTOR VEHICLES AND TO PROVIDE THAT A SECURED PARTY SHALL PROVIDE ELECTRONIC NOTICE OF THE SATISFACTION OR OTHER DISCHARGE OF A SECURITY INTEREST IN A MOTOR VEHICLE FOR WHICH THE CERTIFICATE OF TITLE IS NOTATED BY A LIEN THROUGH ELECTRONIC MEANS, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 374 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VOLUNTARY THE REQUIREMENT THAT A HOLDER OF A FOR-HIRE COASTAL RECREATIONAL FISHING LICENSE MAINTAIN A LOGBOOK SUMMARIZING CATCH AND EFFORT STATISTICAL DATA, TO DELAY IMPLEMENTATION TO ALLOW THE DIVISION OF MARINE FISHERIES TO CONDUCT A STAKEHOLDER INPUT AND EDUCATION PROCESS, AND TO FORBID THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FROM ENTERING INTO A JOINT ENFORCEMENT AGREEMENT WITH THE NATIONAL MARINE FISHERIES SERVICE, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 534 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ISSUES RELATED TO ENSURING PRIVACY OF ONLINE STUDENT DATA, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 536 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCURATE AND COMPLETE DATA TO STUDENTS ON POSTSECONDARY STUDENT COMPLETION, GRADUATION, AND EARNINGS OUTCOMES AT NORTH CAROLINA POSTSECONDARY INSTITUTIONS, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 621, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO SEND MOTOR VEHICLE REGISTRATION RENEWAL NOTIFICATION BY ELECTRONIC MEANS UPON RECEIVING WRITTEN CONSENT FROM THE OWNER OF THE MOTOR VEHICLE, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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S.B. 647 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn upon second reading from today's calendar and placed on the calendar of Wednesday, April 29.

S.B. 670 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT MEMBERS OF THE UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS TO THREE TERMS, upon second reading.

Senator Apodaca offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 698, A BILL TO BE ENTITLED AN ACT DIRECTING THE OFFICE OF INFORMATION TECHNOLOGY SERVICES TO STUDY STATE AGENCY USE OF UTILITY-BASED COMPUTING, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 298 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF PHOTOGRAPHIC OR VIDEO EVIDENCE FOR THE CIVIL ENFORCEMENT OF VIOLATIONS FOR PASSING A STOPPED SCHOOL BUS, upon third reading, as amended.

The Committee Substitute bill No. 2, as amended, passes its third reading (49-0) and is ordered engrossed and sent to the House of Representatives.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 570 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A MISDEMEANOR BOATING VIOLATION, upon third reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Judiciary II Committee**.

WITHDRAWAL FROM COMMITTEE

S.B. 336 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, referred to the **Finance Committee** on April 21.

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Pursuant to Rule 47(a), Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the **Finance Committee** and placed on the calendar of Monday, April 27, which motion prevails with unanimous consent, and the Chair so orders.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

S.B. 419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN A SIX-MONTH WAITING PERIOD AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE, with a favorable report.

S.B. 578 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, with a favorable report.

S.B. 182, A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF AUTOMATIC LICENSE PLATE READER SYSTEMS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25247, is adopted and engrossed.

By Senator Meredith for the **Insurance Committee**:

S.B. 676, A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35270, which changes the title to read **S.B. 676** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDER, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Health Care Committee**.

S.B. 120, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF INSURANCE INCLUDE DIFFERENTIAL LICENSE PROCESSING FEES WHEN ISSUING ITS NEXT REQUEST FOR PROPOSAL

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FOR A LICENSING ADMINISTRATIVE SERVICES CONTRACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 665, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA UNCLAIMED LIFE INSURANCE BENEFITS ACT, with a favorable report.

S.B. 667, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRINCIPLE-BASED VALUATION IN THE LIFE INSURANCE STANDARD VALUATION LAW AND STANDARD NONFORFEITURE PROVISIONS IN THE NORTH CAROLINA INSURANCE LAW, with a favorable report.

S.B. 668, A BILL TO BE ENTITLED AN ACT TO ALLOW INSURANCE COMPANIES WRITING PRIVATE AUTOMOBILE INSURANCE IN NORTH CAROLINA TO OFFER OPTIONAL PROGRAM ENHANCEMENTS, with a favorable report.

WITHDRAWAL FROM COMMITTEE

S.B. 676 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDER, referred to the **Health Care Committee** on April 23.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the **Health Care Committee** and placed on the calendar of Tuesday, April 28, which motion prevails with unanimous consent, and the Chair so orders.

A SENATORIAL STATEMENT

Senator Newton submits a Senatorial Statement entitled, **CONGRATULATING THE EASTERN NORTH CAROLINA SCHOOL FOR THE DEAF ON ITS 50TH ANNIVERSARY**. The full text can be found in the Appendix. (See pg. 1267)

Upon motion of Senator Berger, seconded by Senator Rabin, the Senate adjourns at 1:04 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Monday, April 27, at 7:00 p.m.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

April 23, 2015

House of Representatives
April 23, 2015

Mr. President:

It is ordered that a message be sent to the Senate respectfully requesting that Honorable Body return **H.B. 529 Committee Substitute (2nd Edition)**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES, for further consideration by the House of Representatives.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 91 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY WAYS TO DECREASE THE MISUSE OF WINDSHIELD PLACARDS ISSUED TO HANDICAPPED PERSONS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 122 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE VARIOUS COUNTIES, TOWNS, AND CITIES TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 147, A BILL TO BE ENTITLED AN ACT TO UPDATE THE MEMBERSHIP OF THE FIRE AND RESCUE COMMISSION TO REFLECT THE MERGER OF TWO ORGANIZATIONS, TO ADD REPRESENTATION FROM THE STATE CHAPTER OF THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, AND TO CLARIFY THE POWERS OF THE COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 154 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF SOUTHPORT, TOWNS OF MARSHVILLE AND WADESBORO, AND THE PIEDMONT TRIAD REGIONAL WATER AUTHORITY TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

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Referred to the **Insurance Committee** and upon a favorable report will be re-referred to the **Pensions & Retirement and Aging Committee**.

H.B. 159 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS OF CARE FOR LARGE COMMERCIAL DOG BREEDING FACILITIES AND TO PROVIDE LAW ENFORCEMENT WITH TOOLS TO ENSURE THAT DOGS AT THOSE FACILITIES ARE TREATED HUMANELY.

Referred to the **Ways & Means Committee**.

H.B. 262 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE SURPLUS LINES ACT BY INCLUDING ALIEN INSURERS IN THE DEFINITION OF AN ELIGIBLE SURPLUS LINES INSURER, BY REPEALING COUNTERSIGNING REQUIREMENTS, AND BY PROVIDING GREATER FLEXIBILITY FOR THE MANNER OF COLLECTION AND REFUND OF THE SURPLUS LINES TAX.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO LANDLORD/TENANT LAW AND TO PROVIDE FOR PROPER COLLECTION OF FEES AND COSTS FOR SHERIFFS EXECUTING WRITS OF POSSESSION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 347, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 349 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE PROVISION OF BROADBAND ACCESS IN ALL AREAS OF NORTH CAROLINA BY PROVIDING FOR THE CREATION OF A STATE BROADBAND PLAN BY THE OFFICE OF THE STATE CHIEF INFORMATION OFFICER AND BY SPECIFYING THAT BROADBAND SERVICE PROVIDERS MAY OFFER COMMUNICATIONS AND BROADBAND SERVICES IN AREAS WHERE THE INCUMBENT SERVICE PROVIDER IS NOT PROVIDING BROADBAND SERVICE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 370 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE POLK COUNTY, TRANSYLVANIA COUNTY, THE CITY OF SALUDA, AND THE TOWN OF MOMEYER TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Pensions & Retirement and Aging Committee**.

H.B. 371 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CREATING A CIVIL CLAIM FOR RELIEF FOR DAMAGES SUSTAINED AS THE RESULT OF TERRORIST ACTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 373 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 405 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 457, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE ELECTIONS LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 467 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE CATEGORY OF INDIVIDUALS WHO MAY BE APPOINTED AS COUNTY MEDICAL EXAMINERS IN CLEVELAND COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 539, A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES AND TO MAKE OTHER CONFORMING CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Meredith for the **Commerce Committee**:

S.B. 673, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25250, is adopted and engrossed.

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MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 560, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A FELONY TO ASSAULT HOSPITAL PERSONNEL WHO ARE DISCHARGING OR ATTEMPTING TO DISCHARGE THEIR OFFICIAL DUTIES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 594, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS THAT MUST BE MET TO OBTAIN A TEMPORARY SUPPLEMENTAL LICENSE FOR THE SALE OF ANTIQUE MOTOR VEHICLES AND SPECIALTY MOTOR VEHICLES AND TO EXPAND THE DEFINITION OF A "SPECIALTY MOTOR VEHICLE."

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 632, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON ISSUES RELATED TO ENSURING PRIVACY OF ONLINE STUDENT DATA.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 667 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY WHETHER TO ENSURE THAT PATIENTS HAVE THE OPTION OF SELECTING THEIR ATHLETIC TRAINER UNDER THEIR HEALTH BENEFIT PLAN.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 683, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT PATIENTS HAVE THE RIGHT TO CHOOSE THEIR OCCUPATIONAL THERAPIST UNDER THEIR HEALTH BENEFIT PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 693 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWNS OF CASWELL BEACH, LILESVILLE, AND PEACHLAND TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Pensions & Retirement and Aging Committee**.

H.B. 721 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATED TO LAND DEVELOPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 746, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO LME/MCO GOVERNING BOARDS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 766 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF HEMP EXTRACT AND AUTHORIZING CERTAIN NEUROLOGISTS TO USE HEMP EXTRACT AS AN ALTERNATIVE TREATMENT FOR INTRACTABLE EPILEPSY WITHOUT PARTICIPATING IN A PILOT STUDY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 809 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THIRD-PARTY PREMIUM PAYMENTS FOR HEALTH BENEFIT PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 824 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PROHIBITIONS ON CARRYING CONCEALED HANDGUNS DO NOT APPLY TO NORTH CAROLINA ADMINISTRATIVE LAW JUDGES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 850 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE AUTHORITY FOR THE EASTERN BAND OF CHEROKEE INDIANS TO ESTABLISH A POLICE DEPARTMENT, A TRIBAL ALCOHOL LAW ENFORCEMENT DIVISION, A NATURAL RESOURCES LAW ENFORCEMENT AGENCY, AND A PROBATION AND PAROLE AGENCY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 879 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 880 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING COMPANY POLICE OFFICERS TO USE APPROPRIATE AND REASONABLE FORCE TO KEEP A RESPONDENT AT THE FACILITY WHERE THE RESPONDENT IS TO OBTAIN AN EXAMINATION BY A PHYSICIAN OR PSYCHOLOGIST PURSUANT TO COURT ORDER.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 892 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

Referred to the **Rules and Operations of the Senate Committee**.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Meredith for the **Insurance Committee**:

S.B. 423 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45358, which changes the title to read **S.B. 423** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENTING STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING THE LAWS PERTAINING TO ABUSE, NEGLECT, AND

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DEPENDENCY REGARDING JUVENILE PLACEMENT UNDER THE JUVENILE CODE; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE COUNTY DEPARTMENT OF SOCIAL SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, is adopted and engrossed.

Upon motion of Senator Apodaca, the Committee Substitute bill No. 2 is placed on the calendar of Tuesday, April 28.

By Senator Meredith for the **Commerce Committee**:

S.B. 25, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS, with a favorable report.

S.B. 674, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF COMPENSATION PAYABLE BY A MANUFACTURER, MANUFACTURER BRANCH, DISTRIBUTOR, OR DISTRIBUTOR BRANCH OF CERTAIN NEW MOTOR VEHICLES TO MOTOR VEHICLE DEALERS TO COVER CERTAIN COSTS, with a favorable report.

S.B. 504, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSURE OF MOBILE BEAUTY SALONS AND TO ENSURE THE SAFE AND HYGIENIC OPERATION THEREOF, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25248, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

April 23, 2015

H.B. 503, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MOORE COUNTY BOARD OF COMMISSIONERS TO REDISTRICT THEIR RESIDENCY DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 703, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE TASK FORCE ON FRAUD AGAINST OLDER ADULTS.

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

S.B. 83, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS I FELONY TO KNOWINGLY PRESENT FOR FILING A DOCUMENT THAT CONTAINS MATERIALLY INACCURATE INFORMATION FOR AN IMPROPER PURPOSE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15235, which changes the title to read **S.B. 83** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL LAW CONCERNING THE FILING OR RECORDING OF FALSE LIENS OR ENCUMBRANCES KNOWING OR HAVING REASON TO KNOW THAT THE LIEN OR ENCUMBRANCE IS FALSE OR CONTAINS A MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR REPRESENTATION, is adopted and engrossed.

S.B. 288, A BILL TO BE ENTITLED AN ACT NARROWING THE TYPES OF INCOMPETENCY FINDINGS THAT MUST BE REPORTED TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM AND AMENDING THE PROCESS FOR INDIVIDUALS TO REMOVE FIREARMS DISABILITIES AFTER RESTORATION TO COMPETENCY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25249, which changes the title to read **S.B. 288** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PROCESS FOR INDIVIDUALS TO REMOVE FIREARM DISABILITIES AFTER RESTORATION TO COMPETENCY, is adopted and engrossed.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

April 23, 2015

S.B. 560 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECODIFY, REORGANIZE, AND CLARIFY THE PROVISIONS OF THE GOVERNMENT DATA ANALYTICS CENTER STATUTE AND TO AMEND THE LAW TO GENERATE GREATER EFFICIENCIES IN, AND IMPROVED SERVICE DELIVERY BY, STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, referred to the **Judiciary I Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Judiciary I Committee** and placed on the calendar of Monday, April 27.

S.B. 699, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN PERSONAL INFORMATION OF LAW ENFORCEMENT OFFICERS FROM DISCLOSURE, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

S.B. 27, A BILL TO BE ENTITLED AN ACT REQUIRING DIABETES SCREENING DURING WELL-CHILD VISITS AT SPECIFIC AGE INTERVALS, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTIETH DAY

Senate Chamber
Monday, April 27, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, I am just so thankful for your presence here tonight. We pause to come before you and to thank you especially for the gift of being gathered by your Spirit. We are blessed to have structures of government to help us live peaceable lives. Bless the walls of this Senate, bless our state, and bless our nation. Bless the walls here that people might be lifted up within them. Bless the walls here so that the people inside of these walls might feel your touch. Grant each of us that are assembled here an extra measure of your grace and your wisdom as we proceed on with your work. It is for Christ's sake that we pray. Amen.”

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Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, April 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.B. 5, AN ACT TO REPEAL S.L. 2014-8, AS AMENDED BY S.L. 2014-9, AS IT APPLIES TO UNION COUNTY.

CALENDAR

Bills on tonight's calendar are taken up and disposed of as follows:

S.B. 77 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION BENEFIT PAID TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 25, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS, upon second reading.

The bill passes its second reading (43-7) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 83 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL LAW CONCERNING THE FILING OR RECORDING OF FALSE LIENS OR ENCUMBRANCES KNOWING OR HAVING REASON TO KNOW THAT THE LIEN OR ENCUMBRANCE IS FALSE OR CONTAINS A MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR REPRESENTATION, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 99 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DEFINITION OF FIREFIGHTER FOR PURPOSES OF THE LOCAL FIREFIGHTERS' RELIEF FUND, THE STATEWIDE

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FIREFIGHTERS' RELIEF FUND, THE STATE FIRE PROTECTION GRANT FUND, VOLUNTEER SAFETY WORKERS ASSISTANCE, AND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE PROCESS FOR FILING CERTIFIED ROSTERS WITH THE NORTH CAROLINA STATE FIREMEN'S ASSOCIATION AND THE NORTH CAROLINA ASSOCIATION OF RESCUE AND EMERGENCY MEDICAL SERVICES, INC.; TO AMEND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE LAW-ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS' AND CIVIL AIR PATROL MEMBERS' DEATH BENEFITS ACT; AND TO SPECIFY LOCAL GOVERNMENT AUTHORITY AS IT PERTAINS TO A FIRE DEPARTMENT BOARD AND PARTICIPATION IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, upon second reading.

Senator Meredith offers Amendment No. 1, which is adopted (50-0).

The Committee Substitute bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 182 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF AUTOMATIC LICENSE PLATE READER SYSTEMS, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from tonight's calendar on its second reading and placed on the calendar of Wednesday, April 29.

S.B. 288 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PROCESS FOR INDIVIDUALS TO REMOVE FIREARM DISABILITIES AFTER RESTORATION TO COMPETENCY, upon second reading.

The Committee Substitute bill passes its second reading (48-2) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 301, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE PROHIBITION ON PURCHASE OF CONTAMINATED PROPERTY BY PUBLIC ENTITIES, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, upon second reading.

The bill passes its second reading (48-2) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 333 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, upon second reading.

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Senator Soucek offers Amendment No. 1, which is adopted (50-0).

The Committee Substitute bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 336 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, upon second reading.

Senator Hartsell offers Amendment No. 1, which is adopted (50-0).

The Committee Substitute bill, as amended, passes its second reading (50-0).

Senator Tucker objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill, as amended, placed on the calendar of Tuesday, April 28, upon third reading.

Upon motion of Senator Apodaca, without objection, Amendment No. 1 is ordered engrossed prior to third reading.

S.B. 382 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF TRANSPORTATION TO ISSUE A REQUEST FOR INFORMATION FOR THE PRIVATIZATION OF THE NORTH CAROLINA FERRY SYSTEM, upon second reading.

The Committee Substitute bill passes its second reading (48-2) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 419, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE STATE FROM CONTRACTING WITH CONTRACTORS WHO UTILIZE FORMER STATE EMPLOYEES IN THE ADMINISTRATION OF STATE CONTRACTS WITHIN A SIX-MONTH WAITING PERIOD AFTER A STATE EMPLOYEE HAS TERMINATED EMPLOYMENT WITH THE STATE, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

RECALL OF A BILL

Pursuant to the message received from the House of Representatives on April 23, 2015, requesting that **H.B. 529** be returned to the House, Senator Apodaca moves that the bill be withdrawn from the **Rules and Operations of the Senate Committee** and returned to the House in compliance with its request, which motion prevails without objection, and the Chair so orders.

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CALENDAR *(continued)*

S.B. 455 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE IRAN DIVESTMENT ACT, upon second reading.

The Committee Substitute bill passes its second reading (49-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 560 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECODIFY, REORGANIZE, AND CLARIFY THE PROVISIONS OF THE GOVERNMENT DATA ANALYTICS CENTER STATUTE AND TO AMEND THE LAW TO GENERATE GREATER EFFICIENCIES IN, AND IMPROVED SERVICE DELIVERY BY, STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 578 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 665, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA UNCLAIMED LIFE INSURANCE BENEFITS ACT, upon second reading.

Senator Apodaca offers Amendment No. 1, which is adopted (50-0).

The bill, as amended, passes its second reading (43-7) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 667, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRINCIPLE-BASED VALUATION IN THE LIFE INSURANCE STANDARD VALUATION LAW AND STANDARD NONFORFEITURE PROVISIONS IN THE NORTH CAROLINA INSURANCE LAW, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 668, A BILL TO BE ENTITLED AN ACT TO ALLOW INSURANCE COMPANIES WRITING PRIVATE AUTOMOBILE INSURANCE IN

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NORTH CAROLINA TO OFFER OPTIONAL PROGRAM ENHANCEMENTS, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 673 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW, upon second reading.

Without objection, Senator Alexander is excused from voting on the bill due to a possible conflict of interest.

Without objection, Senator Blue is excused from voting on the bill due to a conflict of interest.

Without objection, Senator Brown is excused from voting on the bill due to a business conflict.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 674, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF COMPENSATION PAYABLE BY A MANUFACTURER, MANUFACTURER BRANCH, DISTRIBUTOR, OR DISTRIBUTOR BRANCH OF CERTAIN NEW MOTOR VEHICLES TO MOTOR VEHICLE DEALERS TO COVER CERTAIN COSTS, upon second reading.

Without objection, Senator Alexander is excused from voting on the bill due to a possible conflict of interest.

Without objection, Senator Blue is excused from voting on the bill due to a conflict of interest.

Without objection, Senator Brown is excused from voting on the bill due to a business conflict.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Ethan Barry, Wilson; Aubria Battle, Raleigh; Christian Clark, Clayton; Amanda Cone, Spring Hope; Reagan Dovel, Cary; Ama Germain, Matthews; Caroline Gorman, New Bern; Jamie Guillergan, Sanford; Hailey Hughes, Trent Woods; Brittlyn Martin, Yadkinville; Sharolyn Stephens, Raleigh; Saxena Sutton, Clayton; Courtney Thomas, Clayton; Alexandria Wingle, East Bend; Emry Wingle, Yadkinville; Olivia Wingle, East Bend; Victoria Wingle, East Bend; Molly Zuidema, Garner; and Lily Zukerman, Wilmington.

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Upon motion of Senator Berger, seconded by Senator Stein, the Senate adjourns at 8:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Tuesday, April 28, at 9:00 a.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 224 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS AFFECTING THE ADMINISTRATIVE OFFICE OF THE COURTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 318 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF EMPLOYERS WHO ARE REQUIRED TO PARTICIPATE IN THE FEDERAL E-VERIFY PROGRAM; TO REPEAL THE E-VERIFY EXEMPTION FOR TEMPORARY EMPLOYEES; TO EXCLUDE FARM WORKERS FROM THE DEFINITION OF EMPLOYEE UNDER ARTICLE 2 OF CHAPTER 64 OF THE GENERAL STATUTES; TO REQUIRE E-VERIFY COMPLIANCE IN CERTAIN GOVERNMENTAL CONTRACTS; AND TO PROVIDE THAT CERTAIN CONSULATE OR EMBASSY DOCUMENTS MAY NOT BE USED TO DETERMINE A PERSON'S IDENTIFICATION OR RESIDENCE FOR GOVERNMENTAL AND LAW ENFORCEMENT PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 339, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 465 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE 72 HOURS FOR THE PROVISION OF INFORMED CONSENT, EITHER BY TELEPHONE OR IN PERSON, AND TO CLARIFY AND MODIFY CERTAIN LAWS PERTAINING TO ABORTION.

Referred to the **Judiciary II Committee**.

H.B. 523, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO USE A CERTAIN DESIGNATION ON DRIVERS LICENSES WHEN LISTING THE RACE OF AN APPLICANT WHO IS AMERICAN INDIAN.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 584, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LEGISLATOR OR PUBLIC SERVANT MAY REFERENCE THEIR PUBLIC POSITION IN A LETTER OF REFERENCE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 593 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 613, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A MUNICIPALITY IS AUTHORIZED TO ENFORCE STATE LAW CONCERNING PLACEMENT OF POLITICAL SIGNS ON THE STATE HIGHWAY SYSTEM WITHIN THE CORPORATE LIMITS OF THE MUNICIPALITY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 634 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF BUILT-UPON AREA FOR PURPOSES OF STORMWATER PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 713 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING LAW ENFORCEMENT AGENCIES TO RELEASE TO THE PUBLIC RECORDINGS CAPTURED BY BODY-WORN CAMERAS AND IN-CAR CAMERAS UTILIZED BY LAW ENFORCEMENT OFFICERS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 765, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO ENVIRONMENT AND NATURAL RESOURCES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 842 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT ACCESS TO MEDICAID WAIVERS BY DEPENDENTS OF MEMBERS OF THE ARMED FORCES.

Referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Tucker for the **Health Care Committee**:

S.B. 598, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF

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SOCIAL SERVICES, POLICIES REGARDING APPROACHES TO ADDRESSING THE REPORTING OF SUBSTANCE-EXPOSED NEWBORNS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45359, which changes the title to read **S.B. 598** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADOPT RULES ADDRESSING SUBSTANCE-EXPOSED NEWBORN CHILD PROTECTIVE SERVICES CASES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **State and Local Government Committee**.

S.B. 363, A BILL TO BE ENTITLED AN ACT AUTHORIZING A VARIANCE FROM RULES GOVERNING THE SANITATION OF PUSHCARTS AND MOBILE FOOD UNITS IN ORDER TO EXPAND PORTABLE, OUTDOOR FOOD PREPARATION WITHOUT ENCLOSURE FOR FOOD SERVICE TO THE PUBLIC, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35272, which changes the title to read **S.B. 363** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING PUSHCARTS OR MOBILE FOOD UNITS TO PREPARE AND SERVE FOOD ON THE PREMISES, PROVIDED THEY ARE BASED FROM A COMMISSARY OR RESTAURANT LOCATED ON THE PREMISES OF A FACILITY CONTAINING THREE THOUSAND PERMANENT SEATS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 61, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTIFIED AND UNCERTIFIED COPIES OF DEATH CERTIFICATES SHALL BE ISSUED WITHOUT CHARGE TO CERTAIN FAMILY MEMBERS OF A DECEASED VETERAN OF THE ARMED FORCES OF THE UNITED STATES WHO WAS DISCHARGED OR RELEASED UNDER HONORABLE CONDITIONS, referred to the **Appropriations/Base Budget Committee** on February 11.

The bill is withdrawn from the **Appropriations/Base Budget Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

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S.B. 124, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES, TO APPROPRIATE FUNDS FOR THE PURPOSE, AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Appropriations/Base Budget Committee** on March 17.

The bill is withdrawn from the **Appropriations/Base Budget Committee** and re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

S.B. 101, A BILL TO BE ENTITLED AN ACT RELATING TO THE 1ST SENATORIAL DISTRICT, referred to the **Rules and Operations of the Senate Committee** on February 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

S.B. 255, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE PLANNING COMMISSION AND THE CITY COUNCIL TO GIVE NOTICE OF AND HOLD PUBLIC HEARINGS ON APPLICATIONS FOR INITIAL ZONING OF PROPERTY SUBJECT TO A VOLUNTARY ANNEXATION PETITION PRIOR TO THE PASSAGE OF AN ANNEXATION ORDINANCE, referred to the **State and Local Government Committee** on April 20 with a sequential referral to the **Finance Committee**.

The sequential referral to the **Finance Committee** is removed.

S.B. 478, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO APPROPRIATE FUNDS TO IMPLEMENT THE PROVISIONS OF THIS ACT, referred to the **Education/Higher Education Committee** on March 30 with a sequential referral to the **Appropriations/Base Budget Committee**.

The sequential referral to the **Appropriations/Base Budget Committee** is removed.

S.B. 88, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRIC MEMBERSHIP CORPORATIONS AND MUNICIPAL ELECTRIC PROVIDERS ARE EXEMPT FROM SECTION 224 OF THE COMMUNICATIONS ACT OF 1934 IN THE STATE'S REGULATION OF POLE ATTACHMENTS AND TO PROVIDE GUIDANCE IN RESOLVING DISPUTES REGARDING COMPENSATION FOR POLE ATTACHMENTS, referred to the **Rules and Operations of the Senate Committee** on February 17.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

S.B. 597, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES AND REVISIONS TO VARIOUS STATUTES IN CHAPTER 115C OF THE GENERAL STATUTES TO REFLECT CURRENT PRACTICES IN EDUCATION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

S.B. 119, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AND SESSION LAWS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 522, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF MAY OF EACH YEAR AS LUPUS AWARENESS MONTH AND ESTABLISHING AN ADVISORY COUNCIL ON LUPUS WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

S.B. 508, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE BAIL BOND LAWS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

H.B. 364, AN ACT TO CLARIFY THE CONFLICT OF INTEREST PROVISIONS FOR CERTAIN COMMISSIONS AND TO MODIFY APPOINTMENTS TO SEVERAL STATE BOARDS AND COMMISSIONS. (Became law without the approval of the Governor, April 27, 2015 - S.L. 2015-9)

S.B. 5, AN ACT TO REPEAL S.L. 2014-8, AS AMENDED BY S.L. 2014-9, AS IT APPLIES TO UNION COUNTY. (Became law upon ratification, April 27, 2015 - S.L. 2015-10)

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Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTY-FIRST DAY

Senate Chamber
Tuesday, April 28, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, we come before you, and we plead for you to open our ears. You are the sower of seed. You open hearts, and you have done so much for us already today. May this body not be choked out by the cares, riches, and pleasures of this life. Keep their eyes firmly fixed on your salvation. It is in Jesus' name we pray. Amen."

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, April 27, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Patrick McMurray from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

WITHDRAWAL FROM A FUTURE CALENDAR

S.B. 182 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF AUTOMATIC LICENSE PLATE READER SYSTEMS, placed on the calendar of Wednesday, April 29.

Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the calendar of Wednesday, April 29, and placed at the end of today's calendar, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

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S.B. 423 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENTING STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT UNDER THE JUVENILE CODE; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE COUNTY DEPARTMENT OF SOCIAL SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, upon second reading.

The Chair grants leaves of absence for the remainder of today's session to Senator Alexander and Senator Blue.

The Committee Substitute bill No. 2 passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 676 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDER, upon second reading.

The Committee Substitute bill passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 336 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, with engrossed Amendment No. 1, upon third reading.

The Committee Substitute bill passes its third reading (48-0) and is ordered sent to the House of Representatives.

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S.B. 182 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF AUTOMATIC LICENSE PLATE READER SYSTEMS, upon second reading.

The Committee Substitute bill passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

The Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 3:00 p.m.

RECESS

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

S.B. 655, A BILL TO BE ENTITLED AN ACT TO PROVIDE CLARIFICATION THAT MEMBERS OF THE STATE PORTS AUTHORITY MAY BE DOMICILED IN THE DISTRICT OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OR THE NORTH CAROLINA SENATE IN WHICH A STATE PORT IS LOCATED, referred to the **Rules and Operations of the Senate Committee** on March 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

S.B. 678, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEBT COLLECTOR STATUTES TO MORE NEARLY CONFORM TO THE FEDERAL FAIR DEBT COLLECTION PRACTICES ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45360, is adopted and engrossed.

S.B. 503, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR PURPOSES OF THE CRIMES OF "TAKING INDECENT LIBERTIES WITH A STUDENT" AND "INTERCOURSE AND SEXUAL OFFENSES WITH A STUDENT," THE DEFINITION OF "SCHOOL PERSONNEL" INCLUDES EMPLOYEES OF CHARTER SCHOOLS AND NONPUBLIC SCHOOLS, with a favorable report.

April 28, 2015

By Senator Hartsell for the **Judiciary I Committee**:

S.B. 545, A BILL TO BE ENTITLED AN ACT TO ENRICH THE STATE'S WORKFORCE BY REQUIRING OCCUPATIONAL LICENSING BOARDS TO LICENSE MILITARY-TRAINED VETERANS WHO PASS A PROFICIENCY EXAMINATION OFFERED BY THE OCCUPATIONAL LICENSING BOARD FOR VETERANS, with a favorable report.

S.B. 511, A BILL TO BE ENTITLED AN ACT TO ALLOW COLLECTION ONLY WHERE ADEQUATE PROOF OF INDEBTEDNESS PROVIDED; TO CONFORM TO FEDERAL LAW; TO AID DEBTORS IN IDENTIFYING ACCOUNT OWNERS TO RESOLVE CREDIT ISSUES; TO SPECIFY THAT A CHARGE-OFF STATEMENT SERVE AS PROOF OF DEBT OWED; AND TO MAKE VARIOUS RELATED CHANGES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25251, which changes the title to read **S.B. 511** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW COLLECTION ONLY WHERE ADEQUATE PROOF OF INDEBTEDNESS IS PROVIDED; TO CONFORM TO FEDERAL LAW; TO AID DEBTORS IN IDENTIFYING ACCOUNT OWNERS TO RESOLVE CREDIT ISSUES; TO SPECIFY THAT A CHARGE-OFF STATEMENT SERVES AS PROOF OF DEBT OWED; AND TO MAKE VARIOUS RELATED CHANGES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

S.B. 480 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STANDARD FOR POLITICAL ACTIVITY OF EMPLOYEES OF THE STATE AND LOCAL BOARDS OF EDUCATION, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45361, is adopted and engrossed.

By Senator Sanderson for the **State and Local Government Committee**:

S.B. 50, A BILL TO BE ENTITLED AN ACT RELATING TO THE 4TH SENATORIAL DISTRICT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35274, which changes the title to read **S.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, is adopted and engrossed.

Upon the recommendation of Senator Sanderson, the Committee Substitute bill is re-referred to the **Finance Committee**.

April 28, 2015

By Senator Gunn for the **Commerce Committee**:

S.B. 694, A BILL TO BE ENTITLED AN ACT TO ENACT THE EMPLOYEE FAIR CLASSIFICATION ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35275, is adopted and engrossed.

S.B. 88, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRIC MEMBERSHIP CORPORATIONS AND MUNICIPAL ELECTRIC PROVIDERS ARE EXEMPT FROM SECTION 224 OF THE COMMUNICATIONS ACT OF 1934 IN THE STATE'S REGULATION OF POLE ATTACHMENTS AND TO PROVIDE GUIDANCE IN RESOLVING DISPUTES REGARDING COMPENSATION FOR POLE ATTACHMENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25252, which changes the title to read **S.B. 88** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSIGN POLE ATTACHMENT DISPUTES TO THE NORTH CAROLINA UTILITIES COMMISSION, is adopted and engrossed.

S.B. 363 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING PUSHCARTS OR MOBILE FOOD UNITS TO PREPARE AND SERVE FOOD ON THE PREMISES, PROVIDED THEY ARE BASED FROM A COMMISSARY OR RESTAURANT LOCATED ON THE PREMISES OF A FACILITY CONTAINING THREE THOUSAND PERMANENT SEATS, with a favorable report.

S.B. 429, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CONFORMING CHANGES TO THE LABOR LAWS OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary I Committee**.

By Senator Sanderson for the **State and Local Government Committee**:

S.B. 218, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 255, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE PLANNING COMMISSION AND THE CITY COUNCIL TO GIVE NOTICE OF AND HOLD PUBLIC HEARINGS ON APPLICATIONS FOR INITIAL ZONING OF PROPERTY SUBJECT TO A VOLUNTARY ANNEXATION PETITION PRIOR TO THE PASSAGE OF AN ANNEXATION ORDINANCE, with a favorable report.

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S.B. 256, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 566 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE OPTIONS FOR THE DISPOSITION OF MINIMAL PROPERTY TAX REFUNDS, with a favorable report.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

The Senate recesses at 3:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 5:00 p.m.

RECESS

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

S.B. 343 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY OFFENSE FOR A STUDENT WHO IS SIXTEEN YEARS OF AGE OR OLDER WHO DOES NOT HAVE AN INDIVIDUALIZED EDUCATION PROGRAM OR SECTION 504 PLAN TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45362, which changes the title to read **S.B. 343** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE FOR A STUDENT WHO IS SIXTEEN YEARS OF AGE OR OLDER WHO DOES NOT HAVE AN INDIVIDUALIZED EDUCATION PROGRAM OR SECTION 504 PLAN TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE, is adopted and engrossed.

April 28, 2015

S.B. 378, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR CERTAIN OFFENSES OF MISDEMEANOR DEATH BY VEHICLE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15237, is adopted and engrossed.

S.B. 519, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO CHILD CUSTODY TO INCORPORATE A PRESUMED SHARED PARENTING STANDARD, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35276, which changes the title to read **S.B. 519** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE BEST INTERESTS OF CHILDREN BY AMENDING THE LAWS PERTAINING TO CHILD CUSTODY TO ENCOURAGE MAXIMIZED PARENTING TIME WITH CHILDREN BY BOTH PARENTS, is adopted and engrossed.

S.B. 570 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A MISDEMEANOR BOATING VIOLATION, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 15238, which changes the title to read **S.B. 570** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A MISDEMEANOR BOATING VIOLATION AND TO PROVIDE THAT CERTAIN CONVICTIONS FOR DRIVING WHILE IMPAIRED AND BOATING WHILE IMPAIRED ARE NOT ELIGIBLE FOR EXPUNCTION, is adopted and engrossed.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 161, A BILL TO BE ENTITLED AN ACT ADOPTING THE BOBCAT AS THE OFFICIAL STATE CAT OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW PARTIALLY DISABLED VETERANS TO PARK IN A HANDICAPPED PARKING SPACE WHEN DISPLAYING THE PARTIALLY DISABLED VETERAN SPECIAL PLATE AND TO PROVIDE THAT MEDICAL CERTIFICATION AND RECERTIFICATION REQUIREMENTS FOR HANDICAPPED PARKING PRIVILEGES MAY BE

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SATISFIED BY A DISABILITY DETERMINATION ISSUED BY THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS INDICATING THE PERSON IS HANDICAPPED.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 346, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 355 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL METHODS FOR PROVING THAT A STOPPED VEHICLE PASSED BY ANOTHER MOTOR VEHICLE IS A "SCHOOL BUS" SUBJECT TO THE PROVISIONS OF G.S. 20-217.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 375 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCESS FOR CORRECTING NONMATERIAL ERRORS IN RECORDED INSTRUMENTS OF TITLE; TO CREATE A CURATIVE PROCEDURE FOR OBVIOUS DESCRIPTION ERRORS IN DOCUMENTS OF TITLE; AND TO CREATE A TEN-YEAR CURATIVE PROVISION FOR CERTAIN DEFECTS IN RECORDED INSTRUMENTS OF TITLE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 407 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENTING STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING TO THE JUVENILE CODE UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN BY PROVIDING THAT MINORS AGED SIXTEEN AND OVER IN THE CUSTODY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ARE COMPETENT TO CONTRACT FOR AUTOMOBILE INSURANCE, BY SPECIFYING PERSONS OTHER THAN THE FOSTER PARENT WHO MAY SIGN FOR A FOSTER CHILD TO OBTAIN A LEARNER'S PERMIT OR PROVISIONAL DRIVERS LICENSE, AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE

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DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 415, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF FONTANA DAM TO AUTHORIZE THE TOWN COUNCIL TO ESTABLISH AN ELECTRIC POWER BOARD TO MANAGE AND CONTROL THE TOWN'S ELECTRIC PUBLIC ENTERPRISE SERVICE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 479, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LIABILITY OF SECONDARY METALS RECYCLERS AND SALVAGE YARDS WHEN PURCHASING CERTAIN MOTOR VEHICLES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 492, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE RUTHERFORD COUNTY BOARD OF COMMISSIONERS TO TERMINATE AND DISSOLVE THE RUTHERFORD AIRPORT AUTHORITY AND TO OPERATE THE RUTHERFORD COUNTY AIRPORT AS A PUBLIC ENTERPRISE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 511, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS STATUTORY CHANGES RELATED TO CREDIT UNIONS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 512, A BILL TO BE ENTITLED AN ACT TO DELAY IMPLEMENTATION OF BACK-UP PSAP REQUIREMENTS, TO DEFINE UNIFORM STANDARDS FOR BACK-UP PSAPS, AND DEVELOP A MASTER PURCHASING LIST FOR 911 SYSTEM ELIGIBLE EXPENSES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 544 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SIGNS POSTED IN MUNICIPAL PARKS TO CONFORM TO MUNICIPAL SIGN ORDINANCES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 591 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO REGULATE CERTAIN STRUCTURES THAT UNREASONABLY RESTRICT THE PUBLIC'S RIGHTS TO USE THE STATE'S OCEAN BEACHES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 598, A BILL TO BE ENTITLED AN ACT AMENDING G.S. 1A-11, RULE 11 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE, TO PROVIDE THAT AN ATTORNEY OR PARTY RECEIVE NOTICE AND A REASONABLE OPPORTUNITY TO CURE A VIOLATION OF THE RULE BEFORE SANCTIONS MAY BE ORDERED BY THE COURT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 633, A BILL TO BE ENTITLED AN ACT TO RECOGNIZE LICENSED AND CERTIFIED REAL ESTATE APPRAISERS AS PROVIDERS OF PROFESSIONAL SERVICES IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 705 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN THE TYPES OF SUBSURFACE WASTEWATER TREATMENT SYSTEMS THAT MAY SERVE AS THE BASIS FOR DESIGNATED REPAIR AREA REQUIREMENTS FOR REPLACEMENT WASTEWATER TREATMENT SYSTEMS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 709, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD WHO ARE ENROLLED IN A PROGRAM GRANTING A GRADUATE CERTIFICATE TO BE ELIGIBLE FOR THE NORTH CAROLINA NATIONAL GUARD TUITION ASSISTANCE BENEFIT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 712 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BUREAU OF INVESTIGATION TO ESTABLISH AND IMPLEMENT A USED NEEDLE AND HYPODERMIC SYRINGE DISPOSAL PILOT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 724, A BILL TO BE ENTITLED AN ACT REVISING THE MEMBERSHIP OF THE NORTH CAROLINA MEDICAL BOARD TO ENSURE THAT AT LEAST ONE PHYSICIAN ASSISTANT AND AT LEAST ONE NURSE PRACTITIONER SERVE AS MEMBERS OF THE BOARD.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 742, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS FOR INITIAL LICENSURE AS A PROFESSIONAL ENGINEER.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 747 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FOR THE PILOT PROGRAM TO STUDY THE USE OF ELECTRONIC SUPERVISION DEVICES IN CERTAIN FACILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 779 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE INFORMATION TECHNOLOGY COST SAVINGS THROUGH COMPETITION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 797, A BILL TO BE ENTITLED AN ACT PROVIDING THAT REGISTRATION AND SENSITIVE SECURITY INFORMATION RECEIVED OR COMPILED BY A CITY IN THE COURSE OF ADMINISTERING AN ALARM REGISTRATION ORDINANCE IS NOT A PUBLIC RECORD.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 811 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY THE IMPLEMENTATION AND USE OF BODY-WORN CAMERAS BY LOCAL AND STATE LAW ENFORCEMENT OFFICERS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 814 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE CHIEF MEDICAL EXAMINER TO ESTABLISH A MEDICAL EXAMINER TRAINING PROGRAM THAT INCLUDES TRAINING REGARDING SUDDEN UNEXPLAINED DEATH IN EPILEPSY DURING MEDICOLEGAL DEATH INVESTIGATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 823, A BILL TO BE ENTITLED AN ACT ESTABLISHING AN ADVISORY COUNCIL ON RARE DISEASES WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 870 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RENEWAL, RELEASE, AND CANCELLATION PROCESS FOR SECURITY INTERESTS ON A CERTIFICATE OF TITLE FOR A MANUFACTURED HOME, TO CLARIFY THE CALCULATION OF THE COST OF THE UNDERTAKING FOR THE INSTALLATION OF A MANUFACTURED HOME, AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE LAW AND PROCESS RELATED TO MANUFACTURED HOME TITLES AND SECURITY INTERESTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 896, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMUNITY FROM CIVIL LIABILITY FOR A PERSON WHO FORCIBLY BREAKS INTO A VEHICLE TO REMOVE A MINOR WHO APPEARS TO BE IN IMMINENT DANGER.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 925 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE HOSPITAL LICENSURE ACT TO REQUIRE HOSPITALS TO OFFER INPATIENTS SIXTY-FIVE YEARS OF AGE OR OLDER IMMUNIZATION AGAINST THE INFLUENZA VIRUS.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

Upon motion of Senator Apodaca, seconded by Senator Waddell, the Senate adjourns at 5:14 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Wednesday, April 29, at 9:00 a.m.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Newton for the **Judiciary I Committee**:

S.B. 299, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A USAGE CONTRACT ENTERED INTO BETWEEN THE STATE PORTS AUTHORITY AND A CARRIER IS NOT A PUBLIC RECORD, with a favorable report.

S.B. 522, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF MAY OF EACH YEAR AS LUPUS AWARENESS MONTH AND ESTABLISHING AN ADVISORY COUNCIL ON LUPUS WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, with a favorable report.

S.B. 124, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES, TO APPROPRIATE FUNDS FOR THE PURPOSE, AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35277, which changes the title to read **S.B. 124** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

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S.B. 192, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITATIONS REFER TO COSTS RATHER THAN COURT COSTS AND TO DIRECT ALL SHERIFFS' DEPARTMENTS TO ACCEPT FACSIMILE TRANSMISSIONS OF DOMESTIC VIOLENCE PROTECTIVE ORDERS AND CIVIL NO-CONTACT ORDERS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15240, which changes the title to read **S.B. 192** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITATIONS REFER TO COSTS RATHER THAN COURT COSTS AND TO ALLOW DOMESTIC VIOLENCE PROTECTIVE ORDERS AND CIVIL NO-CONTACT ORDERS TO BE TRANSMITTED BY ELECTRONIC AND FACSIMILE TRANSMISSION, is adopted and engrossed.

S.B. 652, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RE-HOMING OF AN ADOPTED MINOR CHILD AND MAKE CONFORMING STATUTORY CHANGES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25260, is adopted and engrossed.

By Senator Tillman for the **Finance Committee**:

S.B. 120, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF INSURANCE INCLUDE DIFFERENTIAL LICENSE PROCESSING FEES WHEN ISSUING ITS NEXT REQUEST FOR PROPOSAL FOR A LICENSING ADMINISTRATIVE SERVICES CONTRACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report.

S.B. 273, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBILITY IN WAIVING PENALTIES AND INTEREST FOR MOTOR VEHICLE TAXES FOR TAX YEARS PRIOR TO JULY 1, 2013, with a favorable report.

S.B. 332 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE REGISTERS OF DEEDS TO COLLECT ADDITIONAL FEES FOR INDEXING INSTRUMENTS THAT CONTAIN EXHIBITS WITH MULTIPLE ENTERABLE PARTIES, with a favorable report.

S.B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO APPROPRIATE MONEY FOR HISTORIC REHABILITATION AND TO CLARIFY AND STANDARDIZE THE REQUIREMENTS FOR APPROPRIATING FUNDS FOR LOCAL ECONOMIC DEVELOPMENT, with a favorable report.

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S.B. 330 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CHANGE ORDERS ON SCHOOL CONSTRUCTION PROJECTS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 25253, is adopted and engrossed.

S.B. 345 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT THE AMOUNT OF STORAGE FEES THAT CERTAIN PARTIES ARE RESPONSIBLE FOR WHEN A MOTOR VEHICLE IS IMPOUNDED AFTER A CRASH, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45363, which changes the title to read **S.B. 345** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO LIMIT THE AMOUNT OF TIME A MOTOR VEHICLE CAN BE IMPOUNDED AFTER A COLLISION, is adopted and engrossed.

By Senator Tillman for the **Education/Higher Education Committee**:

S.B. 97, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE STATE ADVISORY COUNCIL ON INDIAN EDUCATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15239, is adopted and engrossed.

S.B. 211, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A MONETARY PENALTY WHEN FUNDS ARE NOT TRANSFERRED WITHIN REQUIRED TIME LINES BETWEEN LOCAL SCHOOL ADMINISTRATIVE UNITS AND CHARTER SCHOOLS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25258, which changes the title to read **S.B. 211** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DAMAGES WHEN FUNDS ARE NOT TRANSFERRED WITHIN REQUIRED TIME LINES BETWEEN LOCAL SCHOOL ADMINISTRATIVE UNITS AND CHARTER SCHOOLS, is adopted and engrossed.

S.B. 478, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO APPROPRIATE FUNDS TO IMPLEMENT THE PROVISIONS OF THIS ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25257, which changes the title to read **S.B. 478** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO REPEAL THE REQUIREMENTS REGARDING THE YELLOW RIBBON PROGRAM, is adopted and engrossed.

S.B. 456, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE CHARTER SCHOOL STATUTES AND TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES REGARDING REPLICATION OF CERTAIN CHARTER SCHOOLS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25259, is adopted and engrossed.

By Senator Sanderson for the **State and Local Government Committee**:

S.B. 598 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADOPT RULES ADDRESSING SUBSTANCE-EXPOSED NEWBORN CHILD PROTECTIVE SERVICES CASES, with a favorable report.

S.B. 477, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCEDURES FOR PROTECTING MONUMENTS, MEMORIALS, PLAQUES, AND WORKS OF ART ON PUBLIC PROPERTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25254, which changes the title to read **S.B. 477** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE FORMER BLADEN CORRECTIONAL CENTER PROPERTY TO THE BLADEN COUNTY BOARD OF COMMISSIONERS, is adopted and engrossed.

S.B. 101, A BILL TO BE ENTITLED AN ACT RELATING TO THE 1ST SENATORIAL DISTRICT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15236, which changes the title to read **S.B. 101** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THE BOARD VOTING RULES FOR THE ELIZABETH CITY-PASQUOTANK BOARD OF EDUCATION AND TO ADD BEAUFORT, DARE, GATES, AND HYDE COUNTIES TO THE LIST OF COUNTIES COVERED BY G.S. 153A-15, is adopted and engrossed.

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By Senator Newton for the **Judiciary I Committee**:

S.B. 119, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AND SESSION LAWS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25256, is adopted and engrossed.

S.B. 207, A BILL TO BE ENTITLED AN ACT TO MAKE IT AN AGGRAVATING FACTOR TO COMMIT A VIOLENT FELONY THAT A DEFENDANT REASONABLY SHOULD KNOW IS BEING WITNESSED BY A CHILD WHO IS LESS THAN SIXTEEN YEARS OLD AND TO PROVIDE THAT THE INCREASED PENALTY FOR A MISDEMEANOR ASSAULT COMMITTED IN THE PRESENCE OF A MINOR MAY BE IMPOSED WHEN THE MINOR WAS IN A POSITION TO SEE OR HEAR THE COMMISSION OF THE MISDEMEANOR OFFENSE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35279, which changes the title to read **S.B. 207** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT AN AGGRAVATING FACTOR TO COMMIT A VIOLENT FELONY THAT A DEFENDANT REASONABLY SHOULD KNOW IS BEING WITNESSED BY A CHILD WHO IS LESS THAN SIXTEEN YEARS OLD, TO PROVIDE THAT THE INCREASED PENALTY FOR A MISDEMEANOR ASSAULT COMMITTED IN THE PRESENCE OF A MINOR MAY BE IMPOSED WHEN THE MINOR WAS IN A POSITION TO SEE OR HEAR THE COMMISSION OF THE MISDEMEANOR OFFENSE, AND TO PROVIDE THAT A JUDGE SHALL DETERMINE THE CONDITIONS OF PRETRIAL RELEASE FOR A DEFENDANT CHARGED WITH A DOMESTIC VIOLENCE OFFENSE WHEN THE DEFENDANT IS OR HAS BEEN IN A DATING RELATIONSHIP WITH THE VICTIM, is adopted and engrossed.

S.B. 508, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE BAIL BOND LAWS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35278, is adopted and engrossed.

By Senator Tillman for the **Education/Higher Education Committee**:

S.B. 95, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LOCAL BOARDS OF EDUCATION ADOPT PERFORMANCE-BASED REDUCTION IN FORCE POLICIES, with a favorable report.

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S.B. 524, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE RIGOR OF INSTRUCTION OF THE FOUNDING PRINCIPLES, with a favorable report.

S.B. 561, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PLAN TO ENSURE THAT STUDENTS WHO COMPLETE HIGH SCHOOL ARE READY TO BEGIN COMMUNITY COLLEGE COURSE WORK WITHOUT NEED FOR REMEDIATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25255, which changes the title to read **S.B. 561** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT STUDENTS WHO COMPLETE HIGH SCHOOL ARE CAREER AND COLLEGE READY, is adopted and engrossed.

By Senator Soucek for the **Education/Higher Education Committee**:

S.B. 400, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE ACCESS TO BOY SCOUTS AND GIRL SCOUTS ORGANIZATIONS FOR PUBLIC SCHOOL STUDENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35280, which changes the title to read **S.B. 400** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GIVE PRIORITY ACCESS TO CIVIC ORGANIZATIONS THAT WORK WITH STUDENTS SUCH AS THE BOY SCOUTS AND GIRL SCOUTS, is adopted and engrossed.

S.B. 597, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES AND REVISIONS TO VARIOUS STATUTES IN CHAPTER 115C OF THE GENERAL STATUTES TO REFLECT CURRENT PRACTICES IN EDUCATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15242, which changes the title to read **S.B. 597** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL REFERENCES TO THE ABCS PROGRAM IN THE GENERAL STATUTES, is adopted and engrossed.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 610, A BILL TO BE ENTITLED AN ACT TO ENSURE HEALTHY PREGNANCIES FOR FEMALE PRISONERS AND DETAINEES, referred to the **Judiciary II Committee** on April 22.

The bill is withdrawn from the **Judiciary II Committee** and re-referred to the **Health Care Committee**.

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S.B. 207 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT AN AGGRAVATING FACTOR TO COMMIT A VIOLENT FELONY THAT A DEFENDANT REASONABLY SHOULD KNOW IS BEING WITNESSED BY A CHILD WHO IS LESS THAN SIXTEEN YEARS OLD, TO PROVIDE THAT THE INCREASED PENALTY FOR A MISDEMEANOR ASSAULT COMMITTED IN THE PRESENCE OF A MINOR MAY BE IMPOSED WHEN THE MINOR WAS IN A POSITION TO SEE OR HEAR THE COMMISSION OF THE MISDEMEANOR OFFENSE, AND TO PROVIDE THAT A JUDGE SHALL DETERMINE THE CONDITIONS OF PRETRIAL RELEASE FOR A DEFENDANT CHARGED WITH A DOMESTIC VIOLENCE OFFENSE WHEN THE DEFENDANT IS OR HAS BEEN IN A DATING RELATIONSHIP WITH THE VICTIM, placed on the calendar of Wednesday, April 29.

The bill is withdrawn from the calendar of Wednesday, April 29, and re-referred to the **Health Care Committee**.

S.B. 383, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY WAYS TO FUND IMPROVEMENTS TO INTERSTATE 95, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

S.B. 124 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Appropriations/Base Budget Committee** on April 28.

The Committee Substitute bill is withdrawn from the **Appropriations/Base Budget Committee** and placed on the calendar of Wednesday, April 29.

Pursuant to Senator Apodaca's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTY-SECOND DAY

Senate Chamber
Wednesday, April 29, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

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Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, you are good, you are gracious, you are kind, and you are long suffering in mercy. We need all that today, Jesus, as we bow before you. Be with us in these deliberations. Be with each individual. Calm their hearts; give them peace. Remind us that you are the Lord and that you are the light—a lamp to our feet. May that light give us your true wisdom and guidance today. It is in Jesus’ name we pray. Amen.”

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, April 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Senate recesses at 9:08 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 12:00 p.m.

RECESS

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.J.R. 712, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF BERNARD WARREN (B.W.) COLLIER, II, AS DIRECTOR OF THE STATE BUREAU OF INVESTIGATION. (Res. 2015-5)

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Tillman for the **Finance Committee**:

S.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS, with a favorable report.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

The Chair extends privileges of the floor to Dr. Russ Emerson from Gastonia, North Carolina, who is serving the Senate as Doctor of the Day.

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MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 694 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE EMPLOYEE FAIR CLASSIFICATION ACT, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from the regular order of business and placed as the third item on today's calendar.

WITHDRAWAL FROM A FUTURE CALENDAR

S.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS, placed on the calendar of Thursday, April 30.

Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the calendar of Thursday, April 30, and placed on today's calendar, which motion prevails with unanimous consent, and the Chair so orders.

WITHDRAWAL FROM COMMITTEE

S.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE DURATION OF THE OVERNIGHT RESPITE PILOT PROGRAM AND TO PROVIDE A MORE COMPREHENSIVE EVALUATION OF THE PILOT PROGRAM, referred to the **Appropriations/Base Budget Committee** on April 1.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the **Appropriations/Base Budget Committee** and placed on today's calendar, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

S.B. 101 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THE BOARD VOTING RULES FOR THE ELIZABETH CITY-PASQUOTANK BOARD OF EDUCATION AND TO ADD BEAUFORT, DARE, GATES, AND HYDE COUNTIES TO THE LIST OF COUNTIES COVERED BY G.S. 153A-15, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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S.B. 255, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE PLANNING COMMISSION AND THE CITY COUNCIL TO GIVE NOTICE OF AND HOLD PUBLIC HEARINGS ON APPLICATIONS FOR INITIAL ZONING OF PROPERTY SUBJECT TO A VOLUNTARY ANNEXATION PETITION PRIOR TO THE PASSAGE OF AN ANNEXATION ORDINANCE, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 694 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE EMPLOYEE FAIR CLASSIFICATION ACT, upon second reading.

Senator Newton offers Amendment No. 1, which is adopted (50-0).

Senator Tucker offers Amendment No. 2, which is adopted (50-0).

The Committee Substitute bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rabin for the **Workforce and Economic Development Committee**:

S.B. 127, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO OBTAIN THE SERVICES OF TEMPORARY EMPLOYEES THROUGH THE TEMPORARY SOLUTIONS PROGRAM OPERATED BY THE OFFICE OF STATE HUMAN RESOURCES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15241, which changes the title to read **S.B. 127** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INFORMATION TECHNOLOGY PERSONAL SERVICES CONTRACTS AND OTHER PERSONAL SERVICES CONTRACTS PURCHASED BY EXECUTIVE BRANCH AGENCIES BE SUBJECT TO THE SAME REQUIREMENTS AND PROCEDURES AS CONTRACTS FOR OTHER SERVICES; TO REQUIRE STATE AGENCIES TO OBTAIN THE SERVICES OF TEMPORARY EMPLOYEES THROUGH THE TEMPORARY SOLUTIONS PROGRAM OPERATED BY THE OFFICE OF STATE HUMAN RESOURCES; AND TO PROVIDE THAT INFORMATION TECHNOLOGY PERSONAL SERVICES CONTRACTS CAN ONLY BE OBTAINED UPON WRITTEN APPROVAL FROM THE OFFICE OF INFORMATION TECHNOLOGY SERVICES AND THE OFFICE OF STATE BUDGET AND MANAGEMENT, is adopted and engrossed.

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By Senator Brock for the **Agriculture/Environment/Natural Resources Committee**:

S.B. 132, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN CARTERET COUNTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15243, is adopted and engrossed.

S.B. 546, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH REGULATIONS GOVERNING THE SANITATION OF DEER PROCESSING ESTABLISHMENTS THAT MAKE CHARITABLE DONATIONS OF VENISON FOR HUMAN CONSUMPTION TO FOOD BANKS AND OTHER NONPROFIT ORGANIZATIONS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15244, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Health Care Committee**.

By Senator Randleman for the **Judiciary II Committee**:

S.B. 699, A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN PERSONAL INFORMATION OF LAW ENFORCEMENT OFFICERS FROM DISCLOSURE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45364, is adopted and engrossed.

By Senator Daniel for the **Transportation Committee**:

S.B. 446, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE USE OF DEALER PLATES ON DEALERSHIP LOANER VEHICLES, with a favorable report.

S.B. 581, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE PROCESS FOR ACCEPTING SUBDIVISION STREETS DEDICATED AS PUBLIC ON THE STATE HIGHWAY SYSTEM FOR MAINTENANCE, with a favorable report.

CALENDAR *(continued)*

S.B. 566 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE OPTIONS FOR THE DISPOSITION OF MINIMAL PROPERTY TAX REFUNDS, upon second reading.

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The Committee Substitute bill passes its second reading, by roll-call vote, ayes 50, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---50.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Thursday, April 30, upon third reading.

S.B. 88 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSIGN POLE ATTACHMENT DISPUTES TO THE NORTH CAROLINA UTILITIES COMMISSION, upon second reading.

The Committee Substitute bill passes its second reading (45-5) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 95, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LOCAL BOARDS OF EDUCATION ADOPT PERFORMANCE-BASED REDUCTION IN FORCE POLICIES, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE STATE ADVISORY COUNCIL ON INDIAN EDUCATION, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 119 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AND SESSION LAWS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 120, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF INSURANCE INCLUDE DIFFERENTIAL LICENSE PROCESSING FEES WHEN ISSUING ITS NEXT REQUEST FOR PROPOSAL FOR A LICENSING ADMINISTRATIVE SERVICES

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CONTRACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 124 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LAW GOVERNING THE USE OF ASSUMED BUSINESS NAMES AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

Senator Barringer offers Amendment No. 1, which is adopted (50-0).

The Committee Substitute bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 192 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITATIONS REFER TO COSTS RATHER THAN COURT COSTS AND TO ALLOW DOMESTIC VIOLENCE PROTECTIVE ORDERS AND CIVIL NO-CONTACT ORDERS TO BE TRANSMITTED BY ELECTRONIC AND FACSIMILE TRANSMISSION, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 211 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DAMAGES WHEN FUNDS ARE NOT TRANSFERRED WITHIN REQUIRED TIME LINES BETWEEN LOCAL SCHOOL ADMINISTRATIVE UNITS AND CHARTER SCHOOLS, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 273, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE FLEXIBILITY IN WAIVING PENALTIES AND INTEREST FOR MOTOR VEHICLE TAXES FOR TAX YEARS PRIOR TO JULY 1, 2013, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 299, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A USAGE CONTRACT ENTERED INTO BETWEEN THE STATE PORTS AUTHORITY AND A CARRIER IS NOT A PUBLIC RECORD, upon second reading.

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The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 330 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CHANGE ORDERS ON SCHOOL CONSTRUCTION PROJECTS, upon second reading.

Senator McInnis offers Amendment No. 1, which is adopted (50-0).

The Committee Substitute bill No. 2, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 332 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE REGISTERS OF DEEDS TO COLLECT ADDITIONAL FEES FOR INDEXING INSTRUMENTS THAT CONTAIN EXHIBITS WITH MULTIPLE ENTERABLE PARTIES, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 343 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE FOR A STUDENT WHO IS SIXTEEN YEARS OF AGE OR OLDER WHO DOES NOT HAVE AN INDIVIDUALIZED EDUCATION PROGRAM OR SECTION 504 PLAN TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE, upon second reading.

Senator Tillman offers Amendment No. 1, which is adopted (48-2).

Senator Smith-Ingram offers Amendment No. 2, which fails (13-37).

Upon motion of Senator Apodaca, the Committee Substitute bill No. 2, as amended, is displaced for the purpose of a recess.

The Senate recesses at 1:32 p.m. to reconvene at 1:50 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

CALENDAR *(continued)*

S.B. 343 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE FOR A STUDENT WHO IS

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SIXTEEN YEARS OF AGE OR OLDER WHO DOES NOT HAVE AN INDIVIDUALIZED EDUCATION PROGRAM OR SECTION 504 PLAN TO ASSAULT A SCHOOL EMPLOYEE ON SCHOOL PROPERTY WHEN THE EMPLOYEE IS DISCHARGING OFFICIAL DUTIES OR THE ASSAULT IS COMMITTED AS A RESULT OF THE DISCHARGE OR ATTEMPT TO DISCHARGE THE INDIVIDUAL'S DUTIES AS A SCHOOL EMPLOYEE, displaced earlier upon second reading, as amended.

Senator Smith-Ingram offers Amendment No. 3, which fails (21-29).

The Committee Substitute bill No. 2, as amended, passes its second reading (30-20) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 345 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO LIMIT THE AMOUNT OF TIME A MOTOR VEHICLE CAN BE IMPOUNDED AFTER A COLLISION, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 363 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING PUSHCARTS OR MOBILE FOOD UNITS TO PREPARE AND SERVE FOOD ON THE PREMISES, PROVIDED THEY ARE BASED FROM A COMMISSARY OR RESTAURANT LOCATED ON THE PREMISES OF A FACILITY CONTAINING THREE THOUSAND PERMANENT SEATS, upon second reading.

The Committee Substitute bill passes its second reading (49-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR CERTAIN OFFENSES OF MISDEMEANOR DEATH BY VEHICLE, upon second reading.

Senator Bingham offers Amendment No. 1, which is adopted (46-4).

The Committee Substitute bill, as amended, passes its second reading (49-1) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 400 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GIVE PRIORITY ACCESS TO CIVIC ORGANIZATIONS THAT WORK WITH STUDENTS SUCH AS THE BOY SCOUTS AND GIRL SCOUTS, upon second reading.

The Committee Substitute bill passes its second reading (49-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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S.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE CHARTER SCHOOL STATUTES AND TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES REGARDING REPLICATION OF CERTAIN CHARTER SCHOOLS, upon second reading.

Without objection, Senator Hartsell is excused from voting on the bill to avoid a potential but uncertain conflict of interest.

Senator Stein offers Amendment No. 1, which is adopted (49-0).

Senator Robinson offers Amendment No. 2, which is adopted (49-0).

Senator Woodard offers Amendment No. 3, which fails (17-32).

The Committee Substitute bill, as amended, passes its second reading (35-14) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

The Chair grants a leave of absence for the remainder of today's session to Senator Tillman.

S.B. 472, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO APPROPRIATE MONEY FOR HISTORIC REHABILITATION AND TO CLARIFY AND STANDARDIZE THE REQUIREMENTS FOR APPROPRIATING FUNDS FOR LOCAL ECONOMIC DEVELOPMENT, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 477 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER THE FORMER BLADEN CORRECTIONAL CENTER PROPERTY TO THE BLADEN COUNTY BOARD OF COMMISSIONERS, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 478 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO REPEAL THE REQUIREMENTS REGARDING THE YELLOW RIBBON PROGRAM, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 480 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A UNIFORM STANDARD FOR POLITICAL ACTIVITY OF EMPLOYEES OF THE STATE AND LOCAL BOARDS OF EDUCATION, upon second reading.

Senator Wells offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill No. 2, as amended, passes its second reading (47-2) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

The President relinquishes the gavel to The Honorable Phil Berger, President Pro Tempore, who presides in the absence of the Lieutenant Governor.

S.B. 503, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR PURPOSES OF THE CRIMES OF “TAKING INDECENT LIBERTIES WITH A STUDENT” AND “INTERCOURSE AND SEXUAL OFFENSES WITH A STUDENT,” THE DEFINITION OF “SCHOOL PERSONNEL” INCLUDES EMPLOYEES OF CHARTER SCHOOLS AND NONPUBLIC SCHOOLS, upon second reading.

The Chair grants a leave of absence for the remainder of today’s session to Senator Newton.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 508 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE BAIL BOND LAWS, upon second reading.

Without objection, Senator Apodaca is excused from voting on the bill due to a possible conflict of interest.

Senator Lee offers Amendment No. 1, which is adopted (46-0).

The Committee Substitute bill, as amended, passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H.J.R. 668, A JOINT RESOLUTION HONORING THE MEMORY AND LIVES OF VICTIMS OF THE HOLOCAUST, INCLUDING THOSE WHO PERISHED IN AND THOSE WHO SURVIVED NAZI CONCENTRATION CAMPS, AND RECOGNIZING AND HONORING THE UNITED STATES ARMED FORCES WHOSE COURAGE AND BRAVERY LED TO THE LIBERATION OF THOSE CAMPS ON THIS SEVENTIETH ANNIVERSARY OF THE UNITED STATES ARMY’S LIBERATION OF THE INFAMOUS DACHAU CONCENTRATION CAMP.

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Upon motion of Senator Apodaca, the rules are suspended and the Joint Resolution is placed on today's calendar for immediate consideration.

CALENDAR (*continued*)

H.J.R. 668, A JOINT RESOLUTION HONORING THE MEMORY AND LIVES OF VICTIMS OF THE HOLOCAUST, INCLUDING THOSE WHO PERISHED IN AND THOSE WHO SURVIVED NAZI CONCENTRATION CAMPS, AND RECOGNIZING AND HONORING THE UNITED STATES ARMED FORCES WHOSE COURAGE AND BRAVERY LED TO THE LIBERATION OF THOSE CAMPS ON THIS SEVENTIETH ANNIVERSARY OF THE UNITED STATES ARMY'S LIBERATION OF THE INFAMOUS DACHAU CONCENTRATION CAMP, upon second reading.

Upon motion of Senator Bingham, the words spoken on H.J.R. 668 are spread upon the journal as follows:

SENATOR STEIN: “‘First they came for the Socialists, and I did not speak out—because I was not a Socialist. Then they came for the Trade Unionists, and I did not speak out—because I was not a Trade Unionist. Then they came for the Jews, and I did not speak out—because I was not a Jew. Then they came for me, and there was no one left to speak for me.’ These are the famous words of Pastor Martin Niemöller, who was a prisoner in Dachau concentration camp in southern Germany near Munich. Dachau was the first concentration camp in Germany opened—opened, that’s a little bit too positive—by Heinrich Himmler in 1933. As Niemöller writes, it was first used for political prisoners. After 1935, gays, Jehovah’s Witnesses, and immigrants were imprisoned—then Jews in Roma, Poles and Russians and Christian clergy, like Niemöller, who would not tow the Nazi line. The Nazis executed or killed, through abject abuse or neglect, tens and tens of thousands of people at Dachau. Seventy years ago today, intrepid, weary American forces, who had fought and slogged their way through Europe to rid the world of Hitler, first stepped tentatively unsure through the gates of Dachau. These brave soldiers of the 42nd Rainbow and 45th Thunderbird Infantry Divisions supported by the 20th Armored Division liberated 30,000 Jews and political prisoners whose haunted, emaciated images are seared into each of our brains. The Holocaust forces us to think deeply about the nature of man. It’s jarring, uncomfortable, to contemplate the horrible things that human beings are capable of doing to other human beings, but we must look in the mirror at the ugliest part of humanity; we must not avert our eyes. In this way, we not only remember and honor the millions who were slaughtered and those who survived the horror of the Holocaust, but we also commit ourselves to condemning all manifestations of intolerance, harassment, and violence against persons or communities wherever we are aware it is happening. This type of reflectioning commitment is strengthened by divine inspiration, which is present in our chamber today. It is a gift from God that we have with us Frank Fischer, Morris Glass, Zev Harel, Esther Lederman, Abe Piasek, and Harry Weiss, all of whom survived the Holocaust. Seventy years ago today, Mr. Weiss was on a

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forced march from Dachau, and Mr. Piasek was crammed in a train car near Dachau when it was liberated. Because of each of you survivors, each of us here aspires to our better self. It is also a blessing that George Rose of Wilmington and Jesse McIntyre of Chapel Hill are here. Again, 70 years today, then Corporal Rose, as a member of the 42nd Rainbow Infantry Division, was one of the first soldiers to enter and free the prisoners of Dachau. And post-liberation of the camp, Ms. McIntyre helped care for and restore the faith of humanity in concentration camp survivors as a First Lieutenant in the Army Nurse Corps. Friends, it is our good fortune to bear witness to this blessed reunion and it is my distinct honor to ask you to support this resolution. Thank you.”

SENATOR SMITH-INGRAM: “As a descendent of Ashkenazi Jews, I, too, stand with Senator Stein and my colleagues to honor this resolution. In the words of Elie Wiesel, who was one of the most prominent Holocaust survivors, ‘There may be times when we are powerless to prevent injustice, but there must never be a time when we fail to protest.’”

SENATOR ROBINSON: “Ladies and gentlemen, I had the opportunity to meet one of the Holocaust survivors on my trip to Israel, when we took an interfaith trip there. Even though his language had to still be interpreted to us, he shared with us the hurt of losing his family members and being the only survivor, and the pain that we could still see in his face, I’m sure that none of us can really realize. So I thank you for the resolution and thank those who have come today to share with us their experiences and remind us that humanity is humanity, and we must continue to uphold that because that’s who we are in America.”

The Joint Resolution passes its second reading (48-0) and, without objection, is read a third time and passes its third reading, with all present members standing, and is ordered enrolled.

The President *Pro Tempore* recognizes honored guests seated in the gallery and offers the following remarks:

SENATOR BERGER: “We have, members, some guests in the gallery and I’d like to take minute to recognize them, and it’s a long list, so I’ll start with Major General Jefforey A. Smith. General Smith—if you would stand as your name is called—is Deputy Commanding General at Fort Bragg of the XVIII Airborne Corps; Colonel Anthony Polashek, Commander of the 916th Operations Group at Seymour Johnson Air Force Base; Dr. June Atkinson, North Carolina Superintendent of Public Instruction; Michael Abramson, Chairman of the North Carolina Council on the Holocaust; Richard Schwartz, Vice Chairman of the North Carolina Council on the Holocaust; Mitch Rifkin, Vice Chairman of the North Carolina Holocaust Foundation; Frank Stancil, Deputy Adjutant, American Legion; Larry Rozier, Department Historian, American Legion; Sharon Halperin, Director of the Holocaust Speakers Bureau; Jack Goin, Commander, North Carolina Veterans of Foreign Wars; John Blueher, Past Commander and Deputy Adjutant, North Carolina Veterans of

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Foreign Wars; Ilario Pantano, Director of the North Carolina Division of Veterans Affairs; Retired Major General Cornell Wilson, United States Marine Corps, the Governor's military advisor and head of North Carolina Military Affairs Commission; and what I would ask those who have just stood if you'd please be seated so that the remaining people can stand alone. Holocaust survivors and North Carolina residents in the gallery: Mr. Frank Fischer, Mr. Morris Glass, Mr. Zev Harel, Ms. Esther Lederman, Mr. Abe Piasek, and Mr. Harry Weiss. Also, if you all will remain standing, also in the gallery: Ms. Jessie McIntyre of Chapel Hill, 1st Lt. in the Army Nurse Corps attached to the 131st Division working the evacuation hospitals treating survivors in concentration camps immediately following their liberation, and U.S. Army veteran and Holocaust liberator George Rose, a Wilmington resident who was a Corporal with Company L, 104th Infantry Regiment, 26th Division of the Third Army and with the 42nd Rainbow Division in WWII and one of the first soldiers to enter Dachau 70 years ago today. If you would please recognize these special guests."

SENATOR BERGER (continued): "Members of the Senate, I'm sorry that that class had left before we got to this because—and for the pages that are here, and actually for everyone else—this is living history, and it is something that is extremely special to North Carolina that we have these ladies and gentlemen as residents of our state. It is a special occasion for us, and it was a special occasion for me to have an opportunity to speak with the Holocaust survivors just a little while ago. If they're still here when we finish—and we've got a ways to go—I would invite you to spend a minute with them because their stories are compelling, and they are stories that we should never forget what happened. Again, thank you for being with us today, and thank you for sharing with us what you've experienced."

CALENDAR *(continued)*

S.B. 519 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE BEST INTERESTS OF CHILDREN BY AMENDING THE LAWS PERTAINING TO CHILD CUSTODY TO ENCOURAGE MAXIMIZED PARENTING TIME WITH CHILDREN BY BOTH PARENTS, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 522, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF MAY OF EACH YEAR AS LUPUS AWARENESS MONTH AND ESTABLISHING AN ADVISORY COUNCIL ON LUPUS WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, upon second reading.

Senator Robinson offers Amendment No. 1, which is adopted (48-0).

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The bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

S.B. 524, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE RIGOR OF INSTRUCTION OF THE FOUNDING PRINCIPLES, upon second reading.

The bill passes its second reading (35-13) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 545, A BILL TO BE ENTITLED AN ACT TO ENRICH THE STATE'S WORKFORCE BY REQUIRING OCCUPATIONAL LICENSING BOARDS TO LICENSE MILITARY-TRAINED VETERANS WHO PASS A PROFICIENCY EXAMINATION OFFERED BY THE OCCUPATIONAL LICENSING BOARD FOR VETERANS, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 561 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT STUDENTS WHO COMPLETE HIGH SCHOOL ARE CAREER AND COLLEGE READY, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 570 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON SHALL NOT BE DENIED AN EXPUNCTION SOLELY BECAUSE THE PERSON HAS A CONVICTION FOR A MISDEMEANOR BOATING VIOLATION AND TO PROVIDE THAT CERTAIN CONVICTIONS FOR DRIVING WHILE IMPAIRED AND BOATING WHILE IMPAIRED ARE NOT ELIGIBLE FOR EXPUNCTION, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL REFERENCES TO THE ABCS PROGRAM IN THE GENERAL STATUTES, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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S.B. 598 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADOPT RULES ADDRESSING SUBSTANCE-EXPOSED NEWBORN CHILD PROTECTIVE SERVICES CASES, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

The Senate recesses at 4:06 p.m. to reconvene at 4:15 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Senator Phil Berger, President *Pro Tempore*.

CALENDAR *(continued)*

S.B. 647 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS, upon second reading.

Senator Sanderson offers Amendment No. 1, which is adopted (47-1).

The Committee Substitute bill, as amended, passes its second reading (26-22).

Senator Apodaca objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill, as amended, placed on the calendar of Thursday, April 30, upon third reading.

S.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RE-HOMING OF AN ADOPTED MINOR CHILD AND MAKE CONFORMING STATUTORY CHANGES, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 678 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DEBT COLLECTOR STATUTES TO MORE NEARLY CONFORM TO THE FEDERAL FAIR DEBT COLLECTION PRACTICES ACT, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY FEES FOR RECORDING INSTRUMENTS GOVERNED BY THE UNIFORM COMMERCIAL CODE WITH REGISTERS OF DEEDS, upon second reading.

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The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

S.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE DURATION OF THE OVERNIGHT RESPITE PILOT PROGRAM AND TO PROVIDE A MORE COMPREHENSIVE EVALUATION OF THE PILOT PROGRAM, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Apodaca, seconded by Senator Bingham, the Senate adjourns at 4:45 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Thursday, April 30, at 9:30 a.m.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Transportation Committee**:

S.B. 383, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY WAYS TO FUND IMPROVEMENTS TO INTERSTATE 95, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35281, which changes the title to read **S.B. 383** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY WAYS TO FUND IMPROVEMENTS TO INTERSTATE HIGHWAYS IN THE STATE, is adopted and engrossed.

S.B. 600, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY HOW TO IMPLEMENT AUTONOMOUS VEHICLE TECHNOLOGY ON THE ROADS AND HIGHWAYS OF THIS STATE, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15245, is adopted and engrossed.

S.B. 654, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVISIONS OF THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25261, which changes the title to read **S.B. 654** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL DEFEND, INDEMNIFY, AND HOLD HARMLESS THE WILMINGTON URBAN AREA METROPOLITAN PLANNING ORGANIZATION FOR CLAIMS ARISING OUT OF ACTIONS TAKEN BY THE ORGANIZATION PURSUANT TO THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT AND TO CLARIFY CERTAIN PROVISIONS OF THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, is adopted and engrossed.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 601, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAWFUL SALE OF DEER SKINS SUBJECT TO TAGGING AND REPORTING REQUIREMENTS AND SEASON LIMITS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 469, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF SUNSET BEACH TO ALLOW THE TOWN TO USE PROCEEDS FROM ON-STREET PARKING METERS IN THE SAME MANNER IN WHICH PROCEEDS FROM OFF-STREET PARKING FACILITIES ARE USED.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 343 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE EXTRATERRITORIAL JURISDICTION OF THE TOWN OF CLAYTON.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 99 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 141 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CITIES TO UNDERTAKE ACTIVITIES WITHIN THEIR STORMWATER MANAGEMENT PROGRAMS TO IMPLEMENT FLOOD REDUCTION TECHNIQUES THAT RESULT IN IMPROVEMENTS TO PRIVATE PROPERTY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 196, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE DEPARTMENT OF INSURANCE INCLUDE DIFFERENTIAL LICENSE

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PROCESSING FEES WHEN ISSUING ITS NEXT REQUEST FOR PROPOSAL FOR A LICENSING ADMINISTRATIVE SERVICES CONTRACT.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 217, A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON, AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 238 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL TEACHERS HAVE DUTY-FREE INSTRUCTIONAL PLANNING TIME AND DUTY-FREE LUNCH.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 248 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE NC FINAL EXAM AND THE ANALYSIS OF STUDENT WORK PROCESS AS THE MEASURES USED TO POPULATE STANDARD SIX OF THE TEACHER EVALUATION INSTRUMENT AND INSTEAD USE SCHOOL-WIDE GROWTH VALUES FOR TEACHERS WHO TEACH LESS THAN SIXTY PERCENT OF THEIR TIME IN END-OF-GRADE OR END-OF-COURSE SUBJECTS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 290 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE, POSSESSION, OR CONSUMPTION OF POWDERED ALCOHOL AND TO CLARIFY THAT THE ADMINISTRATIVE PROCEDURE ACT APPLIES TO CERTAIN ACTIONS TAKEN BY THE ABC COMMISSION.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 307, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF ZEBULON TO REMOVE RESTRICTIONS ON THE USE OF CERTAIN FEES COLLECTED BY THE TOWN.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 353, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF WILSON'S MILLS.

Referred to the **Rules and Operations of the Senate Committee.**

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H.B. 392 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF FAYETTEVILLE TO MAKE CHANGES RELATED TO THE MEMBERSHIP AND OPERATION OF THE PUBLIC WORKS COMMISSION.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 446 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES GOVERNING BAIL BONDSMEN TO INCREASE THE AGE OF QUALIFICATION FOR LICENSURE AS A BAIL BONDSMAN OR RUNNER, TO LENGTHEN THE TIME LIMIT FOR THE RETURN OF SECURITY TO INCLUDE THE TIME PERIOD IN WHICH AN APPEAL FROM DISTRICT COURT MAY BE FILED, TO REQUIRE THE COMMISSIONER OF INSURANCE TO RETURN THE AMOUNT OF A BONDSMAN'S SECURITY DEPOSIT ABOVE OUTSTANDING BOND LIABILITY IN EVENT THE BONDSMAN IS KILLED OR CEASES WRITING BONDS, AND TO ALLOW A BONDSMAN TO HAVE ACCESS TO THE ADMINISTRATIVE OFFICE OF THE COURTS' CIVIL INFORMATION SYSTEMS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 476 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTARY DONATIONS AT THE TIME OF A REMOTE RENEWAL OF A DRIVERS LICENSE TO THE LICENSE TO GIVE TRUST FUND AND TO DISTRIBUTE THE DONATION TO DONATE LIFE NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 488, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPOINTMENTS TO THE BOARD OF TRUSTEES OF CENTRAL CAROLINA COMMUNITY COLLEGE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 564, A BILL TO BE ENTITLED AN ACT TO EXEMPT MANUFACTURERS AND DISTRIBUTORS OF MOTORCOACHES FROM THE PROHIBITION ON OWNING, OPERATING, OR CONTROLLING A MOTOR VEHICLE DEALERSHIP IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 565 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO THREATEN TO INFLECT SERIOUS BODILY HARM UPON OR TO KILL A LAW ENFORCEMENT OFFICER, PROBATION OR PAROLE OFFICER, DETENTION FACILITY EMPLOYEE, OR ANOTHER PERSON AS RETALIATION AGAINST THE OFFICER FOR PERFORMING THE OFFICER'S OFFICIAL DUTIES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 569, A BILL TO BE ENTITLED AN ACT TO ALLOW RURAL COUNTIES TO USE DEVELOPER FUNDS FOR THE CONSTRUCTION OF ROADS TO SERVE OCCUPANTS, RESIDENTS, OR INVITEES OF A SUBDIVISION OR DEVELOPMENT TO ENFORCE ORDINANCES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 581 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO DEVELOP AND IDENTIFY COURSES IN COMPUTER PROGRAMMING AND CODING THAT CAN BE OFFERED AS ELECTIVE COURSES FOR MIDDLE SCHOOL AND HIGH SCHOOL STUDENTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 641 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE STATUTES GOVERNING BAIL BONDSMEN BY CLARIFYING CERTAIN DEFINITIONS, BY CLARIFYING THE STATUTES GOVERNING RETURN OF PREMIUM, ARREST ORDERS, AND APPOINTMENT OF SURETY BONDSMEN, BY BROADENING THE ENTITIES WHO MAY PROVIDE CONTINUING EDUCATION, AND BY MAKING VARIOUS OTHER CHANGES TO THE BAIL BONDSMEN LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 659, A BILL TO BE ENTITLED AN ACT TO UPDATE THE LIST OF IMMEDIATE PRECURSOR CHEMICALS THAT IT IS UNLAWFUL FOR A PERSON TO POSSESS WITH INTENT TO MANUFACTURE OR DELIVER AND TO CLARIFY WHAT CONSTITUTES CERTAIN DRUG OFFENSES INVOLVING METHAMPHETAMINE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 673 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE STATUTES PERTAINING TO READ TO ACHIEVE.

Referred to the **Ways & Means Committee**.

H.B. 676, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING COMPENSATION FOR AN ERRONEOUS CONVICTION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 687 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY TO LOCAL SCHOOL ADMINISTRATIVE UNITS IN ESTABLISHING THE ANNUAL TESTING SCHEDULE AND ENSURING THAT THE TEACHER OF RECORD MAY ADMINISTER TESTS TO STUDENTS.

Referred to the **Ways & Means Committee**.

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H.B. 706, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NORTH CAROLINA BUILDING CODE TO EXEMPT OPEN AIR CAMP CABINS FROM CERTAIN REQUIREMENTS OF THE CODE.

Referred to the **Commerce Committee**.

H.B. 740, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM ON ALLOWING THE USE OF A GPS TRACKING DEVICE ON A PERSON WHO HAS COMMITTED ACTS OF DOMESTIC VIOLENCE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 763, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA JOINT LEGISLATIVE TASK FORCE ON REGULATORY REFORM.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 777, A BILL TO BE ENTITLED AN ACT EXEMPTING ISOLATION FLOAT TANKS FROM PUBLIC SWIMMING POOL LAWS AND CLARIFYING THAT LICENSED PHYSICAL THERAPISTS ARE AUTHORIZED TO PRESCRIBE THE USE OF ISOLATION FLOAT TANKS IN THE COURSE OF PHYSICAL THERAPY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 792 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE PUBLIC FROM REVENGE POSTING ONLINE BY MAKING IT A CRIMINAL OFFENSE TO DISCLOSE CERTAIN IMAGES IN WHICH THERE IS A REASONABLE EXPECTATION OF PRIVACY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 793, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE CRIMINAL LAW AGAINST SECRET PEEPING BY MAKING IT A FELONY TO DO SO FOR THE PURPOSE OF HARMING, INTIMIDATING, EXTORTING, THREATENING, OR DEFRAUDING ANOTHER PERSON.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 800 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 803, A BILL TO BE ENTITLED AN ACT TO INCREASE THE WEIGHT OF SCHOOL GROWTH IN THE CALCULATION OF SCHOOL PERFORMANCE SCORES.

Referred to the **Ways & Means Committee**.

H.B. 836 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF FOR LOCAL GOVERNMENTS BY AUTHORIZING CITIES TO RESERVE CERTAIN EASEMENTS WHEN PERMANENTLY CLOSING STREETS AND ALLEYS; BY REPEALING THE REQUIREMENT FOR LICENSING OF GOING OUT OF BUSINESS SALES BY LOCAL GOVERNMENTS; BY PROVIDING FOR ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTION; BY AUTHORIZING THE POTENTIAL USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; AND BY EXEMPTING LOCAL GOVERNMENT REGULAR PAYROLL AND BENEFITS PAYMENTS FROM PREAUDIT CERTIFICATION REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 860, A BILL TO BE ENTITLED AN ACT TO LIMIT COMMUNITY COLLEGE TUITION FOR RE-ENROLLING ACTIVE DUTY SERVICE MEMBERS SO THAT THE MAXIMUM RATE SHALL NOT EXCEED AVAILABLE FEDERAL TUITION ASSISTANCE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 729 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING CHIROPRACTIC PEER REVIEW OF MOTOR VEHICLE LIABILITY AND MEDICAL PAYMENT CLAIMS TO BE PERFORMED BY INDIVIDUALS LICENSED TO PRACTICE CHIROPRACTIC IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

S.B. 429, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CONFORMING CHANGES TO THE LABOR LAWS OF NORTH CAROLINA, referred to the **Judiciary I Committee** on April 28.

The bill is withdrawn from the **Judiciary I Committee** and placed on the calendar of Thursday, April 30.

Pursuant to Senator Apodaca's motion to adjourn having prevailed, the Senate stands adjourned.

April 29, 2015

FIFTY-THIRD DAY

Senate Chamber
Thursday, April 30, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by Pastor Jarrod Scott of Green Pines Baptist Church, Knightdale, North Carolina, as follows:

“God, our Father, I want to thank you that you are here. With your presence, we know that we have your wisdom from which every wise law is made. With your presence, we know that we have your righteousness. We ask that your righteousness overcome our selfishness. With your presence, we know that we have your steadfast love that goes from generation to generation. May your holy love guide and lead our way. With your guiding love, lead these, our state leaders, to produce laws that are going to encourage loving and good behavior and discourage selfishness and evil. Let your love guide our leaders, not only to make good laws, but to do it in a good way. With your presence, we know that we have the author and sustainer of life itself here with us. Lord, thank you. May the laws here reflect your laws and help produce life, while discouraging selfish and violent death. I ask, Lord, that you let your presence be known to the members of our Senate. Thank you for showing what this looks like. In your Son, Jesus Christ, and in his authority I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, April 29, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Newton, Senator Rabon, and Senator Smith-Ingram.

The Chair extends privileges of the floor to Anita Cansler from Newton, North Carolina, who is serving the Senate as Nurse of the Day.

CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

S.B. 132 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN CARTERET COUNTY, upon second reading.

April 30, 2015

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 566 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE OPTIONS FOR THE DISPOSITION OF MINIMAL PROPERTY TAX REFUNDS, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade and Wells---46.

Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives by special message.

S.B. 127 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT INFORMATION TECHNOLOGY PERSONAL SERVICES CONTRACTS AND OTHER PERSONAL SERVICES CONTRACTS PURCHASED BY EXECUTIVE BRANCH AGENCIES BE SUBJECT TO THE SAME REQUIREMENTS AND PROCEDURES AS CONTRACTS FOR OTHER SERVICES; TO REQUIRE STATE AGENCIES TO OBTAIN THE SERVICES OF TEMPORARY EMPLOYEES THROUGH THE TEMPORARY SOLUTIONS PROGRAM OPERATED BY THE OFFICE OF STATE HUMAN RESOURCES; AND TO PROVIDE THAT INFORMATION TECHNOLOGY PERSONAL SERVICES CONTRACTS CAN ONLY BE OBTAINED UPON WRITTEN APPROVAL FROM THE OFFICE OF INFORMATION TECHNOLOGY SERVICES AND THE OFFICE OF STATE BUDGET AND MANAGEMENT, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

Upon the appearance of Senator Smith-Ingram in the chamber, the Chair acknowledges her presence and the leave of absence granted previously is withdrawn.

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

April 30, 2015

H.J.R. 668, A JOINT RESOLUTION HONORING THE MEMORY AND LIVES OF VICTIMS OF THE HOLOCAUST, INCLUDING THOSE WHO PERISHED IN AND THOSE WHO SURVIVED NAZI CONCENTRATION CAMPS, AND RECOGNIZING AND HONORING THE UNITED STATES ARMED FORCES WHOSE COURAGE AND BRAVERY LED TO THE LIBERATION OF THOSE CAMPS ON THIS SEVENTIETH ANNIVERSARY OF THE UNITED STATES ARMY'S LIBERATION OF THE INFAMOUS DACHAU CONCENTRATION CAMP. (Res. 2015-6)

CALENDAR (*continued*)

S.B. 383 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY WAYS TO FUND IMPROVEMENTS TO INTERSTATE HIGHWAYS IN THE STATE, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 429, A BILL TO BE ENTITLED AN ACT MAKING TECHNICAL AND CONFORMING CHANGES TO THE LABOR LAWS OF NORTH CAROLINA, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 446, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE USE OF DEALER PLATES ON DEALERSHIP LOANER VEHICLES, upon second reading.

Without objection, Senator Alexander is excused from voting on the bill due to a possible conflict of interest.

Without objection, Senator Brown is excused from voting on the bill due to a possible business conflict.

Without objection, Senator McInnis is excused from voting on the bill because he is an owner of a used auto lot and holds a North Carolina auto dealer's license.

The bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 581, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE PROCESS FOR ACCEPTING SUBDIVISION STREETS DEDICATED AS PUBLIC ON THE STATE HIGHWAY SYSTEM FOR MAINTENANCE, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 600 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY HOW TO IMPLEMENT AUTONOMOUS VEHICLE TECHNOLOGY ON THE ROADS AND HIGHWAYS OF THIS STATE, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 654 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL DEFEND, INDEMNIFY, AND HOLD HARMLESS THE WILMINGTON URBAN AREA METROPOLITAN PLANNING ORGANIZATION FOR CLAIMS ARISING OUT OF ACTIONS TAKEN BY THE ORGANIZATION PURSUANT TO THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT AND TO CLARIFY CERTAIN PROVISIONS OF THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 699 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CERTAIN PERSONAL INFORMATION OF LAW ENFORCEMENT OFFICERS FROM DISCLOSURE, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.B. 647 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS, upon third reading, as amended.

Senator Apodaca offers Amendment No. 2, which is adopted (46-2).

Upon motion of Senator Apodaca, the Committee Substitute bill, as amended, is withdrawn from today's calendar, engrossed, and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

Upon motion of Senator Berger, seconded by Senator Harrington, the Senate adjourns at 10:06 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Monday, May 4, at 7:00 p.m.

April 30, 2015

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 640 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 730, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DOUBLE TAXATION OF CITY RESIDENTS FOR 911 DISPATCH SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AGENTS OR AGENCIES OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE SHALL HAVE AUTHORITY TO PROCURE AND OPERATE UNMANNED AIRCRAFT SYSTEMS UPON APPROVAL OF THE STATE CHIEF INFORMATION OFFICER AND TO MODIFY THE REGULATION OF UNMANNED AIRCRAFT SYSTEMS TO CONFORM TO FAA GUIDELINES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 20 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING PARENT EDUCATION DURING WELL-CHILD VISITS AT SPECIFIC AGE INTERVALS REGARDING TYPE I DIABETES.

Referred to the **Health Care Committee**.

H.B. 56 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 74 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY THE OVERSIGHT OF METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS AND THEIR ROLE IN TRANSPORTATION PLANNING.

Referred to the **Rules and Operations of the Senate Committee**.

April 30, 2015

H.B. 100 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 126, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OFFICE OF THE COMMISSIONER OF BANKS TO IMPLEMENT A REGISTRATION SYSTEM FOR PERSONS ENGAGED EXCLUSIVELY IN THE PROCESSING OR UNDERWRITING OF RESIDENTIAL MORTGAGE LOANS AND NOT ENGAGED IN THE MORTGAGE BUSINESS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 135, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO STUDY PENALTIES IMPOSED FOR SPEEDING IN A HIGHWAY WORK ZONE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 148 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE OWNERS OF MOPEDS TO HAVE IN FULL FORCE AND EFFECT A POLICY OF FINANCIAL RESPONSIBILITY AND TO MAKE CLARIFYING CHANGES RELATED TO THE LAW REQUIRING THE REGISTRATION OF MOPEDS.

Referred to the **Insurance Committee**.

H.B. 164 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO LOCAL BOARDS OF EDUCATION IN ADOPTING THEIR SCHOOL CALENDARS.

Referred to the **Ways & Means Committee**.

H.B. 341, A BILL TO BE ENTITLED AN ACT TO ADD "NBOME" COMPOUNDS AND OTHER SUBSTANCES TO THE CONTROLLED SUBSTANCES SCHEDULES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 352 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS.

Referred to the **Rules and Operations of the Senate Committee**.

April 30, 2015

H.B. 361, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PRINCIPLE-BASED VALUATION IN THE LIFE INSURANCE STANDARD VALUATION LAW AND STANDARD NONFORFEITURE PROVISIONS IN THE NORTH CAROLINA INSURANCE LAW.

Referred to the **Ways & Means Committee**.

H.B. 429 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF HEALTH CARE PROVIDER IN ARTICLE 1B OF CHAPTER 90 OF THE NORTH CAROLINA GENERAL STATUTES TO INCLUDE EMERGENCY MEDICAL SERVICES PERSONNEL.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 460 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REPORTING OF INJURIES INFLICTED ON HUMANS BY DOMESTIC OR WILD ANIMALS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 477 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT GOVERNMENT-ISSUED MOBILE TELEPHONE NUMBERS OF PUBLIC SAFETY PERSONNEL FROM DISCLOSURE AS A PUBLIC RECORD.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 483 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE LAND-USE REGULATORY LAWS OF THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 495 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 496 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NORTH CAROLINA AUTO INSURANCE SURCHARGES IMPOSED TO SUBSIDIZE THE LOSSES OF THE NORTH CAROLINA MOTOR VEHICLE REINSURANCE FACILITY BE CLEARLY COMMUNICATED TO POLICYHOLDERS.

Referred to the **Ways & Means Committee**.

H.B. 502, A BILL TO BE ENTITLED AN ACT CREATING A CHAIN OF SURVIVAL PUBLIC-PRIVATE TASK FORCE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 527 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE MUNICIPALITIES OF STANLY COUNTY SHALL BE HELD IN EVEN-NUMBERED YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 528, A BILL TO BE ENTITLED AN ACT TO REENACT A LAW CONCERNING HEALTH BENEFIT PLAN CO-PAYMENTS FOR SERVICES PERFORMED BY CHIROPRACTORS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 529 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 532 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SALE OF MALT BEVERAGES IN GROWLERS AND ALLOW CERTAIN ABC PERMITTEES TO SELL CIDER IN CERTAIN CONTAINERS FOR CONSUMPTION OFF THE PERMITTED PREMISES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 548 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ZONING MODERNIZATION LEGISLATIVE TASK FORCE.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 554 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR PROTECTION OF THE PUBLIC AGAINST THE HEALTH AND SAFETY RISKS THAT CERTAIN DANGEROUS WILD ANIMALS POSE TO THE COMMUNITY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 566 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE EYEWITNESS IDENTIFICATION REFORM ACT TO CLARIFY THAT THE PROVISIONS OF THE ACT APPLY TO LAW ENFORCEMENT OFFICERS WHO ARE EYEWITNESSES, TO CLARIFY THAT A PHOTO LINEUP IS DIFFERENT FROM A SHOW-UP, AND TO ESTABLISH A PROCEDURE FOR CONDUCTING A SHOW-UP.

Referred to the **Rules and Operations of the Senate Committee**.

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H.B. 567, A BILL TO BE ENTITLED AN ACT TO REGULATE THE REPAIR OF AIRCRAFTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 570 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT LAW ENFORCEMENT AND THE COURTS TO IMPROVE JUDICIAL EFFICIENCY THROUGH THE USE OF THE ELECTRONIC REPOSITORY COMMONLY KNOWN AS NCAWARE TO RESOLVE OUTSTANDING WARRANTS WHILE A DEFENDANT IS IN CUSTODY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 587 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH PUBLIC SCHOOL FLEXIBILITY.

Referred to the **Ways & Means Committee**.

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 607 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE PLACEMENT OF A PROTECTED CONSUMER SECURITY FREEZE ON A PROTECTED CONSUMER'S CREDIT REPORT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 616, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES FOR MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 626 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR THE WILLFUL AND WANTON INJURY TO PERSONAL PROPERTY OR REAL PROPERTY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 631 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE WRITTEN NOTICE OF AUTOMATIC CONTRACT RENEWAL FIFTEEN TO THIRTY DAYS PRIOR TO THE AUTOMATIC RENEWAL.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 649 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES RELATING TO THE PROCEDURES IN SHAREHOLDER DERIVATIVE SUITS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 651 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BAR CIVIL ACTIONS FILED AFTER THE PERIOD OF RECORD RETENTION ESTABLISHED UNDER THE UNIFORM STANDARDS OF PROFESSIONAL APPRAISAL PRACTICE OR FIVE YEARS, WHICHEVER IS GREATER.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 660 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FURTHER THE TRANSITION TO PERSONALIZED DIGITAL LEARNING IN ALL NORTH CAROLINA K-12 PUBLIC SCHOOLS; TO TRANSITION FROM TEXTBOOKS TO DIGITAL MATERIALS FOR ALL LEARNERS; AND TO REQUIRE THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL TEACHING AND LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 661 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO TRANSFORM EDUCATOR PREPARATION IN THIS STATE.

Referred to the **Ways & Means Committee**.

H.B. 669 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 678 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE LAWS REGARDING THE INNOCENCE COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 691, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO ASSAULT A MEMBER OF THE NORTH CAROLINA NATIONAL GUARD WHO IS DISCHARGING OR ATTEMPTING TO DISCHARGE OFFICIAL DUTIES.

Referred to the **Judiciary II Committee**.

H.B. 696, A BILL TO BE ENTITLED AN ACT TO REQUIRE SOME OR ALL OF CERTAIN PAYMENTS TO JUDGMENT DEBTORS AGAINST WHOSE PROPERTY AN EXECUTION HAS BEEN ISSUED TO BE MADE TO THE SHERIFF RATHER THAN TO THE JUDGMENT DEBTOR.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 708, A BILL TO BE ENTITLED AN ACT DIRECTING STATE DEPARTMENTS, BOARDS, COMMISSIONS, AND AGENCIES TO GIVE CONSIDERATION TO A TREE DESIGNATED AS HISTORIC OR HERITAGE BY A CITY OR COUNTY PRIOR TO TAKING ANY ACTION THAT MAY HARM THE TREE.

Referred to the **Ways & Means Committee**.

April 30, 2015

H.B. 728 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ENLARGING THE TIME FOR CERTIFICATION OF CHIROPRACTIC CLINICAL ASSISTANTS BY THE STATE BOARD OF CHIROPRACTIC EXAMINERS; AND AUTHORIZING THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO IMPOSE FINES AS SANCTIONS AND TO INCREASE ANNUAL LICENSE RENEWAL FEES.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 735 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF ADULT CORRECTION OF THE DEPARTMENT OF PUBLIC SAFETY TO DEVELOP A PROCESS WHEREBY AN INMATE WHOSE DRIVING PRIVILEGES HAVE BEEN SUSPENDED OR REVOKED FOR A CONVICTION OF DRIVING WHILE IMPAIRED OR DRIVING UNDER THE INFLUENCE MAY COMPLETE THE REQUIREMENTS NECESSARY FOR REINSTATEMENT OF THE INMATE'S DRIVING PRIVILEGES PRIOR TO THE INMATE'S RELEASE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 736, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN EXEMPTION FROM HUNTING, TRAPPING, AND FISHING LICENSE REQUIREMENTS FOR NORTH CAROLINA AMERICAN INDIANS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 739, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE CHARGING OF FEES FOR REGULATING AND LICENSING.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 754, A BILL TO BE ENTITLED AN ACT ESTABLISHING A REMEDIATION PILOT PROJECT AT SOUTH PIEDMONT COMMUNITY COLLEGE.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 774 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REQUIRING THE PRESENCE OF A LICENSED PHYSICIAN AT THE EXECUTION OF A DEATH SENTENCE.

Referred to the **Judiciary II Committee.**

H.B. 780, A BILL TO BE ENTITLED AN ACT DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ECONOMIC IMPACT OF THE JONES ACT ON NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 794 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING IMPERSONATION OF AN ACTUAL PERSON OVER THE INTERNET FOR CERTAIN UNLAWFUL PURPOSES A CLASS H FELONY.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 795 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 796 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE ABILITY OF QUALIFIED NUTRITION PROFESSIONALS TO PRACTICE IN THIS STATE AND TO AMEND THE DIETETICS/NUTRITION PRACTICE ACT.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 804, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR WARRANTLESS ACCESS BY LAW ENFORCEMENT TO TELECOMMUNICATIONS DEVICE LOCATION INFORMATION UNDER CERTAIN CIRCUMSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INFORMATION ON GRANT FUNDS AWARDED BY STATE AGENCIES IS READILY AVAILABLE ON STATE AGENCY WEB SITES.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 816 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE NEEDS OF WORKING CAREGIVERS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 817, A BILL TO BE ENTITLED AN ACT ENACTING THE UNIFORM ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT OF 2015.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 826, A BILL TO BE ENTITLED AN ACT TO STUDY SECOND PRIMARIES.

Referred to the **Redistricting Committee**.

H.B. 847 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROTECTING PARENTS FROM REPORTS OF ABUSE OR NEGLECT BASED SOLELY ON A DECISION TO FOLLOW TREATMENT RECOMMENDED BY A HEALTH CARE PROVIDER OR MENTAL HEALTH CARE PROVIDER AND TO PROVIDE FOR PARENTS' FUNDAMENTAL RIGHTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 875 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE CONSENT OF THE COUNTY BOARD OF COMMISSIONERS IN ASHE AND WATAUGA COUNTY FOR PROPERTY LOCATED IN THOSE

COUNTIES BEFORE ANY MUNICIPALITY, SPECIAL DISTRICT, OR OTHER UNIT OF LOCAL GOVERNMENT ACQUIRES BY CONDEMNATION ANY REAL PROPERTY LOCATED IN THE SAME COUNTY AND OUTSIDE THE MUNICIPALITY, SPECIAL DISTRICT, OR OTHER UNIT OF LOCAL GOVERNMENT.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 881 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR SEVERANCE OF SUMMARY EJECTMENT AND MONETARY CLAIMS IN SMALL CLAIMS ACTIONS WHEN SERVICE OF PROCESS ONLY MEETS SUMMARY EJECTMENT STANDARDS AND TO ALLOW FOR THE SEVERED MONETARY CLAIM TO BE CONTINUED WITH ALIAS AND PLURIES SUMMONS AND TO PROVIDE FOR AN ELECTION BY THE PLAINTIFF TO UTILIZE A PRIVATE PROCESS SERVER IN COUNTIES WITH POPULATIONS OF TWO HUNDRED THOUSAND OR GREATER.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 902 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPETITIVE GRANT PROGRAM TO ELEVATE EDUCATORS IN NORTH CAROLINA BY TRANSFORMING THE PREPARATION OF SCHOOL PRINCIPALS.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 909 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AND REGULATE THE SALE OF ANTIQUE SPIRITUOUS LIQUOR.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 924 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A LAW ENFORCEMENT OFFICER IS REQUIRED TO REQUEST A BLOOD SAMPLE WHEN CHARGING THE OFFENSE OF MISDEMEANOR DEATH BY VEHICLE, TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE, TO CLARIFY THE MEANING OF THE TERM "SALARY" FOR CERTAIN STATE LAW ENFORCEMENT OFFICERS, AND TO MAKE OTHER CLARIFYING CHANGES.

Referred to the **Rules and Operations of the Senate Committee.**

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTY-FOURTH DAY

Senate Chamber
Monday, May 4, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Heavenly Father, we come now and we bow before you, an awesome God. Keep these servants, laborers, and soldiers filled with your spirit. Give them confidence to speak clearly. Help them to keep their eyes on heaven, clinging to you for all things, the giver of every good and perfect gift. Make them—make us—instruments of obedience and peace and reckoners of obedience. In Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, April 30, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

A SENATORIAL STATEMENT

Senator Barefoot submits a Senatorial Statement entitled, **RECOGNIZING THE LIFE AND SERVICE OF JOHN DEREK GUPTON**. The full text can be found in the Appendix. (See pg. 1268)

Upon motion of Senator Berger, seconded by Senator J. Davis, the Senate adjourns at 7:12 p.m., in memory of John Derek Gupton, subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, May 5, at 2:00 p.m.

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

S.B. 372, AN ACT TO PROVIDE A SAFE HARBOR FOR RENEWABLE ENERGY PROJECTS THAT ARE SUBSTANTIALLY COMPLETED BY JANUARY 1, 2016, BY EXTENDING THE TAX CREDIT FOR RENEWABLE ENERGY PROPERTY ONE YEAR FOR THOSE PROJECTS. (Became law upon approval of the Governor, April 30, 2015 - S.L. 2015-11)

Pursuant to Senator Berger’s motion to adjourn having prevailed, the Senate stands adjourned.

May 4, 2015

FIFTY-FIFTH DAY

Senate Chamber
Tuesday, May 5, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, we come before you as blind beggars, and we pray because you live to make intercession for us. You remind us today, from the words of Isaiah, ‘He gives strength to the weary; to him who lacks might he increases power. Though youths grow weary and tired, and vigorous young men stumble badly, yet those who wait for the Lord will gain new strength; they will mount up with wings like eagles. They will run and not grow weary; they will walk and not become weary.’* May you bless our time together now. In Jesus’ name, Amen.”

*Isaiah 40: 29-31 (paraphrase)

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, May 4, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Sophia Morris from Clayton, North Carolina, who is serving the Senate as Nurse of the Day.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Sarah Boone, Warrenton; Morgan Dale, Marion; Grace Danieleley, Elon; Matthew Jones, Salisbury; William Jones, Salisbury; Rashawn Livingston, Raleigh; Marika Samuelsson, Selma; Shion Whitaker, Cary; and Donovan Whitehead, Rocky Mount.

A SENATORIAL STATEMENT

Senator Tucker submits a Senatorial Statement entitled, **SUPPORTING A STRONGER NORTH CAROLINA-CHINA RELATIONSHIP**. The full text can be found in the Appendix. (See pg. 1269)

Upon motion of Senator Pate, seconded by Senator Apodaca, the Senate adjourns at 2:25 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Wednesday, May 6, at 2:00 p.m.

May 5, 2015

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

PAT McCRORY
GOVERNOR

April 30, 2015

The Honorable Dan Forest
President of the Senate
301 North Blount Street
Raleigh, North Carolina 27601

Dear Lieutenant Governor Forest:

Pursuant to North Carolina General Statute § 62-10, I am pleased to nominate Secretary of Revenue Lyons Gray, to serve as a member of the North Carolina Utilities Commission. Secretary Gray has a distinguished career with the Federal Government, the State of North Carolina and in private industry. With his leadership North Carolina is making tremendous progress. I urge his confirmation at the earliest possible time.

Included you will find biographical information for Secretary Gray and the required disclosure forms. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory

Cc: Senator Phil Berger
Ms. Sarah Lang

The message is referred to the **Select Committee on Nominations**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT AGENTS OR AGENCIES OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE SHALL HAVE AUTHORITY TO PROCURE AND OPERATE UNMANNED AIRCRAFT SYSTEMS UPON

May 5, 2015

APPROVAL OF THE STATE CHIEF INFORMATION OFFICER AND TO MODIFY THE REGULATION OF UNMANNED AIRCRAFT SYSTEMS TO CONFORM TO FAA GUIDELINES, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 5, A BILL TO BE ENTITLED AN ACT TO REAUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR MILITARY VETERANS AND REMOVE THE REQUIREMENT THAT THE DIVISION MUST RECEIVE A MINIMUM NUMBER OF APPLICATIONS BEFORE ISSUING THE PLATE, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

H.B. 6 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEFINE AND REGULATE AUTOCYCLES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 13 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING EACH CHILD PRESENTED FOR ADMISSION INTO THE PUBLIC SCHOOLS FOR THE FIRST TIME TO SUBMIT PROOF OF A HEALTH ASSESSMENT, REQUIRING ABSENCES DUE TO THE FAILURE TO PRESENT THE HEALTH ASSESSMENT TRANSMITTAL FORM NOT BE SUSPENSIONS AND STUDENTS BE ALLOWED TO MAKE UP THE WORK MISSED, AND REQUIRING THE HEALTH ASSESSMENT TRANSMITTAL FORM TO BE PERMANENTLY MAINTAINED IN THE CHILD'S OFFICIAL SCHOOL RECORD, referred to the **Rules and Operations of the Senate Committee** on March 25.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Education/Higher Education Committee**.

H.B. 16 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL OUTDATED AND UNNECESSARY INSURANCE REPORTING REQUIREMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, referred to the **Rules and Operations of the Senate Committee** on March 26.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

H.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PLANNING YEAR FOR ESTABLISHMENT OF COOPERATIVE INNOVATIVE HIGH SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on March 19.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

H.B. 31 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE, referred to the **Rules and Operations of the Senate Committee** on March 11.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 32 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL IMPAIRED DRIVING, referred to the **Rules and Operations of the Senate Committee** on March 11.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 56 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RETIREES WHO RETURN TO WORK FOR THE STATE IN NONPERMANENT POSITIONS TO RETAIN THEIR COVERAGE OPTIONS UNDER THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES RATHER THAN LIMITING SUCH RETIREES' COVERAGE OPTIONS TO THE "BRONZE LEVEL" HIGH-DEDUCTIBLE HEALTH PLAN NECESSITATED BY THE AFFORDABLE CARE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

H.B. 59 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ADMISSIBILITY OF REPORTS OF FORENSIC AND CHEMICAL ANALYSIS, referred to the **Rules and Operations of the Senate Committee** on March 11.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 65, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 71, A BILL TO BE ENTITLED AN ACT TO CLARIFY WITH WHOM THE OATH OF OFFICE TAKEN BY MEMBERS OF EACH BOARD OF COUNTY COMMISSIONERS SHOULD BE FILED, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 73 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY, referred to the **Rules and Operations of the Senate Committee** on March 19.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 79 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS TO CLARIFY THAT A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER IS PUNISHABLE BY CIVIL OR CRIMINAL CONTEMPT AND CLARIFYING THE SCOPE OF STAY ON PROCEEDINGS WHEN A CASE IS ON APPEAL, referred to the **Rules and Operations of the Senate Committee** on March 12.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 81 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE SCOPE OF THE 1%/\$80 RATE ON MILL MACHINERY TO INCLUDE MACHINERY AND EQUIPMENT USED BY COMPANIES ENGAGED IN METAL FABRICATION, referred to the **Rules and Operations of the Senate Committee** on April 21.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

H.B. 82, A BILL TO BE ENTITLED AN ACT CLARIFYING THE MANNER IN WHICH A LAW ENFORCEMENT OFFICER MAY TAKE CUSTODY OF A JUVENILE WHEN EXECUTING A NONSECURE CUSTODY ORDER UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 86, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE NONBETTERMENT COST OF RELOCATING WATER AND SEWER LINES OWNED BY LOCAL BOARDS OF EDUCATION, referred to the **Rules and Operations of the Senate Committee** on April 22.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 91 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY WAYS TO DECREASE THE MISUSE OF WINDSHIELD PLACARDS ISSUED TO HANDICAPPED PERSONS, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 99 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 102 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS, referred to the **Rules and Operations of the Senate Committee** on March 17.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 111 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE RECALL OF MEMBERS OF THE STANLY COUNTY BOARD OF EDUCATION, referred to the **Rules and Operations of the Senate Committee** on April 1.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 112, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE STANLY COUNTY BOARD OF EDUCATION, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 158, A BILL TO BE ENTITLED AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT, referred to the **Rules and Operations of the Senate Committee** on April 22.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

H.B. 224 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS AFFECTING THE ADMINISTRATIVE OFFICE OF THE COURTS, referred to the **Rules and Operations of the Senate Committee** on April 27.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 350, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY, referred to the **Rules and Operations of the Senate Committee** on April 22.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

H.B. 565 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO THREATEN TO INFLECT SERIOUS BODILY HARM UPON OR TO KILL A LAW ENFORCEMENT OFFICER, PROBATION OR PAROLE OFFICER, DETENTION FACILITY EMPLOYEE, OR ANOTHER PERSON AS RETALIATION AGAINST THE OFFICER FOR PERFORMING THE OFFICER'S OFFICIAL DUTIES, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 566 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE EYEWITNESS IDENTIFICATION REFORM ACT TO CLARIFY THAT THE PROVISIONS OF THE ACT APPLY TO LAW ENFORCEMENT OFFICERS WHO ARE EYEWITNESSES, TO CLARIFY THAT A PHOTO LINEUP IS DIFFERENT FROM A SHOW-UP, AND TO ESTABLISH A PROCEDURE FOR CONDUCTING A SHOW-UP, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 569, A BILL TO BE ENTITLED AN ACT TO ALLOW RURAL COUNTIES TO USE DEVELOPER FUNDS FOR THE CONSTRUCTION OF

ROADS TO SERVE OCCUPANTS, RESIDENTS, OR INVITEES OF A SUBDIVISION OR DEVELOPMENT TO ENFORCE ORDINANCES, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 570 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT LAW ENFORCEMENT AND THE COURTS TO IMPROVE JUDICIAL EFFICIENCY THROUGH THE USE OF THE ELECTRONIC REPOSITORY COMMONLY KNOWN AS NCAWARE TO RESOLVE OUTSTANDING WARRANTS WHILE A DEFENDANT IS IN CUSTODY, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 574, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STATE WILDLIFE LAWS DO NOT APPLY TO OPOSSUMS BETWEEN THE DATES OF DECEMBER 29 AND JANUARY 2, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 591 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO REGULATE CERTAIN STRUCTURES THAT UNREASONABLY RESTRICT THE PUBLIC'S RIGHTS TO USE THE STATE'S OCEAN BEACHES, referred to the **Rules and Operations of the Senate Committee** on April 28.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/ Natural Resources Committee**.

H.B. 593 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS, referred to the **Rules and Operations of the Senate Committee** on April 27.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/ Natural Resources Committee**.

H.B. 594, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENTS THAT MUST BE MET TO OBTAIN A TEMPORARY SUPPLEMENTAL LICENSE FOR THE SALE OF ANTIQUE MOTOR VEHICLES AND SPECIALTY MOTOR VEHICLES AND TO EXPAND THE DEFINITION OF A "SPECIALTY MOTOR VEHICLE," referred to the **Rules and Operations of the Senate Committee** on April 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 595, A BILL TO BE ENTITLED AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, referred to the **Rules and Operations of the Senate Committee** on April 20.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 601, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAWFUL SALE OF DEER SKINS SUBJECT TO TAGGING AND REPORTING REQUIREMENTS AND SEASON LIMITS, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 613, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A MUNICIPALITY IS AUTHORIZED TO ENFORCE STATE LAW CONCERNING PLACEMENT OF POLITICAL SIGNS ON THE STATE HIGHWAY SYSTEM WITHIN THE CORPORATE LIMITS OF THE MUNICIPALITY, referred to the **Rules and Operations of the Senate Committee** on April 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 766 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF HEMP EXTRACT AND AUTHORIZING CERTAIN NEUROLOGISTS TO USE HEMP EXTRACT AS AN ALTERNATIVE TREATMENT FOR INTRACTABLE EPILEPSY WITHOUT PARTICIPATING IN A PILOT STUDY, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

H.B. 879 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 706, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NORTH CAROLINA BUILDING CODE TO EXEMPT OPEN AIR CAMP CABINS FROM CERTAIN REQUIREMENTS OF THE CODE, referred to the **Commerce Committee** on April 29.

The bill is withdrawn from the **Commerce Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTY-SIXTH DAY

Senate Chamber
Wednesday, May 6, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, you are the God of peace. We need your peace in this very energetic atmosphere. Endure with us throughout this summer session at the North Carolina Senate and in the House. Cover them, and cover all branches of government with your peace, Lord. 'The righteous cry out, and the Lord hears them; he delivers them from all their troubles. The Lord is close to the brokenhearted and saves those who are crushed in spirit.'* So lift our heads, O Lord, and give us the confidence that you are working here, even if we do not get our way, even if our bills have not crossed over, or if our items are not in the budget. Lord, you are with us. Without a doubt, you are doing a larger work here than we even know. It's in Jesus name we pray. Amen."

*Psalm 34: 17-18, NIV

May 6, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, May 5, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Alexander and Senator Meredith.

The Chair extends privileges of the floor to Kathy Ray from Angier, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rabon for the **Transportation Committee**:

H.B. 91 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY WAYS TO DECREASE THE MISUSE OF WINDSHIELD PLACARDS ISSUED TO HANDICAPPED PERSONS, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the Committee Substitute bill is placed on today's calendar.

H.B. 350, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO RESTORE THE DRIVERS LICENSE OF A PERSON ADJUDICATED TO BE RESTORED TO COMPETENCY, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40453, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary I Committee**.

H.B. 102 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10379, which changes the title to read **H.B. 102** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME

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PUBLIC HIGHWAYS AND TO MODIFY THE MOVE-OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING, is adopted and engrossed.

By Senator Tillman for the **Education/Higher Education Committee**:

H.B. 358, A BILL TO BE ENTITLED AN ACT TO EXTEND THE USE OF THE FIFTEEN-POINT SCALE FOR ASSIGNMENT OF SCHOOL PERFORMANCE GRADES FOR THE 2014-2015 AND 2015-2016 SCHOOL YEARS ONLY, with a favorable report.

H.B. 393, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF MEMBERS OF THE TRI-COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES, with a favorable report.

By Senator Wade for the **Agriculture/Environment/Natural Resources Committee**:

H.B. 601, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAWFUL SALE OF DEER SKINS SUBJECT TO TAGGING AND REPORTING REQUIREMENTS AND SEASON LIMITS, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the bill is placed on today's calendar.

H.B. 706, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NORTH CAROLINA BUILDING CODE TO EXEMPT OPEN AIR CAMP CABINS FROM CERTAIN REQUIREMENTS OF THE CODE, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the bill is placed on today's calendar.

H.B. 65, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10378, which changes the title to read **H.B. 65** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY, CHEROKEE COUNTY, AND NEW HANOVER COUNTY, is adopted and engrossed.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

May 6, 2015

H.B. 91 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY WAYS TO DECREASE THE MISUSE OF WINDSHIELD PLACARDS ISSUED TO HANDICAPPED PERSONS, upon second reading.

The Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 601, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAWFUL SALE OF DEER SKINS SUBJECT TO TAGGING AND REPORTING REQUIREMENTS AND SEASON LIMITS, upon second reading.

The bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 706, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NORTH CAROLINA BUILDING CODE TO EXEMPT OPEN AIR CAMP CABINS FROM CERTAIN REQUIREMENTS OF THE CODE, upon second reading.

The bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

SENATORIAL STATEMENTS

Senator Waddell submits a Senatorial Statement entitled, **RECOGNIZING ALPHA KAPPA ALPHA AND SORORITY DAY AT THE NORTH CAROLINA GENERAL ASSEMBLY**. The full text can be found in the Appendix. (See pg. 1270)

Senator Curtis submits a Senatorial Statement entitled, **CONGRATULATING DR. JERRY M. WALLACE ON HIS RETIREMENT**. The full text can be found in the Appendix. (See pg. 1271)

Upon motion of Senator Berger, seconded by Senator Ford, the Senate adjourns at 2:28 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Thursday, May 7, at 11:00 a.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 73 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY, referred to the **State and Local Government Committee** on May 5.

A sequential referral to the **Finance Committee** is added.

May 6, 2015

H.B. 263, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORM OF GOVERNMENT IN THE CITY OF TRINITY, referred to the **State and Local Government Committee** on March 31.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Redistricting Committee**.

H.B. 217, A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON, AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 237 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL PERSONAL EDUCATION PLANS AND MODIFY TRANSITION PLANS, referred to the **Rules and Operations of the Senate Committee** on April 16.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

H.B. 495 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

May 6, 2015

FIFTY-SEVENTH DAY

Senate Chamber
Thursday, May 7, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, we are thankful. You are the giver of unexpected gifts—of graduate degrees, of everything. Lord, you pour out your grace in those unexpected places. You are so good. Your unexpected blessings come every time we go around a corner and every bend of the road. Even when we think things are bad, you show up. Now we come to you and we pray that you, who hold all things together, would keep these servants from stumbling and that you may give them release from what is binding them and even binding this state. Free us, Lord. You love us so much, so recklessly, without caution. As your creatures we need your wisdom to govern over the laws and foundations of this state. Use us on this day as your servants. We ask all this in Christ’s name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Foushee, Senator Gunn, Senator Rabon, Senator Robinson, and Senator Tucker.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 91, AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY WAYS TO DECREASE THE MISUSE OF WINDSHIELD PLACARDS ISSUED TO HANDICAPPED PERSONS.

H.B. 601, AN ACT TO PROVIDE FOR THE LAWFUL SALE OF DEER SKINS SUBJECT TO TAGGING AND REPORTING REQUIREMENTS AND SEASON LIMITS.

H.B. 706, AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NORTH CAROLINA BUILDING CODE TO EXEMPT OPEN AIR CAMP CABINS FROM CERTAIN REQUIREMENTS OF THE CODE.

May 7, 2015

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT, with a favorable report.

H.B. 879 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES, with a favorable report.

S.B. 351, A BILL TO BE ENTITLED AN ACT TO ADD ALL VIOLENT FELONIES TO THE REQUIREMENT THAT A DNA SAMPLE AND TESTING BE OBTAINED UPON ARREST, with a favorable report.

Upon recommendation of Senator Daniel, the bill is re-referred to the **Appropriations/Base Budget Committee**.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 65 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY, CHEROKEE COUNTY, AND NEW HANOVER COUNTY, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 393, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF MEMBERS OF THE TRI-COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

The Senate recesses at 11:12 a.m. to reconvene at 11:20 a.m.

RECESS

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The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 102 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS AND TO MODIFY THE MOVE-OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Monday, May 11.

CALENDAR *(continued)*

H.B. 358, A BILL TO BE ENTITLED AN ACT TO EXTEND THE USE OF THE FIFTEEN-POINT SCALE FOR ASSIGNMENT OF SCHOOL PERFORMANCE GRADES FOR THE 2014-2015 AND 2015-2016 SCHOOL YEARS ONLY, upon second reading.

Senator Stein offers Amendment No. 1.

Senator Apodaca moves that Amendment No. 1 do lie upon the table, seconded by Senator Soucek, which motion prevails (31-14).

The bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

A SENATORIAL STATEMENT

Senator Smith-Ingram submits a Senatorial Statement entitled, **HONORING JACK AND JILL OF AMERICA**. The full text can be found in the Appendix. (See pg. 1271)

POINT OF PERSONAL PRIVILEGE

Upon motion of Senator Barringer, the words spoken about the hooding of Juris Doctor Candidates, which took place in the Senate chamber earlier today, are spread upon the Journal as follows:

SENATOR BARRINGER: "Thank you very much, Mr. President. Today I was very privileged and honored to be part of our first historic hooding ceremony here in the chamber. Many of you took advantage of that and were there to see our Juris Doctor Candidates receive their graduation hoods with their robes. This

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ceremony was presided over by Justice Paul Newby, with the able assistance of our own Dr. Jeff Warren, who, by the way, this was his wonderful idea. I'd like to recognize now those who are graduating that participated and their sponsoring senators. Senator Tillman's graduate is Marshall Conrad, graduating from Campbell University; Senator Berger and, formerly, Senator Harrington, we have Hannah Tedder, which is Senator Berger's; but David Goldberg has worked for both Senator Harrington and Senator Berger now. Senator Daniel, Rita Dorry, graduating from North Carolina Central University; Senator Bryant is honored to have hooded Tanisha Folks, also of North Carolina Central; Senator Lowe, formerly Senator Parmon's intern, Shawnda Martin of North Carolina Central; and then my own, Liz Paul, and many of you know that she and I worked very diligently together, and I know all of these senators really appreciate the hard work of these folks, and I now move that these words be spread upon the journal so that it will mark our first and, hopefully, a tradition of hooding these wonderful interns who work so hard for us."

Upon motion of Senator Berger, seconded by Senator Brown, the Senate adjourns at 11:46 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Monday, May 11, at 7:00 p.m.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 760 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA BY PROVIDING FOR VARIOUS ADMINISTRATIVE REFORMS, BY ELIMINATING CERTAIN UNNECESSARY OR OUTDATED STATUTES AND REGULATIONS AND MODERNIZING OR SIMPLIFYING CUMBERSOME OR OUTDATED REGULATIONS, AND BY MAKING VARIOUS OTHER STATUTORY CHANGES.

Referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

S.B. 619, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.02 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE OR REFUSAL TO SUBMIT TO A CHEMICAL ANALYSIS; TO PROVIDE THAT WHERE A PERSON HAS COMMITTED AN IMPLIED-CONSENT OFFENSE AND APPLICABLE LAW REQUIRES A MANDATORY REVOCATION OF THE PERSON'S DRIVERS LICENSE, A REQUEST FOR A HEARING DOES NOT STAY THE REVOCATION; TO REQUIRE

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IGNITION INTERLOCK SYSTEM RESTRICTIONS ON A LIMITED DRIVING PRIVILEGE ISSUED TO ANYONE WHO IS CONVICTED OF AN ALCOHOL-RELATED OFFENSE OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL AND BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS; TO REQUIRE AN EXTENSION OF THE IGNITION INTERLOCK REQUIREMENT PERIOD FOR ANY PERSON WHO VIOLATES THE CONDITIONS FOR RESTORING THE PERSON'S DRIVERS LICENSE AFTER CERTAIN DRIVING WHILE IMPAIRED CONVICTIONS; TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM; TO MODIFY THE HABITUAL IMPAIRED DRIVING STATUTE; AND TO MAKE VARIOUS OTHER CHANGES, referred to the **Transportation Committee** on April 9 with a sequential referral to the **Judiciary I Committee**.

The bill is withdrawn from the **Transportation Committee** and re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 356, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CAP ON THE UTILITIES REGULATORY FEE RESERVE, TO SET THE REGULATORY FEE IN STATUTE, AND TO ALLOW THE COMMISSION TO RAISE OR LOWER THE FEE, referred to the **Commerce Committee** on April 16.

A sequential referral to the **Finance Committee** is added.

H.B. 199, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO ALLOW THE CITY TO DONATE RETIRED ANIMALS USED BY THE POLICE DEPARTMENT OR ANY OTHER CITY AGENCY TO THE POLICE OFFICER OR EMPLOYEE WHO HAD NORMAL CUSTODY AND CONTROL OF THE ANIMAL, referred to the **Rules and Operations of the Senate Committee** on March 31.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEPARTMENT OF STATE TREASURER AUTHORITY IN THE HANDLING OF UNCLAIMED PROPERTY DETERMINED TO BE OF A HAZARDOUS NATURE OR WHICH IS OTHERWISE REGULATED, ILLEGAL, OR WHICH HAS NO SUBSTANTIAL COMMERCIAL VALUE AND TO PROVIDE GUIDANCE FOR THE PROPER HANDLING AND DISPOSITION OF THESE MATERIALS ON THE PART OF FINANCIAL ORGANIZATIONS, referred to the **Rules and Operations of the Senate Committee** on April 2.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

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H.B. 294 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE A CELL PHONE TO A DELINQUENT JUVENILE IN CUSTODY OF THE DEPARTMENT OF PUBLIC SAFETY, referred to the **Rules and Operations of the Senate Committee** on March 26.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE MEDICAL SUPPORT AND HEALTH INSURANCE COVERAGE RELATING TO CHILD SUPPORT TO ALIGN STATE LAW WITH FEDERAL GUIDELINES THAT NO LONGER INCLUDE THE PROVISION THAT EMPLOYER-PROVIDED GROUP HEALTH INSURANCE IS AUTOMATICALLY CONSIDERED "REASONABLE," referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 467 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE CATEGORY OF INDIVIDUALS WHO MAY BE APPOINTED AS COUNTY MEDICAL EXAMINERS IN CLEVELAND COUNTY, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

H.B. 313 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE CIVIL SERVICE BOARD SHALL HEAR GRIEVANCES RELATED TO THE PROMOTION OF MEMBERS OF THE FIRE AND POLICE DEPARTMENTS IN THE CITY OF STATESVILLE, referred to the **Rules and Operations of the Senate Committee** on April 2.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 878 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

H.B. 345, A BILL TO BE ENTITLED AN ACT TO ALLOW CURRITUCK COUNTY TO REMOVE ABANDONED VESSELS FROM NAVIGABLE WATERS, referred to the **Rules and Operations of the Senate Committee** on April 2.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 355 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL METHODS FOR PROVING THAT A STOPPED VEHICLE PASSED BY ANOTHER MOTOR VEHICLE IS A "SCHOOL BUS" SUBJECT TO THE PROVISIONS OF G.S. 20-217, referred to the **Rules and Operations of the Senate Committee** on April 28.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 814 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE CHIEF MEDICAL EXAMINER TO ESTABLISH A MEDICAL EXAMINER TRAINING PROGRAM THAT INCLUDES TRAINING REGARDING SUDDEN UNEXPLAINED DEATH IN EPILEPSY DURING MEDICOLEGAL DEATH INVESTIGATIONS, referred to the **Rules and Operations of the Senate Committee** on April 28.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary II Committee**.

H.B. 122 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE VARIOUS COUNTIES, TOWNS, AND CITIES TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

H.B. 127 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEASURE OF DAMAGES IN A CONDEMNATION ACTION INITIATED BY THE DEPARTMENT OF TRANSPORTATION; TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID; TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEYS' FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE; AND TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL SEND ANY RELOCATION NOTICE REQUIRED BY FEDERAL LAW WITHIN A SPECIFIED PERIOD OF TIME, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary I Committee**.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO STUDY PENALTIES IMPOSED FOR SPEEDING IN A HIGHWAY WORK ZONE, referred to the **Rules and Operations of the Senate Committee** on April 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 130 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY, referred to the **Rules and Operations of the Senate Committee** on March 24.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 143, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO INCREASE THE NUMBER OF MEMBERS ON THE CIVIL SERVICE BOARD FROM SEVEN TO NINE, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 147, A BILL TO BE ENTITLED AN ACT TO UPDATE THE MEMBERSHIP OF THE FIRE AND RESCUE COMMISSION TO REFLECT THE MERGER OF TWO ORGANIZATIONS, TO ADD REPRESENTATION FROM THE STATE CHAPTER OF THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, AND TO CLARIFY THE POWERS OF THE COMMISSION, referred to the **Rules and Operations of the Senate Committee** on April 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 163 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES TO THE NORTH CAROLINA CAPTIVE INSURANCE ACT, referred to the **Rules and Operations of the Senate Committee** on April 16.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

H.B. 823, A BILL TO BE ENTITLED AN ACT ESTABLISHING AN ADVISORY COUNCIL ON RARE DISEASES WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

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H.B. 188 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF ISOTHERMAL COMMUNITY COLLEGE, referred to the **Rules and Operations of the Senate Committee** on April 2.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

H.B. 185 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL COMMISSIONS WITHIN THE DEPARTMENT OF CULTURAL RESOURCES THAT HAVE SERVED THEIR PURPOSE AND TO REPEAL THE STATUTORY LANGUAGE RELATING TO THE USE OF ALKALINE PAPER FOR PUBLIC DOCUMENTS AND PREVIOUSLY REPEALED COMMISSIONS, referred to the **Rules and Operations of the Senate Committee** on April 2.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 190 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO THE STATE HEALTH PLAN FOR PUBLIC EMPLOYEES, referred to the **Rules and Operations of the Senate Committee** on April 20.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

H.B. 809 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THIRD-PARTY PREMIUM PAYMENTS FOR HEALTH BENEFIT PLANS, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Insurance Committee**.

H.B. 215 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH PROCEDURE FOR WAIVER OF THE RIGHT TO A JURY TRIAL IN CRIMINAL CASES IN SUPERIOR COURT, referred to the **Rules and Operations of the Senate Committee** on April 6.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTY-EIGHTH DAY

Senate Chamber
Monday, May 11, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Almighty God, we come to you and ask that you would provide stability and peace within our government. As we do that, help us to remember Paul’s admonition in his letter to the Romans, to ‘not think more highly of ourselves than we ought, but rather think on ourselves with sober judgment.’* It is in Jesus’ name we pray. Amen.”

*Romans 12:3, NIV (paraphrase)

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, May 7, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for tonight to Senator Curtis.

ENROLLED BILLS

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

H.B. 358, AN ACT TO EXTEND THE USE OF THE FIFTEEN-POINT SCALE FOR ASSIGNMENT OF SCHOOL PERFORMANCE GRADES FOR THE 2014-2015 AND 2015-2016 SCHOOL YEARS ONLY.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 393, AN ACT TO CHANGE THE MANNER OF SELECTION OF MEMBERS OF THE TRI-COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES.

MOTION RELATIVE TO THE CALENDAR

The following change is made to tonight’s calendar:

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H.B. 879 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from tonight's calendar and placed on the calendar of Wednesday, May 13.

CALENDAR

Bills on tonight's calendar are taken up and disposed of as follows:

H.B. 102 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS AND TO MODIFY THE MOVE-OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING, upon second reading.

Senator Wade offers Amendment No. 1, which is adopted (49-0).

The Senate Committee Substitute bill, as amended, passes its second reading (49-0).

Senator Stein objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill, as amended, placed on the calendar of Tuesday, May 12, upon third reading.

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT, upon second reading.

The Committee Substitute bill passes its second reading (49-0).

Senator McKissick objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Tuesday, May 12, upon third reading.

OBJECTION WITHDRAWN

Senator Stein withdraws his objection to third reading of **H.B. 102**.

CALENDAR *(continued)*

H.B. 102 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO

May 11, 2015

OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS AND TO MODIFY THE MOVE-OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING, upon third reading, as amended.

The Senate Committee Substitute bill, as amended, passes its third reading (49-0) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Jessica Adams, Matthews; Matthew Anderson, Hays; Davis Beeman, Washington; Robbie Blankenship, Raleigh; Brenna Daniel, Morganton; Rachel Gore, Wilmington; Corey Goss, Roper; Andrew Hall, Wrightsville Beach; Makayla Littlejohn, Durham; Chris McCain, Burlington; Qy'Darrius McEachern, Lumberton; Deonte' McKenney, Fayetteville; Kaylah Mock, Winston-Salem; Haley Phillips, Angier; Brandon Wallace, Nashville; Elizabeth White, Deep Gap; Will Whittington, Raleigh; and Haley Williams, Harrisburg.

Upon motion of Senator Berger, seconded by Senator Barefoot, the Senate adjourns at 7:19 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Tuesday, May 12, at 2:00 p.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 892 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 513, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CONFORMING CHANGES TO THE GENERAL STATUTES CONCERNING REAL PROPERTY, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

May 11, 2015

H.B. 552 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF GRAFFITI VANDALISM, referred to the **Rules and Operations of the Senate Committee** on April 16.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 777, A BILL TO BE ENTITLED AN ACT EXEMPTING ISOLATION FLOAT TANKS FROM PUBLIC SWIMMING POOL LAWS AND CLARIFYING THAT LICENSED PHYSICAL THERAPISTS ARE AUTHORIZED TO PRESCRIBE THE USE OF ISOLATION FLOAT TANKS IN THE COURSE OF PHYSICAL THERAPY, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 659, A BILL TO BE ENTITLED AN ACT TO UPDATE THE LIST OF IMMEDIATE PRECURSOR CHEMICALS THAT IT IS UNLAWFUL FOR A PERSON TO POSSESS WITH INTENT TO MANUFACTURE OR DELIVER AND TO CLARIFY WHAT CONSTITUTES CERTAIN DRUG OFFENSES INVOLVING METHAMPHETAMINE, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 544 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SIGNS POSTED IN MUNICIPAL PARKS TO CONFORM TO MUNICIPAL SIGN ORDINANCES, referred to the **Rules and Operations of the Senate Committee** on April 28.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 353, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF WILSON'S MILLS, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 340, A BILL TO BE ENTITLED AN ACT PROVIDING FOR WEEKEND BURIALS AT ALL OF THE STATE'S VETERANS CEMETERIES, referred to the **Rules and Operations of the Senate Committee** on April 20.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 511, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS STATUTORY CHANGES RELATED TO CREDIT UNIONS, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

H.B. 560, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A FELONY TO ASSAULT HOSPITAL PERSONNEL WHO ARE DISCHARGING OR ATTEMPTING TO DISCHARGE THEIR OFFICIAL DUTIES, referred to the **Rules and Operations of the Senate Committee** on April 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 347, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, referred to the **Rules and Operations of the Senate Committee** on April 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 111 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE RECALL OF MEMBERS OF THE STANLY COUNTY BOARD OF EDUCATION, referred to the **State and Local Government Committee** on May 5.

The Committee Substitute bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Rules and Operations of the Senate Committee**.

H.B. 112, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE STANLY COUNTY BOARD OF EDUCATION, referred to the **State and Local Government Committee** on May 5.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Rules and Operations of the Senate Committee**.

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

H.B. 393, AN ACT TO CHANGE THE MANNER OF SELECTION OF MEMBERS OF THE TRI-COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES. (Became law upon ratification, May 11, 2015 - S.L. 2015-12)

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Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

FIFTY-NINTH DAY

Senate Chamber
Tuesday, May 12, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, you are faithful, and we come before you, and we stop to acknowledge that you are sovereign—not just over this state, but over all nations. We depend upon you today for every thought, every word, and every action of our will. Bless these proceedings, Lord, and carry us through this next week of working side by side for the betterment of this populous. In Jesus' name we pray. Amen."

Senator Apodaca announces that the Senate Journal of Monday, May 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Hartsell.

The Chair extends privileges of the floor to Carly Schontz from Cary, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Randleman for the **Judiciary II Committee**:

H.B. 79 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS TO CLARIFY THAT A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER IS PUNISHABLE BY CIVIL OR CRIMINAL CONTEMPT AND CLARIFYING THE SCOPE OF STAY ON PROCEEDINGS WHEN A CASE IS ON APPEAL, with a favorable report.

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H.B. 82, A BILL TO BE ENTITLED AN ACT CLARIFYING THE MANNER IN WHICH A LAW ENFORCEMENT OFFICER MAY TAKE CUSTODY OF A JUVENILE WHEN EXECUTING A NONSECURE CUSTODY ORDER UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40455, is adopted and engrossed.

H.B. 293, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTION, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30379, is adopted and engrossed.

By Senator Wade for the **Agriculture/Environment/Natural Resources Committee**:

S.B. 513, A BILL TO BE ENTITLED AN ACT TO (1) REVISE THE HORSE INDUSTRY PROMOTION ACT TO INCREASE CAPS ON DURATION AND AMOUNT OF AN ASSESSMENT; (2) EXEMPT COMPENSATION PAID TO AN H-2A AGRICULTURAL WORKER FROM STATE INCOME TAX WITHHOLDING TO THE EXTENT THE COMPENSATION IS EXEMPT FROM FEDERAL INCOME TAX WITHHOLDING; (3) ESTABLISH A POLICY OF SUPPORTING SUSTAINABLE AGRICULTURE IN THE STATE; (4) MODIFY OVERSIZE VEHICLE PERMIT TIME RESTRICTIONS; (5) ALLOW OVERSIZE TRANSPORTATION OF HAY BALES; (6) AMEND RIGHT-OF-CENTER REQUIREMENTS FOR CERTAIN AGRICULTURAL VEHICLES; (7) INCREASE THE PERMISSIBLE SPEED LIMIT FOR AGRICULTURAL SPREADER VEHICLES THAT ARE EXEMPT FROM REGISTRATION AND CERTIFICATE OF TITLE; (8) ESTABLISH MARKING AND NOTICE REQUIREMENTS FOR METEOROLOGICAL TOWERS; (9) ALLOW SHELLFISH CULTIVATION LEASES IN AREAS CONTAINING SUBMERGED AQUATIC VEGETATION; (10) MODIFY THE PRESENT USE VALUE PROGRAM; (11) ESTABLISH A PROCEDURE FOR THE TERMINATION OF CONSERVATION AGREEMENTS; (12) TRANSFER THE WILDLIFE RESOURCES COMMISSION CAPTIVE CERVID PROGRAM TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES; (13) PROHIBIT THE IMPLEMENTATION AND ENFORCEMENT OF FEDERAL STANDARDS FOR WOOD HEATERS AND ENFORCEMENT OF AIR EMISSIONS STANDARDS THAT WOULD LIMIT FUEL SOURCES PROVIDING HEAT OR HOT WATER TO A RESIDENCE OR BUSINESS; (14) MODIFY DEPARTMENT OF AGRICULTURE REPORTING REQUIREMENTS; (15) MODIFY THE

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PRESCRIBED BURNING ACT; (16) MODIFY THE PENALTY FOR FAILURE TO GUARD A FIRE BY WATCHMAN; (17) LIMIT THE PERSONALLY IDENTIFYING INFORMATION THAT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES MAY DISCLOSE ABOUT ITS ANIMAL HEALTH PROGRAMS; AND (18) MAKE VARIOUS TECHNICAL CORRECTIONS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25262, which changes the title to read **S.B. 513** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO THE AGRICULTURAL COMMUNITY OF NORTH CAROLINA BY PROVIDING FOR VARIOUS TRANSPORTATION AND ENVIRONMENTAL REFORMS AND BY MAKING VARIOUS OTHER STATUTORY CHANGES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Transportation Committee**.

By Senator Pate for the **Health Care Committee**:

H.B. 158, A BILL TO BE ENTITLED AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT, with a favorable report.

H.B. 195 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PHARMACY PRACTICE ACT TO ALLOW FOR THE SUBSTITUTION OF AN INTERCHANGEABLE BIOLOGICAL PRODUCT, with a favorable report.

H.B. 437 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO CREATE A PHARMACY PERMIT EXEMPTION AND A DEVICE AND MEDICAL EQUIPMENT PERMIT EXEMPTION FOR THE DISPENSING AND DELIVERY OF HOME RENAL PRODUCTS AND TO ALLOW FOR DIALYSIS FACILITIES TO BE DESIGNATED AS AGENTS TO RECEIVE HOME MEDICATIONS FOR PATIENTS WITH RENAL FAILURE, with a favorable report.

By Senator J. Davis for the **State and Local Government Committee**:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO CLARIFY WITH WHOM THE OATH OF OFFICE TAKEN BY MEMBERS OF EACH BOARD OF COUNTY COMMISSIONERS SHOULD BE FILED, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the bill is placed on today's calendar.

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H.B. 73 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

H.B. 204, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CASWELL BEACH TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR A PUBLIC SERVICES FACILITY, with a favorable report.

H.B. 243, A BILL TO BE ENTITLED AN ACT TO MODIFY THE COMPOSITION OF THE ECONOMIC DEVELOPMENT COMMISSION FOR MACON COUNTY, with a favorable report.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT, upon third reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Thursday, May 14.

CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO CLARIFY WITH WHOM THE OATH OF OFFICE TAKEN BY MEMBERS OF EACH BOARD OF COUNTY COMMISSIONERS SHOULD BE FILED, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

FILING OF A JOINT RESOLUTION

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow a Joint Resolution, to be numbered **S.J.R. 714**, to be filed today and thereafter considered by the Senate.

Upon motion of Senator Berger, seconded by Senator Blue, the Senate adjourns at 2:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Wednesday, May 13, at 2:00 p.m.

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RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 565 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO THREATEN TO INFLICT SERIOUS BODILY HARM UPON OR TO KILL A LAW ENFORCEMENT OFFICER, PROBATION OR PAROLE OFFICER, DETENTION FACILITY EMPLOYEE, OR ANOTHER PERSON AS RETALIATION AGAINST THE OFFICER FOR PERFORMING THE OFFICER'S OFFICIAL DUTIES, referred to the **Judiciary I Committee** on May 5.

The Committee Substitute bill is withdrawn from the **Judiciary I Committee** and re-referred to the **Rules and Operations of the Senate Committee**.

H.B. 100 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 183, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, referred to the **Rules and Operations of the Senate Committee** on April 20.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 232 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE BICYCLE SAFETY LAWS IN THIS STATE AND MAKE RECOMMENDATIONS AS TO HOW THE LAWS MAY BE REVISED TO BETTER ENSURE THE SAFETY OF BICYCLISTS AND MOTORISTS ON THE ROADWAYS, referred to the **Rules and Operations of the Senate Committee** on April 1.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 295 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY TO DETERMINE WHETHER IT IS APPROPRIATE TO RELEASE CERTAIN INFORMATION ABOUT AN ESCAPED DELINQUENT JUVENILE, referred to the **Rules and Operations of the Senate Committee** on March 26.

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The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO LANDLORD/TENANT LAW AND TO PROVIDE FOR PROPER COLLECTION OF FEES AND COSTS FOR SHERIFFS EXECUTING WRITS OF POSSESSION, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 327, A BILL TO BE ENTITLED AN ACT TO STUDY EMERGENCY MEDICAL SERVICE PERSONNEL SAFETY FROM HOSTILE THREATS AND WHAT DEFENSIVE RESOURCES SHOULD BE ALLOWED TO PREVENT INJURY TO THE EMERGENCY MEDICAL SERVICE PERSONNEL OR THE PATIENTS UNDER THEIR CARE, referred to the **Rules and Operations of the Senate Committee** on April 21.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

H.B. 346, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 352 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 405 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INFORMATION ON GRANT FUNDS AWARDED BY STATE AGENCIES IS READILY AVAILABLE ON STATE AGENCY WEB SITES, referred to the **Rules and Operations of the Senate Committee** on April 30.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTIETH DAY

Senate Chamber
Wednesday, May 13, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Almighty God, you are rich in mercy for your great love has loved us even when we were dead in our trespasses. Help us to embody the richness of your grace, not without cost, but exceedingly. We ask you, Lord, inhabit this place. Teach us your wisdom. It is in Jesus' name we pray. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, May 12, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair extends privileges of the floor to Paul Perryman from Durham, North Carolina, who is serving the Senate as Nurse of the Day.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Soucek for the **Education/Higher Education Committee**:

H.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PLANNING YEAR FOR ESTABLISHMENT OF COOPERATIVE INNOVATIVE HIGH SCHOOLS, with a favorable report.

H.B. 237 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL PERSONAL EDUCATION PLANS AND MODIFY TRANSITION PLANS, with a favorable report.

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H.B. 878 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, with a favorable report.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 204, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CASWELL BEACH TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR A PUBLIC SERVICES FACILITY, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

H.B. 243, A BILL TO BE ENTITLED AN ACT TO MODIFY THE COMPOSITION OF THE ECONOMIC DEVELOPMENT COMMISSION FOR MACON COUNTY, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

H.B. 79 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS TO CLARIFY THAT A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER IS PUNISHABLE BY CIVIL OR CRIMINAL CONTEMPT AND CLARIFYING THE SCOPE OF STAY ON PROCEEDINGS WHEN A CASE IS ON APPEAL, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 82 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THE MANNER IN WHICH A LAW ENFORCEMENT OFFICER MAY TAKE CUSTODY OF A JUVENILE WHEN EXECUTING A NONSECURE CUSTODY ORDER UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY, upon second reading.

The Senate Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 158, A BILL TO BE ENTITLED AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT, upon second reading.

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The bill passes its second reading (48-2) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 195 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PHARMACY PRACTICE ACT TO ALLOW FOR THE SUBSTITUTION OF AN INTERCHANGEABLE BIOLOGICAL PRODUCT, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 293 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTION, upon second reading.

The Senate Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 437 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PHARMACY PRACTICE ACT TO CREATE A PHARMACY PERMIT EXEMPTION AND A DEVICE AND MEDICAL EQUIPMENT PERMIT EXEMPTION FOR THE DISPENSING AND DELIVERY OF HOME RENAL PRODUCTS AND TO ALLOW FOR DIALYSIS FACILITIES TO BE DESIGNATED AS AGENTS TO RECEIVE HOME MEDICATIONS FOR PATIENTS WITH RENAL FAILURE, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 879 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES, upon second reading.

Senator Daniel offers Amendment No. 1, which is adopted (50-0).

The Committee Substitute bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

May 13, 2015

By Senator J. Davis for the **State and Local Government Committee**:

S.B. 141, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, SUBJECT TO A REFERENDUM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15246, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

H.B. 110 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE AND RUTHERFORD COUNTY BOARDS OF EDUCATION, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30380, which changes the title to read **H.B. 110** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE, RUTHERFORD, AND CLAY COUNTY BOARDS OF EDUCATION, is adopted and engrossed.

ENROLLED BILL

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 71, AN ACT TO CLARIFY WITH WHOM THE OATH OF OFFICE TAKEN BY MEMBERS OF EACH BOARD OF COUNTY COMMISSIONERS SHOULD BE FILED.

Upon motion of Senator Berger, seconded by Senator Tillman, the Senate adjourns at 2:41 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Thursday, May 14, at 12:00 p.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 289, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS.

Referred to the **Rules and Operations of the Senate Committee**.

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S.B. 445 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT, HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT; BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Thursday, May 14.

INTRODUCTION OF A RESOLUTION

A resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Blue, McKissick, Woodard (Primary Sponsors); Brock, Cook, J. Davis, Harrington, Hartsell, McInnis, Pate, Randleman, Rucho, Smith, Soucek, Stein, Tucker, Van Duyn and Wade:

S.J.R. 714, A JOINT RESOLUTION HONORING THE DUKE BLUE DEVILS ON WINNING THE 2015 NATIONAL BASKETBALL CHAMPIONSHIP.

Referred to the **Rules and Operations of the Senate Committee.**

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Transportation Committee:**

S.B. 399, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES AND REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES FROM SALES AND MOTOR FUEL EXCISE TAXES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25264, which changes the title to read **S.B. 399** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES AND REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES FROM SALES AND MOTOR FUEL EXCISE TAXES AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES FOR MOTOR VEHICLES OWNED AND OPERATED BY REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES, is adopted and engrossed.

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Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO STUDY PENALTIES IMPOSED FOR SPEEDING IN A HIGHWAY WORK ZONE, with a favorable report.

H.B. 434 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEDICAL RECERTIFICATION IS NOT REQUIRED FOR RENEWALS OF REMOVABLE WINDSHIELD HANDICAPPED PLACARDS IF THE PERSON IS CERTIFIED AS TOTALLY AND PERMANENTLY DISABLED, with a favorable report.

S.B. 438, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET ON THE LAW AUTHORIZING THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO CHARTER SCHOOLS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

S.B. 513 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO THE AGRICULTURAL COMMUNITY OF NORTH CAROLINA BY PROVIDING FOR VARIOUS TRANSPORTATION AND ENVIRONMENTAL REFORMS AND BY MAKING VARIOUS OTHER STATUTORY CHANGES, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 130 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY, referred to the **State and Local Government Committee** on May 7.

The Committee Substitute bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Commerce Committee**.

H.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY, referred to the **Rules and Operations of the Senate Committee** on April 1.

May 13, 2015

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 289, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS, referred to the **Rules and Operations of the Senate Committee** on May 13.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO STUDY PENALTIES IMPOSED FOR SPEEDING IN A HIGHWAY WORK ZONE, placed on the calendar of Thursday, May 14.

The bill is withdrawn from the calendar of Thursday, May 14, and re-referred to the **Rules and Operations of the Senate Committee**.

H.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PLANNING YEAR FOR ESTABLISHMENT OF COOPERATIVE INNOVATIVE HIGH SCHOOLS, placed on the calendar of Thursday, May 14.

The Committee Substitute bill is withdrawn from the calendar of Thursday, May 14, and re-referred to the **Appropriations/Base Budget Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-FIRST DAY

Senate Chamber
Thursday, May 14, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Almighty and faithful God, would you infuse us with a sense of your justice today? Help us to finish this week well. We ask for your forgiveness for those places where we have not acknowledged your movement. We need you. In places where we feel like we are pressed on all sides, give us relief. Show up here in this place, O Lord. Help us to trust in you in the midst of Gethsemane. It is in the name of Jesus we pray. Amen.”

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Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Hartsell and Senator Smith-Ingram.

The Chair extends privileges of the floor to Dr. John Ebert from Charlotte, North Carolina, who is serving the Senate as Doctor of the Day, and to Stephanie Leach from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Gunn for the **Commerce Committee**:

H.B. 130 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY, with a favorable report.

H.B. 405 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM, with a favorable report.

By Senator Rabon for the **Finance Committee**:

S.B. 513 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO THE AGRICULTURAL COMMUNITY OF NORTH CAROLINA BY PROVIDING FOR VARIOUS TRANSPORTATION AND ENVIRONMENTAL REFORMS AND BY MAKING VARIOUS OTHER STATUTORY CHANGES, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 35282, is adopted and engrossed.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

May 14, 2015

H.B. 110 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE, RUTHERFORD, AND CLAY COUNTY BOARDS OF EDUCATION, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 237 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL PERSONAL EDUCATION PLANS AND MODIFY TRANSITION PLANS, upon second reading.

Senator Waddell offers Amendment No. 1, which fails (18-30).

Senator D. Davis offers Amendment No. 2, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 2.

H.B. 434 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEDICAL RECERTIFICATION IS NOT REQUIRED FOR RENEWALS OF REMOVABLE WINDSHIELD HANDICAPPED PLACARDS IF THE PERSON IS CERTIFIED AS TOTALLY AND PERMANENTLY DISABLED, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 878 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Barringer for the **Judiciary II Committee**:

H.B. 659, A BILL TO BE ENTITLED AN ACT TO UPDATE THE LIST OF IMMEDIATE PRECURSOR CHEMICALS THAT IT IS UNLAWFUL FOR A PERSON TO POSSESS WITH INTENT TO MANUFACTURE OR DELIVER AND TO CLARIFY WHAT CONSTITUTES CERTAIN DRUG OFFENSES INVOLVING METHAMPHETAMINE, with a favorable report.

May 14, 2015

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT, upon third reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, May 20.

MOTION TO RECONSIDER

H.B. 110 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE, RUTHERFORD, AND CLAY COUNTY BOARDS OF EDUCATION.

Having voted with the majority, Senator Brock offers a motion that the vote by which the Senate Committee Substitute bill passed its third reading earlier today be reconsidered, which motion prevails without objection. He further moves the Senate Committee Substitute bill be withdrawn from today's calendar and placed on the calendar of Monday, May 18, upon third reading, which motion prevails without objection, and the Chair so orders.

CALENDAR (*continued*)

S.B. 445 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT, HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT; BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Krawiec, the Senate concurs in the House Committee Substitute bill (48-0) and the bill is ordered enrolled and sent to the Governor.

WITHDRAWAL FROM A FUTURE CALENDAR

H.B. 130 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY, placed on the calendar of Monday, May 18.

May 14, 2015

Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the calendar of Monday, May 18, and placed before the Senate for immediate consideration, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR *(continued)*

H.B. 130 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

INTRODUCTION OF A JOINT RESOLUTION

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow **S.J.R. 715**, which was filed today, to be presented to the Senate, read the first time, and disposed of as follows:

By Senator Apodaca:

S.J.R. 715, A JOINT RESOLUTION PROVIDING THAT THE GENERAL ASSEMBLY SHALL MEET IN JOINT SESSION TO HONOR THE DUKE UNIVERSITY MEN'S BASKETBALL TEAM FOR WINNING THE 2015 NCAA CHAMPIONSHIP.

Upon motion of Senator Apodaca, without objection, the Joint Resolution is placed before the Senate for immediate consideration.

CALENDAR *(continued)*

S.J.R. 715, A JOINT RESOLUTION PROVIDING THAT THE GENERAL ASSEMBLY SHALL MEET IN JOINT SESSION TO HONOR THE DUKE UNIVERSITY MEN'S BASKETBALL TEAM FOR WINNING THE 2015 NCAA CHAMPIONSHIP, upon second reading.

The Joint Resolution passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

Upon motion of Senator Berger, seconded by Senator Brock, the Senate adjourns at 12:41 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Monday, May 18, at 7:00 p.m.

May 14, 2015

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 116, AN ACT TO PROVIDE THAT A HANDICAPPED VEHICLE OWNER WHO QUALIFIES FOR A DISTINGUISHING LICENSE PLATE SHALL ALSO RECEIVE ONE REMOVABLE WINDSHIELD PLACARD.

S.B. 123, AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H.B. 79, AN ACT AMENDING THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS TO CLARIFY THAT A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER IS PUNISHABLE BY CIVIL OR CRIMINAL CONTEMPT AND CLARIFYING THE SCOPE OF STAY ON PROCEEDINGS WHEN A CASE IS ON APPEAL.

H.B. 102, AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS AND TO MODIFY THE MOVE-OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING.

H.B. 158, AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT.

H.B. 195, AN ACT AMENDING THE NORTH CAROLINA PHARMACY PRACTICE ACT TO ALLOW FOR THE SUBSTITUTION OF AN INTERCHANGEABLE BIOLOGICAL PRODUCT.

H.B. 437, AN ACT AMENDING THE PHARMACY PRACTICE ACT TO CREATE A PHARMACY PERMIT EXEMPTION AND A DEVICE AND MEDICAL EQUIPMENT PERMIT EXEMPTION FOR THE DISPENSING AND DELIVERY OF HOME RENAL PRODUCTS AND TO ALLOW FOR DIALYSIS FACILITIES TO BE DESIGNATED AS AGENTS TO RECEIVE HOME MEDICATIONS FOR PATIENTS WITH RENAL FAILURE.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

May 14, 2015

H.B. 65, AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY, CHEROKEE COUNTY, AND NEW HANOVER COUNTY.

H.B. 204, AN ACT TO AUTHORIZE THE TOWN OF CASWELL BEACH TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR A PUBLIC SERVICES FACILITY.

H.B. 243, AN ACT TO MODIFY THE COMPOSITION OF THE ECONOMIC DEVELOPMENT COMMISSION FOR MACON COUNTY.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 182 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE FAIRNESS AND EQUITY OF PROPERTY INSURANCE RATE MAKING IN NORTH CAROLINA BY REQUIRING THAT CERTAIN PROPERTY INSURANCE DATA BE MADE AVAILABLE TO THE PUBLIC; BY PROVIDING THE NORTH CAROLINA INSURANCE UNDERWRITING ASSOCIATION THE AUTHORITY TO HAVE ISSUED TAX-EXEMPT BONDS TO COVER LOSS-RELATED LIABILITIES; BY REFORMING CONSENT TO RATE PRACTICES; BY REQUIRING THAT CATASTROPHE MODELING USED FOR PROPERTY RATE-MAKING PURPOSES MORE ACCURATELY REFLECT POTENTIAL IMPACTS IN NORTH CAROLINA; AND BY CREATING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PROPERTY INSURANCE RATE MAKING.

Referred to the **Insurance Committee**.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO REQUIRE A LICENSE TO OPERATE A BEACH BINGO GAME, TO AUTHORIZE THE DEPARTMENT OF PUBLIC SAFETY TO CHARGE AND COLLECT THAT LICENSING FEE, AND TO MAKE IT A CRIMINAL OFFENSE TO VIOLATE THE BEACH BINGO LICENSING REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 533 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY WHEN THE LIEN FOR DEFERRED TAXES ON LAND ELIGIBLE FOR PRESENT-USE VALUE CLASSIFICATION IS EXTINGUISHED IN ORDER TO PROMOTE SALES FOR LAND CONSERVATION USES.

Referred to the **Rules and Operations of the Senate Committee**.

H.J.R. 942, A JOINT RESOLUTION TO CONFIRM THE GOVERNOR'S REAPPOINTMENT OF DR. LINDA MORRISON COMBS TO THE OFFICE OF STATE CONTROLLER.

Referred to the **Select Committee on Nominations**.

May 14, 2015

S.B. 90 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Monday, May 18.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Barringer for the **Judiciary II Committee**:

H.B. 595, A BILL TO BE ENTITLED AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40458, is adopted and engrossed.

By Senator Rabon for the **Finance Committee**:

S.B. 160 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DREDGING AND MAINTENANCE OF THE STATE'S WATERWAYS IN ORDER TO ENHANCE SAFETY AND COMMERCE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 15247, is adopted and engrossed.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE MEDICAL SUPPORT AND HEALTH INSURANCE COVERAGE RELATING TO CHILD SUPPORT TO ALIGN STATE LAW WITH FEDERAL GUIDELINES THAT NO LONGER INCLUDE THE PROVISION THAT EMPLOYER-PROVIDED GROUP HEALTH INSURANCE IS AUTOMATICALLY CONSIDERED "REASONABLE," referred to the **Judiciary II Committee** on May 7.

A sequential referral to the **Health Care Committee** is added.

May 14, 2015

H.B. 303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 307, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF ZEBULON TO REMOVE RESTRICTIONS ON THE USE OF CERTAIN FEES COLLECTED BY THE TOWN, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

REMOVAL OF A BILL SPONSOR

Senator Sanderson requests to be removed as a sponsor of previously introduced legislation:

S.B. 160 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DREDGING AND MAINTENANCE OF THE STATE'S WATERWAYS IN ORDER TO ENHANCE SAFETY AND COMMERCE.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-SECOND DAY

Senate Chamber
Monday, May 18, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

May 18, 2015

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, thank you for the camaraderie here—for the friendship that you have granted. Come now and help us out. Make haste to lift us into a place that’s higher than we are—with your care, with your help, with your wisdom. Help us make a joyful noise in your ear, O Lord. Dispense your grace upon us here tonight so that we might number our days aright. Dispense your grace upon us so that we might number our days rightly. Thank you for all that you are doing here in our hearts. We ask you to continue to do that solemn work within us tonight so that we might best serve those in this state. It’s in Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, May 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for tonight to Senator Apodaca, Senator Daniel, Senator Hise, Senator Lowe, and Senator Rabon.

The Chair extends privileges of the floor to Libby Carver from Graham, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to tonight’s calendar:

H.B. 595 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, upon second reading.

Upon motion of Senator Tucker, Vice Chairman of the Rules and Operations of the Senate Committee, without objection, the Senate Committee Substitute bill is withdrawn from tonight’s calendar and placed on the calendar of Wednesday, May 20.

WITHDRAWALS FROM COMMITTEES

H.B. 909 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AND REGULATE THE SALE OF ANTIQUE SPIRITUOUS LIQUOR, referred to the **Rules and Operations of the Senate Committee** on April 30.

Senator Tucker offers a motion that the Committee Substitute bill be withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report re-referred to the **Finance Committee**, which motion prevails with unanimous consent, and the Chair so orders.

May 18, 2015

H.B. 795 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, referred to the **Rules and Operations of the Senate Committee** on April 30.

Senator Tucker offers a motion that the Committee Substitute bill be withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**, which motion prevails with unanimous consent, and the Chair so orders.

H.B. 332 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE RECOVERY OF CAPITAL-RELATED COSTS INCURRED BY A NATURAL GAS UTILITY FOR CONSTRUCTING NATURAL GAS INFRASTRUCTURE FOR A LARGE MANUFACTURING EMPLOYER, referred to the **Rules and Operations of the Senate Committee** on April 20.

Senator Tucker offers a motion that the Committee Substitute bill No. 2 be withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee** and upon a favorable report re-referred to the **Finance Committee**, which motion prevails with unanimous consent, and the Chair so orders.

S.J.R. 714, A JOINT RESOLUTION HONORING THE DUKE BLUE DEVILS ON WINNING THE 2015 NATIONAL BASKETBALL CHAMPIONSHIP, referred to the **Rules and Operations of the Senate Committee** on May 13.

Senator Tucker offers a motion that the Joint Resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Tuesday, May 19, which motion prevails with unanimous consent, and the Chair so orders.

SEQUENTIAL REFERRAL ADDED

H.B. 303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED, referred to the **Judiciary II Committee** on May 14.

Upon the motion of Senator Tucker, without objection, a sequential referral to the **Appropriations/Base Budget Committee** is added.

May 18, 2015

CALENDAR

Bills on tonight's calendar are taken up and disposed of as follows:

H.B. 110 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE, RUTHERFORD, AND CLAY COUNTY BOARDS OF EDUCATION, upon third reading.

Senator Brock offers Amendment No. 1, which is adopted (34-11) and changes the title to read **H.B. 110** (Senate Committee Substitute) A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE, RUTHERFORD, CLAY, AND DAVIE COUNTY BOARDS OF EDUCATION, AND THE IREDELL-STATESVILLE SCHOOLS BOARD OF EDUCATION.

The Senate Committee Substitute bill, as amended, passes its third reading (32-13) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

S.B. 160 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DREDGING AND MAINTENANCE OF THE STATE'S WATERWAYS IN ORDER TO ENHANCE SAFETY AND COMMERCE, upon second reading.

Upon the appearance of Senator Lowe in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

Senator Brown offers Amendment No. 1, which is adopted (46-0).

The Committee Substitute bill No. 2, as amended, passes its second reading, by roll-call vote, ayes 45, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---45.

Voting in the negative: Senator Sanderson---1.

The Committee Substitute bill No. 2, as amended, remains on the calendar for Tuesday, May 19, upon third reading.

S.B. 513 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO THE AGRICULTURAL COMMUNITY OF NORTH CAROLINA BY PROVIDING FOR VARIOUS TRANSPORTATION AND ENVIRONMENTAL REFORMS AND BY MAKING VARIOUS OTHER STATUTORY CHANGES, upon second reading.

May 18, 2015

Upon motion of Tucker, without objection, the rules are suspended to allow staff to join Senator B. Jackson on the Senate chamber floor while S.B. 513 is being considered.

Senator Brown offers Amendment No. 1, which is adopted (46-0).

Senator Bryant offers Amendment No. 2, which is adopted (46-0).

Senator Bryant offers Amendment No. 3, which fails (20-26).

The Committee Substitute bill No. 2, as amended, passes its second reading, by roll-call vote, ayes 44, noes 2, as follows:

Voting in the affirmative: Senators Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---44.

Voting in the negative: Senators Alexander and Bryant---2.

The Committee Substitute bill No. 2 remains on the calendar for Tuesday, May 19, upon third reading.

H.B. 405 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM, upon second reading.

Senator Stein offers Amendment No. 1.

Senator Tucker moves that Amendment No. 1 do lie upon the table, seconded by Senator Brock, which motion prevails (28-18).

The Committee Substitute bill passes its second reading (35-11).

Senator Hartsell objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Tuesday, May 19, upon third reading.

H.B. 659, A BILL TO BE ENTITLED AN ACT TO UPDATE THE LIST OF IMMEDIATE PRECURSOR CHEMICALS THAT IT IS UNLAWFUL FOR A PERSON TO POSSESS WITH INTENT TO MANUFACTURE OR DELIVER AND TO CLARIFY WHAT CONSTITUTES CERTAIN DRUG OFFENSES INVOLVING METHAMPHETAMINE, upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

S.B. 90 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, for concurrence in the House Committee Substitute bill.

May 18, 2015

Upon motion of Senator Cook, the Senate concurs in the House Committee Substitute bill (46-0) and the bill is ordered enrolled and sent to the Governor.

A SENATORIAL STATEMENT

Senator McInnis submits a Senatorial Statement entitled, **HONORING DR. JERRY MCGEE UPON HIS RETIREMENT FROM WINGATE UNIVERSITY**. The full text can be found in the Appendix. (See pg. 1272)

OBJECTION WITHDRAWN

Senator Hartsell withdraws his objection to third reading of **H.B. 405**.

CALENDAR *(continued)*

H.B. 405 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM, upon third reading.

The Committee Substitute bill passes its third reading (32-13) and is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator B. Jackson, the Senate adjourns at 8:22 p.m., in memory of Evelyn Horton Rickert, subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Tuesday, May 19, at 1:45 p.m.

ENROLLED BILLS AND A RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.J.R. 715, A JOINT RESOLUTION PROVIDING THAT THE GENERAL ASSEMBLY SHALL MEET IN JOINT SESSION TO HONOR THE DUKE UNIVERSITY MEN'S BASKETBALL TEAM FOR WINNING THE 2015 NCAA CHAMPIONSHIP. (Res. 2015-7)

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 445, AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT, HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT;

May 18, 2015

BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR.

H.B. 434, AN ACT TO PROVIDE THAT MEDICAL RECERTIFICATION IS NOT REQUIRED FOR RENEWALS OF REMOVABLE WINDSHIELD HANDICAPPED PLACARDS IF THE PERSON IS CERTIFIED AS TOTALLY AND PERMANENTLY DISABLED.

H.B. 878, AN ACT TO EXPAND THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 130, AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY.

ADDITIONAL SPONSOR

Senator Krawiec requests to be added as a sponsor of previously introduced legislation:

S.J.R. 714, A JOINT RESOLUTION HONORING THE DUKE BLUE DEVILS ON WINNING THE 2015 NATIONAL BASKETBALL CHAMPIONSHIP.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

H.B. 65, AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN WILKES COUNTY, CHEROKEE COUNTY, AND NEW HANOVER COUNTY. (Became law upon ratification, May 14, 2015 - S.L. 2015-13)

H.B. 204, AN ACT TO AUTHORIZE THE TOWN OF CASWELL BEACH TO TAKE IMMEDIATE POSSESSION OF PROPERTY CONDEMNED FOR A PUBLIC SERVICES FACILITY. (Became law upon ratification, May 14, 2015 - S.L. 2015-14)

May 18, 2015

H.B. 243, AN ACT TO MODIFY THE COMPOSITION OF THE ECONOMIC DEVELOPMENT COMMISSION FOR MACON COUNTY. (Became law upon ratification, May 14, 2015 - S.L. 2015-15)

H.B. 91, AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO STUDY WAYS TO DECREASE THE MISUSE OF WINDSHIELD PLACARDS ISSUED TO HANDICAPPED PERSONS. (Became law upon approval of the Governor, May 14, 2015 - S.L. 2015-16)

H.B. 358, AN ACT TO EXTEND THE USE OF THE FIFTEEN-POINT SCALE FOR ASSIGNMENT OF SCHOOL PERFORMANCE GRADES FOR THE 2014-2015 AND 2015-2016 SCHOOL YEARS ONLY. (Became law upon approval of the Governor, May 14, 2015 - S.L. 2015-17)

H.B. 601, AN ACT TO PROVIDE FOR THE LAWFUL SALE OF DEER SKINS SUBJECT TO TAGGING AND REPORTING REQUIREMENTS AND SEASON LIMITS. (Became law upon approval of the Governor, May 14, 2015 - S.L. 2015-18)

H.B. 706, AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NORTH CAROLINA BUILDING CODE TO EXEMPT OPEN AIR CAMP CABINS FROM CERTAIN REQUIREMENTS OF THE CODE. (Became law upon approval of the Governor, May 14, 2015 - S.L. 2015-19)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-THIRD DAY

Senate Chamber
Tuesday, May 19, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, thank you for this day that you have made. We are fearfully and wonderfully made. Lord, we thank you for that. We thank you for Coach K being here today and for those that inspire—that teach all across this state. Lord, you are the teacher, and we pray that you would teach us today how to serve others with humility and with grace and with compassion. In Jesus' name we pray. Amen.”

May 19, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, May 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Apodaca, Senator Daniel, Senator Meredith, and Senator Rabon.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Randleman for the **Judiciary II Committee**:

H.B. 303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

H.B. 513, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CONFORMING CHANGES TO THE GENERAL STATUTES CONCERNING REAL PROPERTY, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30385, is adopted and engrossed.

By Senator Hartsell for the **Judiciary I Committee**:

H.B. 113 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA'S STUDENTS BY INCREASING THE CRIMINAL PENALTY FOR THE COMMISSION OF CERTAIN SEX OFFENSES COMMITTED AGAINST A STUDENT BY A PERSON WHO IS SCHOOL PERSONNEL AND TO ESTABLISH A PROCEDURE FOR INSTITUTIONS OF HIGHER EDUCATION TO OBTAIN A LIST OF STUDENTS AND EMPLOYEES AT THE INSTITUTION WHO ARE REGISTERED AS SEX OFFENDERS, with a favorable report.

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H.B. 224 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS AFFECTING THE ADMINISTRATIVE OFFICE OF THE COURTS, with a favorable report.

H.B. 294 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE A CELL PHONE TO A DELINQUENT JUVENILE IN CUSTODY OF THE DEPARTMENT OF PUBLIC SAFETY, with a favorable report.

H.B. 295 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY TO DETERMINE WHETHER IT IS APPROPRIATE TO RELEASE CERTAIN INFORMATION ABOUT AN ESCAPED DELINQUENT JUVENILE, with a favorable report.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
May 19, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 715 (Res 2015-7)**, A JOINT RESOLUTION PROVIDING THAT THE GENERAL ASSEMBLY SHALL MEET IN JOINT SESSION TO HONOR THE DUKE UNIVERSITY MEN'S BASKETBALL TEAM FOR WINNING THE 2015 NCAA CHAMPIONSHIP, the House stands ready to join your Honorable Body in Joint Session.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

Upon motion of Senator Berger, the Senate stands at ease to await the members of the House of Representatives. He further moves that upon the dissolution of the Joint Session, the Senate will stand in recess for fifteen minutes.

JOINT SESSION

With members of the Senate standing, the members of the House of Representatives are received in the Senate Chamber, and the Joint Session is called to order by The Honorable Dan Forest, Lieutenant Governor.

May 19, 2015

**RECOGNITION OF DUKE UNIVERSITY'S
2015 NCAA MEN'S CHAMPIONSHIP BASKETBALL TEAM**

The President recognizes the Sergeant-at-Arms of the Senate, who announces that the coaches and staff members from Duke University's 2015 NCAA Men's Championship Basketball Team are at the doors of the chamber. The President directs the Sergeant-at-Arms to open the doors and to admit the guests. The President further directs the Sergeant-at-Arms, Senator Blue, and Representative Bryan to escort the guests to the well of the Senate.

Senator Blue is recognized and presents Coach Mike Krzyzewski and other honored guests from Duke University.

The Lieutenant Governor provides welcoming remarks and formally introduces Coach Jeff Capel, Coach Nate James, Coach Jon Scheyer, Athletic Director Kevin White, and Michael Schoenfeld, Vice President of Public Affairs and Government Relations for Duke University.

CALENDAR

A resolution on today's calendar is taken up and disposed of as follows:

S.J.R. 714, A JOINT RESOLUTION HONORING THE DUKE BLUE DEVILS ON WINNING THE 2015 NATIONAL BASKETBALL CHAMPIONSHIP, upon second reading.

The Joint Resolution is read in its entirety.

The Joint Resolution passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

Lieutenant Governor Dan Forest relinquishes the gavel to Representative Moore, Speaker of the House of Representatives, who calls the House of Representatives to order.

The House of Representatives unanimously passes S.J.R. 714, sitting in Joint Session, and the Joint Resolution is ordered enrolled.

The Speaker invites Coach Krzyzewski to address the Joint Session.

Upon completion of the remarks, Senator Blue, Representative Bryan, and the Sergeant-at-Arms are recognized to escort Coach Krzyzewski and honored guests from the chamber.

Upon motion of Representative Lewis, seconded by Senator Berger, the Joint Session is dissolved at 3:14 p.m., and, pursuant to the motion prevailing earlier in the Senate, the Senate recesses at 3:14 p.m. to reconvene at 3:30 p.m.

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RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 90, AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES.

H.B. 405, AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM.

H.B. 659, AN ACT TO UPDATE THE LIST OF IMMEDIATE PRECURSOR CHEMICALS THAT IT IS UNLAWFUL FOR A PERSON TO POSSESS WITH INTENT TO MANUFACTURE OR DELIVER AND TO CLARIFY WHAT CONSTITUTES CERTAIN DRUG OFFENSES INVOLVING METHAMPHETAMINE.

The Chair grants a leave of absence for the remainder of today's session to Senator Newton.

CALENDAR *(continued)*

S.B. 160 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DREDGING AND MAINTENANCE OF THE STATE'S WATERWAYS IN ORDER TO ENHANCE SAFETY AND COMMERCE, upon third reading, as amended.

The Committee Substitute bill No. 2, as amended, passes its third reading, by roll-call vote, ayes 43, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Pate, Rabin, Randleman, Robinson, Rucho, Smith, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---43.

Voting in the negative: Senator Sanderson---1.

The Committee Substitute bill No. 2, as amended, is ordered engrossed and sent to the House of Representatives.

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S.B. 513 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO THE AGRICULTURAL COMMUNITY OF NORTH CAROLINA BY PROVIDING FOR VARIOUS TRANSPORTATION AND ENVIRONMENTAL REFORMS AND BY MAKING VARIOUS OTHER STATUTORY CHANGES, upon third reading, as amended.

The Committee Substitute bill No. 2, as amended, passes its third reading, by roll-call vote, ayes 43, noes 2, as follows:

Voting in the affirmative: Senators Alexander, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Pate, Rabin, Randleman, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---43.

Voting in the negative: Senators Bryant and Robinson---2.

The Committee Substitute bill No. 2, as amended, is ordered engrossed and sent to the House of Representatives.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Spencer Amos, Morganton; Katie Bonaminio, Bakersville; William Booker, Gastonia; Brian Britt, Greensboro; Sarah Lane Cochrane, Winston-Salem; Mason Cregger, Concord; Korbin Cummings, Harrisburg; Abigail Efting, Wilmington; Jacob Hart, Carrboro; Daniel Haycox, Huntersville; Malcolm Livingston, Raleigh; Mattie Mitchell, Morganton; Joe Mulligan, Huntersville; Jacob Noblett, Gastonia; Emma Stogner, Fayetteville; Meredith Stogner, Fayetteville; Hannah Styers, Franklinton; Emma Thomas, Black Mountain; Lili Vitale, Franklin; and Kaleb Woods, Burlington.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Gunn for the **Commerce Committee**:

H.B. 332 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE RECOVERY OF CAPITAL-RELATED COSTS INCURRED BY A NATURAL GAS UTILITY FOR CONSTRUCTING NATURAL GAS INFRASTRUCTURE FOR A LARGE MANUFACTURING EMPLOYER, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20359, which changes the title to read **H.B. 332** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE RECOVERY OF CAPITAL-RELATED COSTS INCURRED BY A NATURAL GAS UTILITY FOR

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CONSTRUCTING NATURAL GAS INFRASTRUCTURE FOR A LARGE MANUFACTURING EMPLOYER, AND TO AMEND THE LAWS RELATED TO ENERGY POLICY, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

Upon motion of Senator Berger, seconded by Senator Lowe, the Senate adjourns at 3:45 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Wednesday, May 20, at 2:00 p.m.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Sanderson for the **State and Local Government Committee**:

H.B. 99 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

H.B. 143, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO INCREASE THE NUMBER OF MEMBERS ON THE CIVIL SERVICE BOARD FROM SEVEN TO NINE, with a favorable report.

H.B. 147, A BILL TO BE ENTITLED AN ACT TO UPDATE THE MEMBERSHIP OF THE FIRE AND RESCUE COMMISSION TO REFLECT THE MERGER OF TWO ORGANIZATIONS, TO ADD REPRESENTATION FROM THE STATE CHAPTER OF THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, AND TO CLARIFY THE POWERS OF THE COMMISSION, with a favorable report.

H.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

H.B. 313 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE CIVIL SERVICE BOARD SHALL HEAR GRIEVANCES RELATED TO THE PROMOTION OF MEMBERS OF THE FIRE AND POLICE DEPARTMENTS IN THE CITY OF STATESVILLE, with a favorable report.

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H.B. 591 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO REGULATE CERTAIN STRUCTURES THAT UNREASONABLY RESTRICT THE PUBLIC'S RIGHTS TO USE THE STATE'S OCEAN BEACHES, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 217, A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON, AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20357, which changes the title to read **H.B. 217** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

H.B. 189 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM TO REDUCE THE SIZE OF THE ROCKINGHAM COUNTY BOARD OF EDUCATION OVER FOUR YEARS FROM ELEVEN MEMBERS TO SEVEN BY REDRAWING THE ELECTION DISTRICTS TO REDUCE THE NUMBER OF DISTRICTS FROM SIX TO FOUR SO THAT FOUR MEMBERS ARE ELECTED BY DISTRICT AND BY REDUCING THE NUMBER OF MEMBERS ELECTED AT LARGE FROM FIVE TO THREE; TO CHANGE THE METHOD OF ELECTION OF THE BOARD TO PARTISAN; AND TO CLARIFY THE APPOINTMENT OF VACANCIES TO THE BOARD, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20358, is adopted and engrossed.

H.B. 892 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10383, which changes the title to read **H.B. 892** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE, is adopted and engrossed.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

H.B. 476 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTARY DONATIONS AT THE TIME OF A REMOTE RENEWAL OF A DRIVERS LICENSE TO THE LICENSE TO GIVE TRUST FUND AND TO DISTRIBUTE THE DONATION TO DONATE LIFE NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

H.B. 130, AN ACT AUTHORIZING DAVIE COUNTY TO CONTRACT WITH THE LOCAL BOARD OF EDUCATION FOR THE PROVISION OF MEALS TO INMATES IN THE COUNTY DETENTION FACILITY. (Became law upon ratification, May 18, 2015 - S.L. 2015-20)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-FOURTH DAY

Senate Chamber
Wednesday, May 20, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Almighty God, 'Love does not envy, love does not boast.'* It rights wrongs, and it casts out fear. Fill us with that kind of love. Help us to be servants that love, that don't cling to our personalities and are not driven by being the center of attention, but we're driven by how we can serve others humbly. We can't do anything without you, Lord. So help us to be confident not in our ways, but in yours. We make our prayers in the name of Jesus, who laid down his life for us. Amen."

*I Corinthians 13:4 (paraphrase)

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Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, May 19, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Rabon.

The Chair extends privileges of the floor to Cindy Hardin from Apex, North Carolina, who is serving the Senate as Nurse of the Day.

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.J.R. 714, A JOINT RESOLUTION HONORING THE DUKE BLUE DEVILS ON WINNING THE 2015 NATIONAL BASKETBALL CHAMPIONSHIP. (Res. 2015-8)

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Wade for the **Agriculture/Environment/Natural Resources Committee**:

S.B. 486, A BILL TO BE ENTITLED AN ACT TO ENHANCE ECONOMIC DEVELOPMENT THROUGH THE EXPANSION OF THE STATE TRAILS NETWORK, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25265, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

S.B. 573, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE AND PROMOTE THE AQUACULTURE AND OYSTER CULTIVATION INDUSTRIES BY CREATING AN ENTITY WITHIN THE NORTH CAROLINA ECONOMIC DEVELOPMENT PARTNERSHIP FOCUSED ON SHELLFISH AND AQUACULTURE, BY REDUCING REGULATORY BARRIERS TO SHELLFISH LEASING THROUGH REMOVAL OF OUTDATED REQUIREMENTS FOR SHELLFISH LEASING, AND EXTENSION OF LEASE TERMS, BY REQUIRING THE DIVISION OF MARINE FISHERIES TO DEVELOP A PROPOSAL TO REPEAL THE CORE SOUND SHELLFISH LEASING MORATORIUM, BY CREATING A PROGRAM FOR THE PERMITTING OF MARINE AQUACULTURE

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ACTIVITIES IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, AND BY CLARIFYING THE SCOPE OF AUTHORITY OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES AND THE MARINE FISHERIES COMMISSION WITH RESPECT TO MARINE AQUACULTURE ACTIVITIES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45369, which changes the title to read **S.B. 573** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE AND PROMOTE THE AQUACULTURE AND OYSTER CULTIVATION INDUSTRIES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce Committee**.

H.B. 574, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STATE WILDLIFE LAWS DO NOT APPLY TO OPOSSUMS BETWEEN THE DATES OF DECEMBER 29 AND JANUARY 2, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40459, is adopted and engrossed.

H.B. 795 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40460, is adopted and engrossed.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 143, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO INCREASE THE NUMBER OF MEMBERS ON THE CIVIL SERVICE BOARD FROM SEVEN TO NINE, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

H.B. 189 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM TO REDUCE THE SIZE OF THE ROCKINGHAM COUNTY BOARD OF EDUCATION OVER FOUR YEARS FROM ELEVEN MEMBERS TO SEVEN BY REDRAWING THE ELECTION DISTRICTS TO REDUCE THE NUMBER OF DISTRICTS FROM SIX TO FOUR SO THAT FOUR MEMBERS ARE ELECTED BY DISTRICT AND BY REDUCING THE NUMBER OF MEMBERS ELECTED

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AT LARGE FROM FIVE TO THREE; TO CHANGE THE METHOD OF ELECTION OF THE BOARD TO PARTISAN; AND TO CLARIFY THE APPOINTMENT OF VACANCIES TO THE BOARD, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 313 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE CIVIL SERVICE BOARD SHALL HEAR GRIEVANCES RELATED TO THE PROMOTION OF MEMBERS OF THE FIRE AND POLICE DEPARTMENTS IN THE CITY OF STATESVILLE, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

H.B. 113 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA'S STUDENTS BY INCREASING THE CRIMINAL PENALTY FOR THE COMMISSION OF CERTAIN SEX OFFENSES COMMITTED AGAINST A STUDENT BY A PERSON WHO IS SCHOOL PERSONNEL AND TO ESTABLISH A PROCEDURE FOR INSTITUTIONS OF HIGHER EDUCATION TO OBTAIN A LIST OF STUDENTS AND EMPLOYEES AT THE INSTITUTION WHO ARE REGISTERED AS SEX OFFENDERS, upon second reading.

Senator Tillman offers Amendment No. 1, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H.B. 147, A BILL TO BE ENTITLED AN ACT TO UPDATE THE MEMBERSHIP OF THE FIRE AND RESCUE COMMISSION TO REFLECT THE MERGER OF TWO ORGANIZATIONS, TO ADD REPRESENTATION FROM THE STATE CHAPTER OF THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, AND TO CLARIFY THE POWERS OF THE COMMISSION, upon second reading.

Upon motion of Senator Gunn, without objection, the bill is displaced to the end of today's calendar.

H.B. 224 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS AFFECTING THE ADMINISTRATIVE OFFICE OF THE COURTS, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

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H.B. 294 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE A CELL PHONE TO A DELINQUENT JUVENILE IN CUSTODY OF THE DEPARTMENT OF PUBLIC SAFETY, upon second reading.

Senator Lee offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H.B. 295 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY TO DETERMINE WHETHER IT IS APPROPRIATE TO RELEASE CERTAIN INFORMATION ABOUT AN ESCAPED DELINQUENT JUVENILE, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 513 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CONFORMING CHANGES TO THE GENERAL STATUTES CONCERNING REAL PROPERTY, upon second reading.

The Senate Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 595 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, upon second reading.

The Senate Committee Substitute bill passes its second reading (47-2).

Senator Clark objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill placed on the calendar of Thursday, May 21, upon third reading.

H.B. 892 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE, upon second reading.

Senator Apodaca offers Amendment No. 1, which is adopted (49-0).

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The Senate Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

FILING AND INTRODUCTION OF A BILL

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow a bill, to be numbered **S.B. 716**, to be filed today. He further moves that the rules be suspended to allow S.B. 716 to be introduced today and referred to the **Commerce Committee**.

CALENDAR *(continued)*

H.B. 147, A BILL TO BE ENTITLED AN ACT TO UPDATE THE MEMBERSHIP OF THE FIRE AND RESCUE COMMISSION TO REFLECT THE MERGER OF TWO ORGANIZATIONS, TO ADD REPRESENTATION FROM THE STATE CHAPTER OF THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, AND TO CLARIFY THE POWERS OF THE COMMISSION, displaced earlier upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT, upon third reading.

Senator Daniel offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its third reading (48-1) and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rucho for the **Finance Committee**:

S.B. 141 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, SUBJECT TO A REFERENDUM, with a favorable report.

S.B. 256, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN

May 20, 2015

VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS, with a favorable report.

By Senator Daniel for the **Transportation Committee**:

H.B. 232 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE BICYCLE SAFETY LAWS IN THIS STATE AND MAKE RECOMMENDATIONS AS TO HOW THE LAWS MAY BE REVISED TO BETTER ENSURE THE SAFETY OF BICYCLISTS AND MOTORISTS ON THE ROADWAYS, with a favorable report.

S.B. 448, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE TAXATION OF LIQUEFIED PROPANE GAS WHEN USED AS A MOTOR FUEL, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

Upon motion of Senator Berger, seconded by Senator Randleman, the Senate adjourns at 2:50 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Thursday, May 21, at 12:00 p.m.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCrORY
GOVERNOR

May 14, 2015

The Honorable Philip E. Berger
Senate President Pro Tempore
Legislative Building, Room 2008
Raleigh, North Carolina 27601-2008

Dear Senator Berger:

Pursuant to North Carolina General Statute §106-2, I am pleased to recommend the following individuals to serve as members of the North Carolina Board of Agriculture for confirmation by the North Carolina Senate:

May 20, 2015

- Ms. Anne Faircloth of Sampson County, Seat 7-Marketing
- Ms. Faylene Whitaker of Randolph County, Seat 3-Fruit/Vegetable Farmer
- Mr. Dan A. Hunsucker of Catawba County, Seat 4-Dairy/Cattle Farmer
- Mr. James Lambeth of Richmond County, Seat 5-Poultry Farmer

Attached you will find biographical information for the appointees. Please feel free to contact my staff for any additional information.

Sincerely,
S/Pat McCrory

Cc: Ms. Sarah Lang, Senate Principal Clerk

The message is referred to the **Select Committee on Nominations**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rucho for the **Finance Committee**:

S.B. 218, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 25266, which changes the title to read **S.B. 218** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN AND THE CITY OF ARCHDALE AND TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MURPHY, is adopted and engrossed.

INTRODUCTION OF A BILL

A bill filed for introduction today is presented to the Senate, read the first time, and disposed of as follows:

By Senator Apodaca:

S.B. 716, A BILL TO BE ENTITLED AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2) MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH

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MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020.

Referred to the **Commerce Committee**.

ADDITIONAL SPONSOR

Senator Cook requests to be added as a sponsor of previously introduced legislation:

S.B. 486 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE ECONOMIC DEVELOPMENT THROUGH THE EXPANSION OF THE STATE TRAILS NETWORK.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-FIFTH DAY

Senate Chamber
Thursday, May 21, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, thank you for a full week. I feel like a child full from a Thanksgiving meal. Let us now depart from this week with energy, good health, and good cheer. Let us dwell in the shelter of your wing. For you, O Lord, hear our prayers, and you, O Lord, hide us. Grant these here the heritage of those who fear you as their lives are lengthened by your protection. In Jesus' name we pray. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 20, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Barringer and Senator Rabon.

May 21, 2015

The Chair extends privileges of the floor to Deborah Parker from Middlesex, North Carolina, who is serving the Senate as Nurse of the Day.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 147, AN ACT TO UPDATE THE MEMBERSHIP OF THE FIRE AND RESCUE COMMISSION TO REFLECT THE MERGER OF TWO ORGANIZATIONS, TO ADD REPRESENTATION FROM THE STATE CHAPTER OF THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, AND TO CLARIFY THE POWERS OF THE COMMISSION.

H.B. 224, AN ACT TO AMEND VARIOUS LAWS AFFECTING THE ADMINISTRATIVE OFFICE OF THE COURTS.

H.B. 295, AN ACT TO PERMIT THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY TO DETERMINE WHETHER IT IS APPROPRIATE TO RELEASE CERTAIN INFORMATION ABOUT AN ESCAPED DELINQUENT JUVENILE.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 143, AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO INCREASE THE NUMBER OF MEMBERS ON THE CIVIL SERVICE BOARD FROM SEVEN TO NINE.

H.B. 313, AN ACT TO CLARIFY THAT THE CIVIL SERVICE BOARD SHALL HEAR GRIEVANCES RELATED TO THE PROMOTION OF MEMBERS OF THE FIRE AND POLICE DEPARTMENTS IN THE CITY OF STATESVILLE.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Meredith for the **Commerce Committee**:

S.B. 716, A BILL TO BE ENTITLED AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2)

May 21, 2015

MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45370, is adopted and engrossed.

By Senator Daniel for the **Judiciary II Committee**:

H.B. 308, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE MEDICAL SUPPORT AND HEALTH INSURANCE COVERAGE RELATING TO CHILD SUPPORT TO ALIGN STATE LAW WITH FEDERAL GUIDELINES THAT NO LONGER INCLUDE THE PROVISION THAT EMPLOYER-PROVIDED GROUP HEALTH INSURANCE IS AUTOMATICALLY CONSIDERED "REASONABLE," with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Health Care Committee**.

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO LANDLORD/TENANT LAW AND TO PROVIDE FOR PROPER COLLECTION OF FEES AND COSTS FOR SHERIFFS EXECUTING WRITS OF POSSESSION, with a favorable report.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 795 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from the regular order of business and placed before the Senate for immediate consideration.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 795 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, upon second reading.

Upon motion of Senator Apodaca, without objection, the Senate Committee Substitute bill is temporarily displaced.

The Senate recesses at 12:12 p.m. to reconvene at 12:30 p.m.

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RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

FLOOR PRIVILEGES

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow staff to join Senator Brock on the Senate chamber floor while **H.B. 795** is being considered.

CALENDAR *(continued)*

H.B. 795 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, displaced earlier upon second reading.

Upon motion of Senator Apodaca, without objection, the Senate Committee Substitute is temporarily displaced, and the Senate stands at ease.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Newton for the **Judiciary I Committee**:

H.B. 552 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF GRAFFITI VANDALISM, with a favorable report.

H.B. 570 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT LAW ENFORCEMENT AND THE COURTS TO IMPROVE JUDICIAL EFFICIENCY THROUGH THE USE OF THE ELECTRONIC REPOSITORY COMMONLY KNOWN AS NCAWARE TO RESOLVE OUTSTANDING WARRANTS WHILE A DEFENDANT IS IN CUSTODY, with a favorable report.

The Chair grants a leave of absence for the remainder of today's session to Senator Harrington.

CALENDAR *(continued)*

H.B. 795 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, displaced earlier upon second reading.

The Senate Committee Substitute bill passes its second reading (33-14).

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Senator Hartsell objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill placed on the calendar of Friday, May 22, upon third reading.

S.B. 141 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, SUBJECT TO A REFERENDUM, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Friday, May 22, upon third reading.

S.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN AND THE CITY OF ARCHDALE AND TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MURPHY, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Friday, May 22, upon third reading.

S.B. 256, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

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Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The bill remains on the calendar for Friday, May 22, upon third reading.

H.B. 232 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE BICYCLE SAFETY LAWS IN THIS STATE AND MAKE RECOMMENDATIONS AS TO HOW THE LAWS MAY BE REVISED TO BETTER ENSURE THE SAFETY OF BICYCLISTS AND MOTORISTS ON THE ROADWAYS, upon second reading.

Upon motion of Senator Lee, without objection, the Committee Substitute bill is temporarily displaced.

H.B. 574 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STATE WILDLIFE LAWS DO NOT APPLY TO OPOSSUMS BETWEEN THE DATES OF DECEMBER 29 AND JANUARY 2, upon second reading.

The Senate Committee Substitute bill passes its second reading (38-9) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 232 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE BICYCLE SAFETY LAWS IN THIS STATE AND MAKE RECOMMENDATIONS AS TO HOW THE LAWS MAY BE REVISED TO BETTER ENSURE THE SAFETY OF BICYCLISTS AND MOTORISTS ON THE ROADWAYS, displaced earlier upon second reading.

The Committee Substitute bill passes its second reading (45-2) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 595 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, upon third reading.

The Senate Committee Substitute bill passes its third reading (47-0) and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

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MOTION RELATIVE TO A FUTURE CALENDAR

S.B. 716 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2) MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020, placed on the calendar of Friday, May 22.

Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the calendar of Friday, May 22, and placed before the Senate for immediate consideration, which motion prevails with unanimous consent, and the Chair so orders.

RE-REFERRAL OF BILLS

Upon motion of Senator Apodaca, without objection, all bills that would appear on the calendar of Friday, May 22, are withdrawn from that calendar and placed on the calendar of Tuesday, May 26.

CALENDAR *(continued)*

S.B. 716 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2) MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

Upon motion of Senator Berger, seconded by Senator Pate, the Senate adjourns at 12:58 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Friday, May 22, at 11:00 a.m.

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REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Meredith for the **Commerce Committee**:

H.B. 909 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE AND REGULATE THE SALE OF ANTIQUE SPIRITUOUS LIQUOR, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40462, which changes the title to read **H.B. 909** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSION LAWS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

S.B. 486 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE ECONOMIC DEVELOPMENT THROUGH THE EXPANSION OF THE STATE TRAILS NETWORK, referred to the **Appropriations/Base Budget Committee** on May 20.

The Committee Substitute bill is withdrawn from the **Appropriations/Base Budget Committee** and re-referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary II Committee**:

H.B. 691, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO ASSAULT A MEMBER OF THE NORTH CAROLINA NATIONAL GUARD WHO IS DISCHARGING OR ATTEMPTING TO DISCHARGE OFFICIAL DUTIES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40463, is adopted and engrossed.

Pursuant to a motion by Senator Apodaca, the Senate Committee Substitute bill is placed on the calendar of Tuesday, May 26.

May 21, 2015

H.B. 355 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL METHODS FOR PROVING THAT A STOPPED VEHICLE PASSED BY ANOTHER MOTOR VEHICLE IS A "SCHOOL BUS" SUBJECT TO THE PROVISIONS OF G.S. 20-217, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40464, which changes the title to read **H.B. 355** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL METHODS FOR PROVING THAT A STOPPED VEHICLE PASSED BY ANOTHER MOTOR VEHICLE IS A "SCHOOL BUS" SUBJECT TO THE PROVISIONS OF G.S. 20-217, TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO PROVIDE INSTRUCTION IN SCHOOL BUS SAFETY TO STUDENTS, AND TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY HOW THE SAFETY OF CHILDREN BOARDING AND EXITING SCHOOL BUSES MAY BE INCREASED, is adopted and engrossed.

Pursuant to a motion by Senator Apodaca, the Senate Committee Substitute bill is placed on the calendar of Tuesday, May 26.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

H.B. 511, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS STATUTORY CHANGES RELATED TO CREDIT UNIONS, referred to the **Finance Committee** on May 11.

The bill is withdrawn from the **Finance Committee** and re-referred to the **Commerce Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-SIXTH DAY

Senate Chamber
Friday, May 22, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable John M. Alexander, Jr., Senator from Wake County.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

May 22, 2015

“Our Father, who art in heaven, hallowed be Thy name. Thy kingdom come, Thy will be done on earth as it is in heaven. Give us this day our daily bread. Forgive us our debts as we forgive our debtors. Lead us not into temptation, but deliver us from evil. Amen.”

Senator Blue announces that the Senate Journal of Thursday, May 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

Upon motion of Senator Blue, seconded by Senator Alexander, the Senate adjourns at 11:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Tuesday, May 26, at 2:00 p.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 347, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, referred to the **State and Local Government Committee** on May 11.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

H.B. 106 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE MEMBERSHIP OF THE BANKING COMMISSION, referred to the **Rules and Operations of the Senate Committee** on April 1.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

H.B. 184 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF CULTURAL RESOURCES, OFFICE OF ARCHIVES AND HISTORY, TO USE THE NET PROCEEDS OF THE SALE OF ARTIFACTS FOR MAINTENANCE OR CONSERVATION OF OTHER ARTIFACTS; TO CLARIFY THE PROCESS FOR TRANSFERRING TITLE OF UNCLAIMED OR UNDOCUMENTED PROPERTY LOANED TO MUSEUMS AND HISTORICAL REPOSITORIES TO THOSE MUSEUMS AND HISTORICAL REPOSITORIES; AND TO SET A TIME LIMITATION ON CONFIDENTIALITY OF RECORDS, referred to the **Rules and Operations of the Senate Committee** on April 9.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 186 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ENVIRONMENTAL REVIEW COMMISSION TO

May 22, 2015

CONDUCT A STUDY OF WATER RESOURCES AVAILABILITY IN THE CAPE FEAR RIVER BASIN, referred to the **Rules and Operations of the Senate Committee** on April 21.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 211, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZED USES OF GRANT FUNDS PROVIDED TO THE CONFERENCE OF DISTRICT ATTORNEYS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

H.B. 229 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXEMPTION FOR REAL PROPERTY USED FOR RELIGIOUS PURPOSES, referred to the **Rules and Operations of the Senate Committee** on March 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ALLOW THE SECTION OF COMMUNITY CORRECTIONS TO IMPOSE ADDITIONAL CONDITIONS OF SUPERVISION ON OFFENDERS BEING SUPERVISED UNDER THE INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION, TO EXPAND THE USE OF THE INTERSTATE COMPACT FUND TO INCLUDE OPERATIONAL COSTS OF COMMUNITY CORRECTIONS, TO PROVIDE THAT WHEN A SEX OFFENDER IS TRANSFERRED FROM ANOTHER STATE TO NORTH CAROLINA UNDER THE INTERSTATE COMPACT A DETERMINATION SHALL BE MADE BY A NORTH CAROLINA COURT AS TO WHETHER THE OFFENDER MUST ENROLL IN SATELLITE-BASED MONITORING, AND TO ESTABLISH THE PROCEDURE FOR MAKING THAT DETERMINATION, referred to the **Rules and Operations of the Senate Committee** on March 31.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

H.B. 254, A BILL TO BE ENTITLED AN ACT TO EXTEND NATIONAL GUARD REEMPLOYMENT RIGHTS TO MEMBERS OF THE NATIONAL GUARDS OF OTHER STATES, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

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H.B. 256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW PARTIALLY DISABLED VETERANS TO PARK IN A HANDICAPPED PARKING SPACE WHEN DISPLAYING THE PARTIALLY DISABLED VETERAN SPECIAL PLATE AND TO PROVIDE THAT MEDICAL CERTIFICATION AND RECERTIFICATION REQUIREMENTS FOR HANDICAPPED PARKING PRIVILEGES MAY BE SATISFIED BY A DISABILITY DETERMINATION ISSUED BY THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS INDICATING THE PERSON IS HANDICAPPED, referred to the **Rules and Operations of the Senate Committee** on April 28.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 259, A BILL TO BE ENTITLED AN ACT TO MAKE TWO TECHNICAL CORRECTIONS RELATED TO GENERAL GOVERNMENT, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

H.B. 262 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE SURPLUS LINES ACT BY INCLUDING ALIEN INSURERS IN THE DEFINITION OF AN ELIGIBLE SURPLUS LINES INSURER, BY REPEALING COUNTERSIGNING REQUIREMENTS, AND BY PROVIDING GREATER FLEXIBILITY FOR THE MANNER OF COLLECTION AND REFUND OF THE SURPLUS LINES TAX, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Insurance Committee**.

H.B. 264, A BILL TO BE ENTITLED AN ACT TO ALLOW COMMUNITY COLLEGES TO PARTICIPATE IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN, referred to the **Rules and Operations of the Senate Committee** on April 20.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

H.B. 268 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE TOLLING PROCEDURES OF THE TURNPIKE AUTHORITY BY ALLOWING THE AUTHORITY TO SEND TOLL BILLS BY ELECTRONIC MAIL, TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO GENERATE CERTAIN RECEIPTS TO FUND RAIL PASSENGER SERVICE, TO PROVIDE AN EXEMPTION FROM THE UMSTEAD ACT FOR SUCH ACTIVITIES, AND TO AMEND AND CLARIFY THE STATUTES GOVERNING THE CLEARANCE OF WRECKED VEHICLES AND OTHER TRAFFIC OBSTACLES FROM PUBLIC HIGHWAYS, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on April 22.

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The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

H.B. 273 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PROVISIONS REGARDING DEFERRED PROSECUTION AND CONDITIONAL DISCHARGE FOR CONVICTIONS OF H AND I FELONIES AND MISDEMEANORS UNDER STRUCTURED SENTENCING DO NOT APPLY TO CONVICTIONS OF IMPAIRED DRIVING AND TO CLARIFY THAT OFFENSES INVOLVING IMPAIRED DRIVING CANNOT BE EXPUNGED, referred to the **Rules and Operations of the Senate Committee** on April 2.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 283, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 312 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTY SHERIFF'S OFFICES TO CONTRACT FOR THE PURCHASE OF FOOD AND FOOD SERVICES SUPPLIES FOR A COUNTY'S DETENTION FACILITY WITHOUT BEING SUBJECT TO THE REQUIREMENTS OF CERTAIN STATE PURCHASE AND CONTRACT LAWS, referred to the **Rules and Operations of the Senate Committee** on April 2.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ALTERNATE FORMS OF DOCUMENTATION FOR PARTICIPATION IN CERTAIN AGRICULTURAL COST-SHARE PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 401 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SHARING OF DATA BY THE DIVISION OF EMPLOYMENT SECURITY AND DIVISION OF MOTOR VEHICLES WITH THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM AND THE NORTH CAROLINA P-20W STATEWIDE LONGITUDINAL DATA SYSTEM; TO CLARIFY THE USE OF DE-IDENTIFIED DATA; AND TO TRANSITION THE NORTH CAROLINA P-20W STATEWIDE

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LONGITUDINAL DATA SYSTEM TO THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM UPON CONCLUSION OF THE FEDERAL GRANT FOR THE NORTH CAROLINA P-20W STATEWIDE LONGITUDINAL DATA SYSTEM, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Information Technology Committee**.

H.B. 415, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF FONTANA DAM TO AUTHORIZE THE TOWN COUNCIL TO ESTABLISH AN ELECTRIC POWER BOARD TO MANAGE AND CONTROL THE TOWN'S ELECTRIC PUBLIC ENTERPRISE SERVICE, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE ROAD WEIGHT LIMITATION EXCEPTIONS FOR TRANSPORTATION OF AGRICULTURAL PRODUCTS AND SUPPLIES, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Transportation Committee**.

H.B. 469, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF SUNSET BEACH TO ALLOW THE TOWN TO USE PROCEEDS FROM ON-STREET PARKING METERS IN THE SAME MANNER IN WHICH PROCEEDS FROM OFF-STREET PARKING FACILITIES ARE USED, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 479, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LIABILITY OF SECONDARY METALS RECYCLERS AND SALVAGE YARDS WHEN PURCHASING CERTAIN MOTOR VEHICLES, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Commerce Committee**.

H.B. 512, A BILL TO BE ENTITLED AN ACT TO DELAY IMPLEMENTATION OF BACK-UP PSAP REQUIREMENTS, TO DEFINE

UNIFORM STANDARDS FOR BACK-UP PSAPS, AND DEVELOP A MASTER PURCHASING LIST FOR 911 SYSTEM ELIGIBLE EXPENSES, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 529 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 539, A BILL TO BE ENTITLED AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES AND TO MAKE OTHER CONFORMING CHANGES, referred to the **Rules and Operations of the Senate Committee** on April 23.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

H.B. 550 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DEALER LICENSE PLATE TO BE DISPLAYED ON A MOTOR VEHICLE DRIVEN BY CERTAIN PERSONS EMPLOYED BY AN INDEPENDENT CAR DEALER OR RELATED TO A PERSON EMPLOYED BY AN INDEPENDENT CAR DEALER, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 626 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR THE WILLFUL AND WANTON INJURY TO PERSONAL PROPERTY OR REAL PROPERTY, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary I Committee**.

H.B. 705 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN THE TYPES OF SUBSURFACE WASTEWATER TREATMENT SYSTEMS THAT MAY SERVE AS THE BASIS FOR DESIGNATED REPAIR AREA REQUIREMENTS FOR REPLACEMENT WASTEWATER TREATMENT SYSTEMS, referred to the **Rules and Operations of the Senate Committee** on April 28.

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The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 721 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATED TO LAND DEVELOPMENT, referred to the **Rules and Operations of the Senate Committee** on April 23.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **State and Local Government Committee**.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

H.B. 158, AN ACT PROHIBITING PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-21)

S.B. 116, AN ACT TO PROVIDE THAT A HANDICAPPED VEHICLE OWNER WHO QUALIFIES FOR A DISTINGUISHING LICENSE PLATE SHALL ALSO RECEIVE ONE REMOVABLE WINDSHIELD PLACARD. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-22)

S.B. 123, AN ACT TO AMEND THE UNIFORM FRAUDULENT TRANSFER ACT TO ADOPT THE AMENDMENTS APPROVED BY THE UNIFORM LAW COMMISSION IN 2014 AND TO MAKE RELATED CONFORMING AND TECHNICAL AMENDMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-23)

H.B. 71, AN ACT TO CLARIFY WITH WHOM THE OATH OF OFFICE TAKEN BY MEMBERS OF EACH BOARD OF COUNTY COMMISSIONERS SHOULD BE FILED. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-24)

H.B. 79, AN ACT AMENDING THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS TO CLARIFY THAT A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER IS PUNISHABLE BY CIVIL OR CRIMINAL CONTEMPT AND CLARIFYING THE SCOPE OF STAY ON PROCEEDINGS WHEN A CASE IS ON APPEAL. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-25)

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H.B. 102, AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS, EMERGENCY PERSONNEL, AND MUNICIPAL AND COUNTY EMPLOYEES TO OPERATE UTILITY VEHICLES ON SOME PUBLIC HIGHWAYS AND TO MODIFY THE MOVE-OVER LAW TO INCLUDE VEHICLES BEING USED IN THE COLLECTION OF REFUSE, SOLID WASTE, OR RECYCLING. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-26)

H.B. 195, AN ACT AMENDING THE NORTH CAROLINA PHARMACY PRACTICE ACT TO ALLOW FOR THE SUBSTITUTION OF AN INTERCHANGEABLE BIOLOGICAL PRODUCT. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-27)

H.B. 437, AN ACT AMENDING THE PHARMACY PRACTICE ACT TO CREATE A PHARMACY PERMIT EXEMPTION AND A DEVICE AND MEDICAL EQUIPMENT PERMIT EXEMPTION FOR THE DISPENSING AND DELIVERY OF HOME RENAL PRODUCTS AND TO ALLOW FOR DIALYSIS FACILITIES TO BE DESIGNATED AS AGENTS TO RECEIVE HOME MEDICATIONS FOR PATIENTS WITH RENAL FAILURE. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-28)

H.B. 434, AN ACT TO PROVIDE THAT MEDICAL RECERTIFICATION IS NOT REQUIRED FOR RENEWALS OF REMOVABLE WINDSHIELD HANDICAPPED PLACARDS IF THE PERSON IS CERTIFIED AS TOTALLY AND PERMANENTLY DISABLED. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-29)

H.B. 878, AN ACT TO EXPAND THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-30)

S.B. 90, AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-31)

H.B. 659, AN ACT TO UPDATE THE LIST OF IMMEDIATE PRECURSOR CHEMICALS THAT IT IS UNLAWFUL FOR A PERSON TO POSSESS WITH INTENT TO MANUFACTURE OR DELIVER AND TO CLARIFY WHAT CONSTITUTES CERTAIN DRUG OFFENSES INVOLVING METHAMPHETAMINE. (Became law upon approval of the Governor, May 21, 2015 - S.L. 2015-32)

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H.B. 143, AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO INCREASE THE NUMBER OF MEMBERS ON THE CIVIL SERVICE BOARD FROM SEVEN TO NINE. (Became law upon ratification, May 21, 2015 - S.L. 2015-33)

H.B. 313, AN ACT TO CLARIFY THAT THE CIVIL SERVICE BOARD SHALL HEAR GRIEVANCES RELATED TO THE PROMOTION OF MEMBERS OF THE FIRE AND POLICE DEPARTMENTS IN THE CITY OF STATESVILLE. (Became law upon ratification, May 21, 2015 - S.L. 2015-34)

Pursuant to Senator Blue's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-SEVENTH DAY

Senate Chamber
Tuesday, May 26, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Lord, we come to you in need of one thing: hope. We are saturated with our own selves, and we have become cynical and sometimes angry. So we need your supernatural help to break through our barriers, break through our hard hearts and our plans. 'Love bears all things, believes all things, hopes all things, and endures all things.'* And so, Lord, we trust you to do that work of giving us grace to believe in your support for us, in your support of us, even in this messy and often haphazard place. We pray in Christ's name. Amen."

*I Corinthians 13:7 (paraphrase)

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Friday, May 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Lowe and Senator Rabon.

The Chair extends privileges of the floor to Robin Gibson from Monroe, North Carolina, who is serving the Senate as Nurse of the Day.

May 26, 2015

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 82, AN ACT CLARIFYING THE MANNER IN WHICH A LAW ENFORCEMENT OFFICER MAY TAKE CUSTODY OF A JUVENILE WHEN EXECUTING A NONSECURE CUSTODY ORDER UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY.

H.B. 232, AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE BICYCLE SAFETY LAWS IN THIS STATE AND MAKE RECOMMENDATIONS AS TO HOW THE LAWS MAY BE REVISED TO BETTER ENSURE THE SAFETY OF BICYCLISTS AND MOTORISTS ON THE ROADWAYS.

H.B. 237, AN ACT TO REPEAL PERSONAL EDUCATION PLANS AND MODIFY TRANSITION PLANS.

H.B. 293, AN ACT TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTION.

H.B. 595, AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION.

H.B. 879, AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 110, AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE, RUTHERFORD, CLAY, AND DAVIE COUNTY BOARDS OF EDUCATION, AND THE IREDELL-STATESVILLE SCHOOLS BOARD OF EDUCATION.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

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S.B. 141 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, SUBJECT TO A REFERENDUM, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 47, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: Senator Tucker---1.

The Committee Substitute bill is ordered sent to the House of Representatives.

S.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN AND THE CITY OF ARCHDALE AND TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MURPHY, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives.

Upon the appearance of Senator Lowe in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

S.B. 256, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS, upon third reading.

The bill passes its third reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---49.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO LANDLORD/TENANT LAW AND TO PROVIDE FOR PROPER COLLECTION OF FEES AND COSTS FOR SHERIFFS EXECUTING WRITS OF POSSESSION, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 355 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL METHODS FOR PROVING THAT A STOPPED VEHICLE PASSED BY ANOTHER MOTOR VEHICLE IS A "SCHOOL BUS" SUBJECT TO THE PROVISIONS OF G.S. 20-217, TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO PROVIDE INSTRUCTION IN SCHOOL BUS SAFETY TO STUDENTS, AND TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY HOW THE SAFETY OF CHILDREN BOARDING AND EXITING SCHOOL BUSES MAY BE INCREASED, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**.

CALENDAR *(continued)*

H.B. 552 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF GRAFFITI VANDALISM, upon second reading.

The Committee Substitute bill passes its second reading (42-7).

Senator Stein objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Wednesday, May 27, upon third reading.

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H.B. 570 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT LAW ENFORCEMENT AND THE COURTS TO IMPROVE JUDICIAL EFFICIENCY THROUGH THE USE OF THE ELECTRONIC REPOSITORY COMMONLY KNOWN AS NCAWARE TO RESOLVE OUTSTANDING WARRANTS WHILE A DEFENDANT IS IN CUSTODY, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 691 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO ASSAULT A MEMBER OF THE NORTH CAROLINA NATIONAL GUARD WHO IS DISCHARGING OR ATTEMPTING TO DISCHARGE OFFICIAL DUTIES, upon second reading.

The Senate Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 795 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, upon third reading.

Senator Hartsell offers Amendment No. 1, which is adopted (49-0).

Senator Bryant offers Amendment No. 2, which is adopted (43-6).

Senator Brock offers Amendment No. 3, which is adopted (46-3).

The Senate Committee Substitute bill, as amended, passes its third reading (48-1) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

WITHDRAWAL FROM COMMITTEE

S.J.R. 421, A JOINT RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO THE MEN AND WOMEN OF THE UNITED STATES ARMED FORCES, referred to the **Rules and Operations of the Senate Committee** on March 25.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the Joint Resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Wednesday, May 27, which motion prevails with unanimous consent, and the Chair so orders.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

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Tristian Adams, Denver; Andrew Boldt, LaGrange; Kathryn Cahill, Raleigh; Arturo Casal, Norwood; Brooke Church, Purllear; Emily DeBerry, Laurinburg; Ki-Ki Forbes, Farmville; Nikolas Frederick, Statesville; Braeden Gann, Davidson; Alexis Givens, Charlotte; Niqua Gray, Burlington; Michyla Greene, Charlotte; Angela Grimaldo, Lexington; Caroline Harris, Fountain; Adenike Irby-Shabazz, Greensboro; Mary Louise Kafer, Roxboro; Ellie Klass, Lexington; Macy Wade Morgan, Pantego; Connor Szurgot, Pinehurst; Madison Tankard, Bath; and Grace Battle Thompson, Raleigh.

Upon motion of Senator Berger, seconded by Senator Smith, the Senate adjourns at 2:46 p.m., in memory of former Senator John Kerr, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of messages from the House of Representatives, to reconvene Wednesday, May 27, at 2:00 p.m.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 97 (Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Pensions & Retirement and Aging Committee**.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT AND JUDGES OF THE COURT OF APPEALS FOR ELECTION, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting Committee**.

H.B. 640 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, referred to the **Rules and Operations of the Senate Committee** on April 30.

May 26, 2015

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 276 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE AGENCY PARTICIPATION PROCEDURES ACT OF 2015, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions & Retirement and Aging Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-EIGHTH DAY

Senate Chamber
Wednesday, May 27, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Father in heaven, we come before you. You have promised such great things. When you have said that no one will snatch us from your hand, this is great assurance that you will never let us go. Lord, I pray for these people and for myself that where we need to be comforted, this truth would comfort us, and where we need to be afflicted, you would afflict us, and where we need your wisdom, we would but ask of you. Help this body—help the executive branch and the judicial branch—spend more time drawing near to your throne of grace, because in this place we will find all we need. In Jesus' name we pray. Amen."

PRESENTATION OF THE COLORS

The President orders the Sergeant-at-Arms to open the doors of the chamber for the Presentation of the Colors by members of the Color Guard from Tarheel ChalleNGe Academy.

PLEDGE OF ALLEGIANCE

Led by the President, members and guests remain standing and pledge allegiance to the flag of the United States of America.

May 27, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, May 26, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Bryant.

The Chair extends privileges of the floor to Dr. Rick M. Erickson from Winston-Salem, North Carolina, who is serving the Senate as Doctor of the Day, Heather Jones from Burlington, North Carolina, who is serving the Senate as Nurse of the Day, and Amie Brendle from Winston-Salem, North Carolina, who is serving the Senate as Nurse Assistant of the Day.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 315, AN ACT TO MAKE TECHNICAL CORRECTIONS TO LANDLORD/TENANT LAW AND TO PROVIDE FOR PROPER COLLECTION OF FEES AND COSTS FOR SHERIFFS EXECUTING WRITS OF POSSESSION.

H.B. 570, AN ACT TO DIRECT LAW ENFORCEMENT AND THE COURTS TO IMPROVE JUDICIAL EFFICIENCY THROUGH THE USE OF THE ELECTRONIC REPOSITORY COMMONLY KNOWN AS NCAWARE TO RESOLVE OUTSTANDING WARRANTS WHILE A DEFENDANT IS IN CUSTODY.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Wade for the **Agriculture/Environment/Natural Resources Committee**:

H.B. 640 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10388, is adopted and engrossed.

May 27, 2015

By Senator Apodaca for the **Pensions & Retirement and Aging Committee**:

H.B. 495 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20361, is adopted and engrossed.

H.B. 70 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREFIGHTERS' RETIREMENT SYSTEM, with a favorable report.

H.B. 274 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE RETIREMENT TECHNICAL CORRECTIONS ACT OF 2015, with a favorable report.

H.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEPARTMENT OF STATE TREASURER AUTHORITY IN THE HANDLING OF UNCLAIMED PROPERTY DETERMINED TO BE OF A HAZARDOUS NATURE OR WHICH IS OTHERWISE REGULATED, ILLEGAL, OR WHICH HAS NO SUBSTANTIAL COMMERCIAL VALUE AND TO PROVIDE GUIDANCE FOR THE PROPER HANDLING AND DISPOSITION OF THESE MATERIALS ON THE PART OF FINANCIAL ORGANIZATIONS, with a favorable report.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

S.J.R. 421, A JOINT RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO THE MEN AND WOMEN OF THE UNITED STATES ARMED FORCES, upon second reading.

Upon motion of Senator Apodaca, the Joint Resolution is read in its entirety.

The Joint Resolution passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

H.B. 552 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF GRAFFITI VANDALISM, upon third reading.

Senator Stein offers Amendment No. 1, which is adopted (48-1).

The Committee Substitute bill, as amended, passes its third reading (40-9) and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

May 27, 2015

Upon motion of Senator Berger, seconded by Senator Rabin, the Senate adjourns at 2:47 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Thursday, May 28, at 11:00 a.m.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Tillman for the **Finance Committee**:

H.B. 909 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSION LAWS, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 30388, is adopted and engrossed.

H.B. 347, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20362, which changes the title to read **H.B. 347** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, TO AUTHORIZE BUNCOMBE COUNTY TO INCREASE ITS ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX TO SIX PERCENT AND TO MAKE OTHER ADMINISTRATIVE CHANGES, AND TO AUTHORIZE THE GUILFORD COUNTY COMMISSIONERS AND ROCKINGHAM COUNTY COMMISSIONERS TO CALL A SPECIAL ELECTION IN THE STOKESDALE FIRE PROTECTION DISTRICT FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS THEREIN THE QUESTION OF INCREASING THE ALLOWABLE SPECIAL TAX FOR FIRE PROTECTION WITHIN THAT DISTRICT FROM TEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION TO FIFTEEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION ON ALL TAXABLE PROPERTY WITHIN SUCH DISTRICT, is adopted and engrossed.

By Senator Rucho for the **Redistricting Committee**:

H.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT AND JUDGES OF THE COURT OF APPEALS FOR ELECTION, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20360, which changes the title to read **H.B. 222** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT FOR ELECTION, is adopted and engrossed.

By Senator Daniel for the **Judiciary II Committee**:

H.B. 465 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE 72 HOURS FOR THE PROVISION OF INFORMED CONSENT, EITHER BY TELEPHONE OR IN PERSON, AND TO CLARIFY AND MODIFY CERTAIN LAWS PERTAINING TO ABORTION, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10389, which changes the title to read **H.B. 465** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE WOMEN AND CHILDREN'S PROTECTION ACT OF 2015, is adopted and engrossed.

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

H.B. 110, AN ACT TO PROVIDE FOR THE PARTISAN ELECTION OF THE MEMBERS OF THE CHEROKEE, RUTHERFORD, CLAY, AND DAVIE COUNTY BOARDS OF EDUCATION, AND THE IREDELL-STATESVILLE SCHOOLS BOARD OF EDUCATION. (Became law upon ratification, May 26, 2015 - S.L. 2015-35)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SIXTY-NINTH DAY

Senate Chamber
Thursday, May 28, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

May 28, 2015

“Lord, as I walk these halls and hear talk, concern, and love, I just thank you for it. Lord, some people are in surgery even right now and have been in surgery. We recognize that, and we ask you to be with them and their families. We thank you for your goodness. You have given us freedom to discuss, freedom to use our brains, freedom to use our reason. Lord, while we wrestle today with many challenges, keep us from the temptation of believing that we’ve got it figured out or that we only battle against flesh and blood. Pour out your anointing here on these friends so that you might make your plan plain and your purposes fulfilled in this great state. In Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 27, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bryant and Senator Hartsell.

The Chair extends privileges of the floor to Roselyn Manuel from Durham, North Carolina, who is serving the Senate as Nurse of the Day.

A SENATORIAL STATEMENT

Senator Barefoot submits a Senatorial Statement entitled, **RECOGNIZING THE NORTH CAROLINA BAPTIST AGING MINISTRY’S FIFTH ANNIVERSARY**. The full text can be found in the Appendix. (See pg. 1273)

ENROLLED BILLS AND A RESOLUTION

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 114, AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION AND THE DIVISION OF SOCIAL SERVICES, TO DEVELOP A PLAN REQUIRING A CUSTODIAL PARENT OR OTHER RELATIVE OR PERSON WITH PRIMARY CUSTODY OF A CHILD RECEIVING CHILD CARE SUBSIDY PAYMENTS TO COOPERATE WITH COUNTY CHILD SUPPORT SERVICES PROGRAMS AS A CONDITION OF RECEIVING CHILD CARE SUBSIDY PAYMENTS, AS RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

S.B. 311, AN ACT TO ENSURE THE INTEGRITY OF MARRIAGE RECORDS PRESENTED FOR REGISTRATION.

May 28, 2015

H.B. 113, AN ACT TO PROTECT NORTH CAROLINA'S STUDENTS BY INCREASING THE CRIMINAL PENALTY FOR THE COMMISSION OF CERTAIN SEX OFFENSES COMMITTED AGAINST A STUDENT BY A PERSON WHO IS SCHOOL PERSONNEL AND TO ESTABLISH A PROCEDURE FOR INSTITUTIONS OF HIGHER EDUCATION TO OBTAIN A LIST OF STUDENTS AND EMPLOYEES AT THE INSTITUTION WHO ARE REGISTERED AS SEX OFFENDERS.

H.B. 294, AN ACT TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE A CELL PHONE TO A DELINQUENT JUVENILE IN CUSTODY OF THE DEPARTMENT OF PUBLIC SAFETY.

H.B. 513, AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CONFORMING CHANGES TO THE GENERAL STATUTES CONCERNING REAL PROPERTY.

H.B. 597, AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 892, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE.

H.B. 189, AN ACT TO PROVIDE FOR A REFERENDUM TO REDUCE THE SIZE OF THE ROCKINGHAM COUNTY BOARD OF EDUCATION OVER FOUR YEARS FROM ELEVEN MEMBERS TO SEVEN BY REDRAWING THE ELECTION DISTRICTS TO REDUCE THE NUMBER OF DISTRICTS FROM SIX TO FOUR SO THAT FOUR MEMBERS ARE ELECTED BY DISTRICT AND BY REDUCING THE NUMBER OF MEMBERS ELECTED AT LARGE FROM FIVE TO THREE; TO CHANGE THE METHOD OF ELECTION OF THE BOARD TO PARTISAN; AND TO CLARIFY THE APPOINTMENT OF VACANCIES TO THE BOARD.

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.J.R. 421, A JOINT RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO THE MEN AND WOMEN OF THE UNITED STATES ARMED FORCES. (Res. 2015-9)

May 28, 2015

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 347 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, TO AUTHORIZE BUNCOMBE COUNTY TO INCREASE ITS ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX TO SIX PERCENT AND TO MAKE OTHER ADMINISTRATIVE CHANGES, AND TO AUTHORIZE THE GUILFORD COUNTY COMMISSIONERS AND ROCKINGHAM COUNTY COMMISSIONERS TO CALL A SPECIAL ELECTION IN THE STOKESDALE FIRE PROTECTION DISTRICT FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS THEREIN THE QUESTION OF INCREASING THE ALLOWABLE SPECIAL TAX FOR FIRE PROTECTION WITHIN THAT DISTRICT FROM TEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION TO FIFTEEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION ON ALL TAXABLE PROPERTY WITHIN SUCH DISTRICT, upon second reading.

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 44, noes 4, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, D. Davis, J. Davis, Foushee, Gunn, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---44.

Voting in the negative: Senators Daniel, Ford, Harrington and Soucek---4.

The Senate Committee Substitute bill remains on the calendar for Monday, June 1, upon third reading.

H.B. 70 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREFIGHTERS' RETIREMENT SYSTEM, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 495 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, June 3.

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CALENDAR *(continued)*

H.B. 909 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSION LAWS, upon second reading.

The Senate Committee Substitute bill No. 2 passes its second reading, by roll-call vote, ayes 40, noes 8, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Curtis, J. Davis, Ford, Foushee, Gunn, Harrington, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Pate, Rabin, Rabon, Robinson, Rucho, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---40.

Voting in the negative: Senators Cook, Daniel, D. Davis, Meredith, Newton, Randleman, Sanderson and Tillman---8.

The Senate Committee Substitute bill No. 2 remains on the calendar for Monday, June 1, upon third reading.

H.B. 222 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT FOR ELECTION, upon second reading.

Senator Smith offers Amendment No. 1, which fails (15-33).

The Senate Committee Substitute bill passes its second reading (35-13).

Senator Smith-Ingram objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill placed on the calendar of Monday, June 1, upon third reading.

H.B. 274 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE RETIREMENT TECHNICAL CORRECTIONS ACT OF 2015, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 291 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEPARTMENT OF STATE TREASURER AUTHORITY IN THE HANDLING OF UNCLAIMED PROPERTY DETERMINED TO BE OF A HAZARDOUS NATURE OR WHICH IS OTHERWISE REGULATED, ILLEGAL, OR WHICH HAS NO SUBSTANTIAL COMMERCIAL VALUE AND TO PROVIDE GUIDANCE FOR THE PROPER HANDLING AND DISPOSITION OF THESE MATERIALS ON THE PART OF FINANCIAL ORGANIZATIONS, upon second reading.

The Committee Substitute bill passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

The Senate recesses at 11:43 a.m. to reconvene at 12:15 p.m.

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RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 640 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from the regular order of business and placed before the Senate for immediate consideration.

CALENDAR *(continued)*

H.B. 640 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, upon second reading.

Senator B. Jackson offers Amendment No. 1, which is adopted (46-0).

Senator Smith-Ingram offers Amendment No. 2, which fails (18-29).

The Chair grants a leave of absence for the remainder of today's session to Senator Blue.

The Senate Committee Substitute bill, as amended, passes its second reading (34-13) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 465 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE WOMEN AND CHILDREN'S PROTECTION ACT OF 2015, upon second reading.

Upon the appearance of Senator Blue in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

Senator Stein moves to divide the question, which motion fails (17-31).

The Chair grants a leave of absence for the remainder of today's session to Senator Stein.

Senator Smith-Ingram offers Amendment No. 1, which fails (14-33).

Senator Van Duyn offers Amendment No. 2.

Senator Apodaca offers Amendment No. 3 as a Substitute Amendment, which is adopted (33-14), and Amendment No. 2 subsequently fails.

Senator McKissick offers Amendment No. 4, which fails (15-32).

Senator Foushee offers Amendment No. 5, which fails (15-32).

Senator Robinson offers Amendment No. 6.

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Senator Apodaca moves that Amendment No. 6 do lie upon the table, seconded by Senator Tucker, which motion prevails (31-15).

Senator Robinson offers Amendment No. 7, which she subsequently withdraws.

Senator Smith-Ingram offers Amendment No. 8, which she subsequently withdraws.

The Chair grants a leave of absence for the remainder of today's session to Senator Smith.

The Senate Committee Substitute bill, as amended, passes its second reading (31-15).

Senator Woodard objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill, as amended, placed on the calendar of Monday, June 1, upon third reading.

Upon motion of Senator Berger, seconded by Senator Krawiec, the Senate adjourns at 2:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Monday, June 1, at 11:00 a.m.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 291, AN ACT TO EXTEND THE DURATION OF THE OVERNIGHT RESPITE PILOT PROGRAM AND TO PROVIDE A MORE COMPREHENSIVE EVALUATION OF THE PILOT PROGRAM.

S.B. 2, AN ACT TO ALLOW MAGISTRATES, ASSISTANT REGISTERS OF DEEDS, AND DEPUTY REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
May 28, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 795 Senate Committee Substitute (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, and requests conferees. Speaker T. Moore has appointed:

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Representative Torbett, Chair
Representative Millis
Representative Hager and
Representative Wray

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 698 (Committee Substitute), A BILL TO BE ENTITLED AN ACT INCREASING THE FEE FOR LABORATORY TESTS PERFORMED BY THE STATE LABORATORY OF PUBLIC HEALTH UNDER THE NEWBORN SCREENING PROGRAM; ADDING A SCREENING TEST FOR SEVERE COMBINED IMMUNODEFICIENCY TO THE NEWBORN SCREENING PANEL; AND APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO PURCHASE NECESSARY EQUIPMENT AND UPGRADES AT THE STATE LABORATORY OF PUBLIC HEALTH FOR NEWBORN SCREENING AND ALL OTHER LABORATORY OPERATIONS.

Referred to the **Rules and Operations of the Senate Committee.**

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

S.B. 445, AN ACT TO ENHANCE PROTECTIONS FOR CLIENTS OF FACILITIES WHOSE PRIMARY PURPOSE IS TO PROVIDE SERVICES FOR THE CARE, TREATMENT, HABILITATION, OR REHABILITATION OF INDIVIDUALS WITH MENTAL ILLNESS, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS BY INCREASING PUNISHMENTS FOR CLIENT ABUSE, EXPLOITATION, OR NEGLECT; BY IMPOSING A REPORTING REQUIREMENT ON EMPLOYEES AND VOLUNTEERS WHO WITNESS A SEXUAL OFFENSE OR OFFENSE AGAINST MORALITY PERPETRATED AGAINST A CLIENT; AND BY MAKING FAILURE TO REPORT THESE VIOLATIONS A CLASS 1 MISDEMEANOR. (Became law upon approval of the Governor, May 26, 2015 - S.L. 2015-36)

May 28, 2015

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTIETH DAY

Senate Chamber
Monday, June 1, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Tom Apodaca, Chair of the Rules and Operations of the Senate Committee.

The Senate recesses at 11:02 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 7:00 p.m.

RECESS

GOVERNOR'S OBJECTIONS AND VETO MESSAGE

The following bill, having been vetoed, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate on May 29, 2015, at 10:30 a.m., for reconsideration by that body:

Senate Bill 2, "An Act to Allow Magistrates, Assistant Registers of Deeds, and Deputy Registers of Deeds to Recuse Themselves From Performing Duties Related to Marriage Ceremonies Due to Sincerely Held Religious Objection."

I recognize that for many North Carolinians, including myself, opinions on same-sex marriage come from sincerely held religious beliefs that marriage is between a man and a woman. However, we are a nation and a state of laws. Whether it is the president, governor, mayor, a law enforcement officer, or magistrate, no public official who voluntarily swears to support and defend the Constitution and to discharge all duties of their office should be exempt from upholding that oath; therefore, I veto Senate Bill 2.

S/Pat McCrory
May 28, 2015

Senator Apodaca orders the bill placed on tonight's calendar.

June 1, 2015

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 58 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT A COUNTY SHERIFF'S OFFICE MAY CONTRACT FOR THE PURCHASE OF FOOD AND SUPPLIES FOR THE COUNTY'S DETENTION FACILITY WITHOUT BEING SUBJECT TO THE REQUIREMENTS OF CERTAIN STATE PURCHASE AND CONTRACT LAWS, referred to the **Rules and Operations of the Senate Committee** on March 17.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 634 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF BUILT-UPON AREA FOR PURPOSES OF STORMWATER PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on April 27.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 724, A BILL TO BE ENTITLED AN ACT REVISING THE MEMBERSHIP OF THE NORTH CAROLINA MEDICAL BOARD TO ENSURE THAT AT LEAST ONE PHYSICIAN ASSISTANT AND AT LEAST ONE NURSE PRACTITIONER SERVE AS MEMBERS OF THE BOARD, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

H.B. 870 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RENEWAL, RELEASE, AND CANCELLATION PROCESS FOR SECURITY INTERESTS ON A CERTIFICATE OF TITLE FOR A MANUFACTURED HOME, TO CLARIFY THE CALCULATION OF THE COST OF THE UNDERTAKING FOR THE INSTALLATION OF A MANUFACTURED HOME, AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE LAW AND PROCESS RELATED TO MANUFACTURED HOME TITLES AND SECURITY INTERESTS, referred to the **Rules and Operations of the Senate Committee** on April 28.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

June 1, 2015

H.B. 44, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING, referred to the **Rules and Operations of the Senate Committee** on April 22.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 765, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO ENVIRONMENT AND NATURAL RESOURCES, referred to the **Rules and Operations of the Senate Committee** on April 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 39, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR THE ILLEGAL OPERATION OF AMUSEMENT DEVICES, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 55, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PYROTECHNIC EXHIBITIONS AUTHORIZED BY NORTH CAROLINA STATE UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee**.

H.B. 162 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION AND LOCAL BOARDS OF EDUCATION TO EDUCATE THOSE INVOLVED IN SCHOOL ATHLETIC ACTIVITIES ON SUDDEN CARDIAC ARREST AND TO RECODIFY THE STATUTORY PROVISIONS ON CONCUSSION SAFETY AND EMERGENCY ACTION PLANS, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

H.B. 281 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DIVISION OF ADULT CORRECTION TO PROVIDE COPIES OF ALL RECORDS TO THE OFFICE OF THE CHIEF MEDICAL EXAMINER IN THE EVENT OF THE DEATH OF AN INMATE IN THE CUSTODY OF THE DIVISION, referred to the **Rules and Operations of the Senate Committee** on March 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

H.B. 339, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM, referred to the **Rules and Operations of the Senate Committee** on April 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

H.B. 255 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE AND THE BUILDING CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, AND BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS TO INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 274, AN ACT TO ENACT THE RETIREMENT TECHNICAL CORRECTIONS ACT OF 2015.

H.B. 291, AN ACT TO PROVIDE THE DEPARTMENT OF STATE TREASURER AUTHORITY IN THE HANDLING OF UNCLAIMED PROPERTY DETERMINED TO BE OF A HAZARDOUS NATURE OR WHICH IS OTHERWISE REGULATED, ILLEGAL, OR WHICH HAS NO SUBSTANTIAL COMMERCIAL VALUE AND TO PROVIDE GUIDANCE FOR THE PROPER HANDLING AND DISPOSITION OF THESE MATERIALS ON THE PART OF FINANCIAL ORGANIZATIONS.

June 1, 2015

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 70, AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREFIGHTERS' RETIREMENT SYSTEM.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, we seek your face—the only face where we might find fullness of life, fullness of joy, and fullness of relationship. We come to you, asking, begging, and pleading that you might come, that you might encourage us this week, and that we might seek the wisdom that is from on high that only comes down from the Father of lights. We depend on you, Lord, for all things. We pray in Jesus' name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, May 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for tonight to Senator Blue, Senator Newton, and Senator Stein.

The Chair extends privileges of the floor to Ernest Grant from Chapel Hill, North Carolina, who is serving the Senate as Nurse of the Day.

A SENATORIAL STATEMENT

Senator Randleman submits a Senatorial Statement entitled, **RECOGNIZING THE KRUGER BROTHERS**. The full text can be found in the Appendix. (See pg. 1274)

CALENDAR

Bills on tonight's calendar are taken up and disposed of as follows:

H.B. 347 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, TO AUTHORIZE BUNCOMBE COUNTY TO INCREASE ITS ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX TO SIX PERCENT AND TO MAKE OTHER ADMINISTRATIVE CHANGES, AND TO AUTHORIZE THE GUILFORD COUNTY COMMISSIONERS AND ROCKINGHAM COUNTY

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COMMISSIONERS TO CALL A SPECIAL ELECTION IN THE STOKESDALE FIRE PROTECTION DISTRICT FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS THEREIN THE QUESTION OF INCREASING THE ALLOWABLE SPECIAL TAX FOR FIRE PROTECTION WITHIN THAT DISTRICT FROM TEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION TO FIFTEEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION ON ALL TAXABLE PROPERTY WITHIN SUCH DISTRICT, upon third reading.

Senator Apodaca offers Amendment No. 1, which is adopted (47-0).

The Senate Committee Substitute bill, as amended, passes its third reading, by roll-call vote, ayes 42, noes 5, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barringer, Berger, Bingham, Brock, Brown, Bryant, Clark, Cook, Curtis, D. Davis, J. Davis, Foushee, Gunn, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Meredith, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---42.

Voting in the negative: Senators Barefoot, Daniel, Ford, Harrington and Soucek---5.

The Senate Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 909 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSION LAWS, upon third reading.

The Senate Committee Substitute bill No. 2 passes its third reading, by roll-call vote, ayes 40, noes 7, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Bryant, Clark, Curtis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Pate, Rabin, Rabon, Robinson, Rucho, Smith, Smith-Ingram, Soucek, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---40.

Voting in the negative: Senators Cook, Daniel, D. Davis, J. Jackson, Meredith, Randleman and Sanderson---7.

The Senate Committee Substitute bill No. 2 is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill No. 2.

H.B. 222 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT FOR ELECTION, upon third reading.

Senator Hise offers Amendment No. 2, which is adopted (43-4).

The Senate Committee Substitute bill, as amended, passes its third reading (35-12) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 465 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE WOMEN AND CHILDREN'S PROTECTION ACT OF 2015, upon third reading, as amended.

Senator Smith-Ingram offers Amendment No. 9.

Senator Apodaca moves that Amendment No. 9 do lie upon the table, seconded by Senator Tucker, which motion prevails (31-16).

Senator Van Duyn offers Amendment No. 10, which is adopted (46-1).

Senator Daniel offers Amendment No. 11, which is adopted (47-0).

Upon the appearance of Senator Newton in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

The Senate Committee Substitute bill, as amended, passes its third reading (32-16) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

S.B. 2 (Ratified), AN ACT TO ALLOW MAGISTRATES, ASSISTANT REGISTERS OF DEEDS, AND DEPUTY REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION, for reconsideration upon the Governor's veto.

Senator Apodaca offers a motion that S.B. 2 become law notwithstanding the objections of the Governor. The motion prevails by a three-fifths majority of members present and voting, ayes 32, noes 16, as follows:

Voting in the affirmative: Senators Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Clark, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Tillman, Tucker, Wade and Wells---32.

Voting in the negative: Senators Alexander, Bryant, D. Davis, Ford, Foushee, Hartsell, J. Jackson, Lowe, McKissick, Robinson, Smith, Smith-Ingram, Tarte, Van Duyn, Waddell and Woodard---16.

Pursuant to Article II, Section 22 of the Constitution of the State of North Carolina, the bill, together with the Governor's objections and veto message, is ordered sent to the House of Representatives by special message.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Tafari Bailey, Raleigh; Peter Bonacci II, Havelock; Robin Braswell, Clayton; Mary Claire Caldwell, Raleigh; Emily Cheston, Rocky Mount; Jordan Davis, Concord; Audrey Frye, Charlotte; Delayah Griffith, Greensboro; Dalton Huston,

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Fayetteville; Davis Jones, Kenansville; Dan Kunath, Apex; Julian Leidy, Elizabeth City; Claire Lewis, Reidsville; Hannah Lunsford, Leasburg; Camden Nelson, Charlotte; Beau Nutter, Oxford; Scott Parnell, Jr., Parkton; Mary Hunter Russell, Belmont; Isaiah Sconiers, Raleigh; Elizabeth Stone, Cary; India Tisdale, Reidsville; Charles Van Dyke, Raleigh; Hayden White IV, Wilmington; and Caleb Woody, Apex.

Upon motion of Senator Berger, seconded by Senator Soucek, the Senate adjourns at 8:01 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Tuesday, June 2, at 2:00 p.m.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 1, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that **H.B. 405 Committee Substitute (Ratified)**, AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM, was vetoed by Governor Pat McCrory on May 29, 2015 and was returned to the House of Representatives with the attached veto message.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 201 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROCESS BY WHICH THE CITY COUNCILS RECEIVE CITIZEN INPUT IN ZONING ORDINANCE AMENDMENTS, referred to the **Rules and Operations of the Senate Committee** on March 26.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce Committee**.

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H.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A RIGHT TO TRY ACT TO PROVIDE EXPANDED ACCESS TO INVESTIGATIONAL DRUGS, BIOLOGICAL PRODUCTS, AND DEVICES FOR PATIENTS DIAGNOSED WITH TERMINAL ILLNESS, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee**.

APPOINTMENT OF A CONFERENCE COMMITTEE

H.B. 795 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT.

Pursuant to the message from the House of Representatives received May 28, that the House fails to concur in the Senate Committee Substitute bill for H.B. 795 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Brock, Chair; Senator Wade, Senator B. Jackson, and Senator Ford as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

H.B. 892, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE. (Became law upon ratification, May 28, 2015 - S.L. 2015-37)

H.B. 189, AN ACT TO PROVIDE FOR A REFERENDUM TO REDUCE THE SIZE OF THE ROCKINGHAM COUNTY BOARD OF EDUCATION OVER FOUR YEARS FROM ELEVEN MEMBERS TO SEVEN BY REDRAWING THE ELECTION DISTRICTS TO REDUCE THE NUMBER OF DISTRICTS FROM SIX TO FOUR SO THAT FOUR MEMBERS ARE ELECTED BY DISTRICT AND BY REDUCING THE NUMBER OF MEMBERS ELECTED AT LARGE FROM FIVE TO THREE; TO CHANGE THE METHOD OF ELECTION OF THE BOARD TO PARTISAN; AND TO CLARIFY THE APPOINTMENT OF VACANCIES TO THE BOARD. (Became law upon ratification, May 28, 2015 - S.L. 2015-38)

H.B. 147, AN ACT TO UPDATE THE MEMBERSHIP OF THE FIRE AND RESCUE COMMISSION TO REFLECT THE MERGER OF TWO ORGANIZATIONS, TO ADD REPRESENTATION FROM THE STATE

June 1, 2015

CHAPTER OF THE INTERNATIONAL ASSOCIATION OF ARSON INVESTIGATORS, AND TO CLARIFY THE POWERS OF THE COMMISSION. (Became law upon approval of the Governor, May 29, 2015 - S.L. 2015-39)

H.B. 224, AN ACT TO AMEND VARIOUS LAWS AFFECTING THE ADMINISTRATIVE OFFICE OF THE COURTS. (Became law upon approval of the Governor, May 29, 2015 - S.L. 2015-40)

H.B. 295, AN ACT TO PERMIT THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY TO DETERMINE WHETHER IT IS APPROPRIATE TO RELEASE CERTAIN INFORMATION ABOUT AN ESCAPED DELINQUENT JUVENILE. (Became law upon approval of the Governor, May 29, 2015 - S.L. 2015-41)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-FIRST DAY

Senate Chamber
Tuesday, June 2, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Almighty God, 'you are our light and our salvation. Whom shall we fear? The Lord is the strength of my life, of whom shall I be afraid? When the wicked, even my enemies and my foes, came upon me to eat up my flesh, they stumbled and they fell. Though a host encamps against me, my heart shall not fear. Though war should rise against me, in this I will be confident.'* If there is one thing we need here, Lord, it is your light, it is your encampment, it is your presence. We ask for that now to shine in the dark places we can't see. In Jesus' name we pray. Amen."

*Psalm 27:1-3 (paraphrase)

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, June 1, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

June 2, 2015

The Chair grants leaves of absence for today to Senator Robinson and Senator Stein.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

H.B. 552, AN ACT TO CREATE THE CRIMINAL OFFENSE OF GRAFFITI VANDALISM.

H.B. 691, AN ACT TO MAKE IT A FELONY TO ASSAULT A MEMBER OF THE NORTH CAROLINA NATIONAL GUARD WHO IS DISCHARGING OR ATTEMPTING TO DISCHARGE OFFICIAL DUTIES.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator J. Davis for the **State and Local Government Committee**:

H.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY, with a favorable report.

H.B. 307, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF ZEBULON TO REMOVE RESTRICTIONS ON THE USE OF CERTAIN FEES COLLECTED BY THE TOWN, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

H.B. 340, A BILL TO BE ENTITLED AN ACT PROVIDING FOR WEEKEND BURIALS AT ALL OF THE STATE'S VETERANS CEMETERIES, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the bill is placed on today's calendar.

H.B. 346, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, with a favorable report.

Upon motion of Senator Apodaca, the rules are suspended and the bill is placed on today's calendar.

By Senator Newton for the **Judiciary I Committee**:

S.B. 424, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION OF FOSTER CARE TO THE AGE OF 19 YEARS AND MAKE VARIOUS CONFORMING STATUTORY CHANGES; AUTHORIZE THE

SOCIAL SERVICES COMMISSION TO ADOPT RULES IMPLEMENTING THE EXPANSION OF FOSTER CARE THROUGH AGE 19; PROVIDE FOR THE EXTENSION OF GUARDIANSHIP SERVICES THROUGH AGE 19; REQUIRE THE SUBMISSION OF A STATE PLAN AMENDMENT TO DRAW-DOWN FEDERAL IV-E FUNDS FOR THE EXPANSION OF FOSTER CARE THROUGH AGE 19; AND APPROPRIATE FUNDS TO IMPLEMENT THE PURPOSES OF THIS ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15250, which changes the title to read **S.B. 424** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION OF FOSTER CARE TO THE AGE OF TWENTY-ONE YEARS AND MAKE VARIOUS CONFORMING STATUTORY CHANGES; AUTHORIZE THE SOCIAL SERVICES COMMISSION TO ADOPT RULES IMPLEMENTING THE EXPANSION OF FOSTER CARE UNTIL AGE TWENTY-ONE; PROVIDE FOR THE EXTENSION OF GUARDIANSHIP SERVICES UNTIL AGE TWENTY-ONE; REQUIRE THE SUBMISSION OF A STATE PLAN AMENDMENT TO DRAW DOWN FEDERAL IV-E FUNDS FOR THE EXPANSION OF FOSTER CARE UNTIL AGE TWENTY-ONE; AND APPROPRIATE FUNDS TO IMPLEMENT THE PURPOSES OF THIS ACT, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

H.B. 560, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A FELONY TO ASSAULT HOSPITAL PERSONNEL WHO ARE DISCHARGING OR ATTEMPTING TO DISCHARGE THEIR OFFICIAL DUTIES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40466, which changes the title to read **H.B. 560** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A FELONY TO ASSAULT HOSPITAL PERSONNEL AND LICENSED HEALTHCARE PROVIDERS WHO ARE PROVIDING OR ATTEMPTING TO PROVIDE SERVICES IN A HOSPITAL, is adopted and engrossed.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 340, A BILL TO BE ENTITLED AN ACT PROVIDING FOR WEEKEND BURIALS AT ALL OF THE STATE'S VETERANS CEMETERIES, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

June 2, 2015

H.B. 346, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT COUNTIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Barringer for the **Judiciary II Committee**:

H.B. 352 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS, with a favorable report.

Upon motion of Senator Berger, seconded by Senator Apodaca, the Senate adjourns at 2:24 p.m., in memory of Jonathan Howes, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Wednesday, June 3, at 2:00 p.m.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.B. 385 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PORTION OF COURT COSTS USED FOR THE SHERIFFS' SUPPLEMENTAL PENSION FUND AND TO ALLOW UNUSED SICK LEAVE UNDER THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO BE APPLIED AS ELIGIBLE SERVICE IN THE SHERIFFS' SUPPLEMENTAL PENSION FUND.

Referred to the **Pensions & Retirement and Aging Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 2, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 640 Senate Committee Substitute (5th Edition)**, A BILL TO BE ENTITLED AN ACT

June 2, 2015

TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, and requests conferees. Speaker T. Moore has appointed:

Representative Dixon, Chair
Representative Lewis
Representative J. Bell
Representative Lucas and
Representative Brody

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

H.B. 70, AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREFIGHTERS' RETIREMENT SYSTEM. (Became law upon ratification, June 1, 2015 - S.L. 2015-42)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-SECOND DAY

Senate Chamber
Wednesday, June 3, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

"Heavenly Father, we come to you, and we are grateful. We are grateful because we can actually rest in the midst of chaos, because we do have hope in the midst of adversity. We pray you would shower that down upon us like the rain on this body. In Jesus' name we pray. Amen."

June 3, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 2, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Blue and Senator Rabon.

The Chair extends privileges of the floor to Carol Womble from Greensboro, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 495 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Tuesday, June 9.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Sanderson for the **Insurance Committee**:

H.B. 16 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL OUTDATED AND UNNECESSARY INSURANCE REPORTING REQUIREMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10390, is adopted and engrossed.

H.B. 163 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES TO THE NORTH CAROLINA CAPTIVE INSURANCE ACT, with a favorable report.

H.B. 190 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO THE STATE HEALTH PLAN FOR PUBLIC EMPLOYEES, with a favorable report.

H.B. 262 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE SURPLUS LINES ACT BY INCLUDING ALIEN INSURERS IN THE DEFINITION OF AN ELIGIBLE SURPLUS LINES

June 3, 2015

INSURER, BY REPEALING COUNTERSIGNING REQUIREMENTS, AND BY PROVIDING GREATER FLEXIBILITY FOR THE MANNER OF COLLECTION AND REFUND OF THE SURPLUS LINES TAX, with a favorable report.

CONFERENCE REPORT

Senator Brock, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 795** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, submits a Conference Report for adoption.

The Conference Report is placed on the calendar of Thursday, June 4, for adoption.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

H.B. 352 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 560 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS A FELONY TO ASSAULT HOSPITAL PERSONNEL AND LICENSED HEALTHCARE PROVIDERS WHO ARE PROVIDING OR ATTEMPTING TO PROVIDE SERVICES IN A HOSPITAL, upon second reading.

The Senate Committee Substitute bill passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

The Senate recesses at 2:18 p.m. to reconvene at 2:45 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

June 3, 2015

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 112, AN ACT URGING ALL COASTAL COMMUNITY COLLEGES TO OFFER COURSES ON COMMERCIAL FISHING AND AQUACULTURE.

S.B. 597, AN ACT TO REPEAL REFERENCES TO THE ABCS PROGRAM IN THE GENERAL STATUTES.

H.B. 340, AN ACT PROVIDING FOR WEEKEND BURIALS AT ALL OF THE STATE'S VETERANS CEMETERIES.

H.B. 346, AN ACT TO CLARIFY THAT COUNTIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS.

H.B. 574, AN ACT TO PROVIDE THAT STATE WILDLIFE LAWS DO NOT APPLY TO OPOSSUMS BETWEEN THE DATES OF DECEMBER 29 AND JANUARY 2.

Upon the appearance of Senator Rabon in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 3, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has passed **H.B. 405 Committee Substitute (Ratified)**, AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM, notwithstanding the objections of the Governor. Pursuant to Article II, Section 22, of the North Carolina Constitution, the bill together with the objections and the veto message are hereby delivered to your Honorable Body for consideration.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

June 3, 2015

GOVERNOR'S OBJECTIONS AND VETO MESSAGE

The following bill, having been vetoed, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina House of Representatives on May 29, 2015, at 12:30 p.m., for reconsideration by that body:

House Bill 405, "An Act to Protect Property Owners From Damages Resulting From Individuals Acting in Excess of the Scope of Permissible Access and Conduct Granted to Them."

This bill is intended to address a valid concern of our state's businesses – how to discourage those bad actors who seek employment with the intent to engage in corporate espionage or act as an undercover investigator. This practice is unethical and unfair to employers, and is a particular problem for our agricultural industry. It needs to be stopped.

While I support the purpose of this bill, I believe it does not adequately protect or give clear guidance to honest employees who uncover criminal activity. I am concerned that subjecting these employees to potential civil penalties will create an environment that discourages them from reporting illegal activities.

Earlier this week, I was proud to sign Burt's Law. It requires adult care home employees who witness sexual abuse of patients to report it to the proper authorities. I signed Burt's Law because it protects a vulnerable population and gives clear direction to employees to report any abuse they witness. I don't want to discourage good employees of any industry from reporting illegal activities to the proper authorities, which is why I am vetoing House Bill 405. In good conscience, I cannot sign Burt's Law and then in the same week turn around and sign contradictory legislation.

I encourage the General Assembly to reconsider this bill as soon as possible and add protections for those employees who report illegal activities directly and confidentially to the proper authorities. I stand ready to work with legislators during this process, and I am very optimistic that we can reach a solution that addresses the concerns of our North Carolina employers while still protecting honest employees.

S/Pat McCrory
May 29, 2015

Upon motion of Senator Apodaca, the bill is placed before the Senate for immediate consideration.

June 3, 2015

CALENDAR *(continued)*

H.B. 405 (Ratified), AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM, for reconsideration upon the Governor's veto.

Senator Apodaca offers a motion that H.B. 405 become law notwithstanding the objections of the Governor. The motion prevails by a three-fifths majority of members present and voting, ayes 33, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Brock, Brown, Clark, Cook, Curtis, Daniel, J. Davis, Ford, Gunn, Harrington, Hise, B. Jackson, Krawiec, Lee, McInnis, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade, Wells and Woodard---33.

Voting in the negative: Senators Bingham, Bryant, D. Davis, Foushee, Hartsell, J. Jackson, Lowe, McKissick, Meredith, Robinson, Smith, Smith-Ingram, Stein, Van Duyn and Waddell---15.

In accordance with Article II, Section 22 (1) of the Constitution of the State of North Carolina, H.B. 405 becomes law notwithstanding the objections of the Governor, at 3:42 p.m.

The Chair orders a message sent to the House of Representatives informing that honorable body of such action.

A SENATORIAL STATEMENT

Senator Waddell submits a Senatorial Statement entitled, **HONORING THE OBSERVANCE OF JUNETEENTH**. The full text can be found in the Appendix. (See pg. 1274)

Upon motion of Senator Berger, seconded by Senator Woodard, the Senate adjourns at 3:45 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Thursday, June 4, at 12:00 p.m.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

H.B. 100 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, referred to the **Judiciary II Committee** on May 12.

A sequential referral to the **Redistricting Committee** is added.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-THIRD DAY

Senate Chamber
Thursday, June 4, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Heavenly Father, you have been and will be our dwelling place for all generations. Before the mountains were brought forth, you were God. So we bow our heads and hearts before you, and we seek your guidance as a people. We give you credit for all you are doing. We are crippled without your help; we are helpless without your love. So come to our assistance, and make haste to help us. Forgive us of our sin. Wipe away the tears from our eyes. Have compassion on the lonely, and grant peace to the brokenhearted. We ask you to hear these prayers and bless all those assembled here. In Christ's name, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 3, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Rucho and Senator Tillman.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 315, AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES AND TO MAKE OTHER CONFORMING CHANGES.

H.B. 352, AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS.

June 4, 2015

H.B. 465, AN ACT TO ENACT THE WOMEN AND CHILDREN'S PROTECTION ACT OF 2015.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 279, AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Barringer for the **Judiciary II Committee**:

H.B. 100 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40468, which changes the title to read **H.B. 100** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Redistricting Committee**.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 16 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL OUTDATED AND UNNECESSARY INSURANCE REPORTING REQUIREMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

The Senate Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

June 4, 2015

H.B. 163 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES TO THE NORTH CAROLINA CAPTIVE INSURANCE ACT, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 190 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO THE STATE HEALTH PLAN FOR PUBLIC EMPLOYEES, upon second reading.

Upon the appearance of Senator Rucho in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 262 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE SURPLUS LINES ACT BY INCLUDING ALIEN INSURERS IN THE DEFINITION OF AN ELIGIBLE SURPLUS LINES INSURER, BY REPEALING COUNTERSIGNING REQUIREMENTS, AND BY PROVIDING GREATER FLEXIBILITY FOR THE MANNER OF COLLECTION AND REFUND OF THE SURPLUS LINES TAX, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 795 (Conference Report), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT, for adoption.

Upon motion of Senator Brock, the Senate adopts the Conference Report (41-8).

The Chair orders a message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Berger, seconded by Senator Bingham, the Senate adjourns at 12:26 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Monday, June 8, at 1:30 p.m.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

June 4, 2015

House of Representatives
June 4, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 795** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 4, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 347 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, TO AUTHORIZE BUNCOMBE COUNTY TO INCREASE ITS ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX TO SIX PERCENT AND TO MAKE OTHER ADMINISTRATIVE CHANGES, AND TO AUTHORIZE THE GUILFORD COUNTY COMMISSIONERS AND ROCKINGHAM COUNTY COMMISSIONERS TO CALL A SPECIAL ELECTION IN THE STOKESDALE FIRE PROTECTION DISTRICT FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS THEREIN THE QUESTION OF INCREASING THE ALLOWABLE SPECIAL TAX FOR FIRE PROTECTION WITHIN THAT DISTRICT FROM TEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION TO FIFTEEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION ON ALL TAXABLE PROPERTY WITHIN SUCH DISTRICT, and requests conferees. Speaker T. Moore has appointed:

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Representative West, Chair
Representative R. Turner
Representative Brawley and
Representative Lewis

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

S.B. 333 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Monday, June 8.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 478, A BILL TO BE ENTITLED AN ACT AUTHORIZING BRUNSWICK COUNTY TO REGULATE NAVIGABLE WATERS WITHIN ITS BOUNDARIES, referred to the **Rules and Operations of the Senate Committee** on April 22.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Transportation Committee**.

H.B. 523, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO USE A CERTAIN DESIGNATION ON DRIVERS LICENSES WHEN LISTING THE RACE OF AN APPLICANT WHO IS AMERICAN INDIAN, referred to the **Rules and Operations of the Senate Committee** on April 27.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**.

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H.B. 551, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE TRANSFER OF UNUSED DEPARTMENT OF TRANSPORTATION LAND TO THE PRIVATE SECTOR BY STREAMLINING THE PROCESS OF SELLING THAT LAND, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 561 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF SCHOOL SYSTEMS WITH REGARD TO LEGAL PROCEEDINGS AND INVESTIGATIONS, referred to the **Rules and Operations of the Senate Committee** on April 16.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Education/Higher Education Committee**.

H.B. 669 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 376 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE TO MODERNIZE DISCOVERY OF EXPERT WITNESSES AND CLARIFYING EXPERT WITNESS COSTS IN CIVIL ACTIONS, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 390 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EXPANSION OF THE BOARD OF TRUSTEES OF BEAUFORT COUNTY COMMUNITY COLLEGE; TO PROVIDE THAT BEAUFORT COUNTY COMMUNITY COLLEGE SHALL SERVE ALL OF WASHINGTON COUNTY; AND TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO REVIEW SERVICE AREAS THAT INCLUDE MULTIPLE COMMUNITY COLLEGES FOR ONE COUNTY, referred to the **Rules and Operations of the Senate Committee** on April 21.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Education/Higher Education Committee**.

H.B. 117 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA COMPETES ACT, referred to the **Finance Committee** on March 23.

The Committee Substitute bill No. 2 is withdrawn from the **Finance Committee** and re-referred to the **Commerce Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

H.B. 82, AN ACT CLARIFYING THE MANNER IN WHICH A LAW ENFORCEMENT OFFICER MAY TAKE CUSTODY OF A JUVENILE WHEN EXECUTING A NONSECURE CUSTODY ORDER UNDER THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY. (Became law upon approval of the Governor, June 2, 2015 - S.L. 2015-43)

H.B. 113, AN ACT TO PROTECT NORTH CAROLINA'S STUDENTS BY INCREASING THE CRIMINAL PENALTY FOR THE COMMISSION OF CERTAIN SEX OFFENSES COMMITTED AGAINST A STUDENT BY A PERSON WHO IS SCHOOL PERSONNEL AND TO ESTABLISH A PROCEDURE FOR INSTITUTIONS OF HIGHER EDUCATION TO OBTAIN A LIST OF STUDENTS AND EMPLOYEES AT THE INSTITUTION WHO ARE REGISTERED AS SEX OFFENDERS. (Became law upon approval of the Governor, June 2, 2015 - S.L. 2015-44)

H.B. 232, AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE BICYCLE SAFETY LAWS IN THIS STATE AND MAKE RECOMMENDATIONS AS TO HOW THE LAWS MAY BE REVISED TO BETTER ENSURE THE SAFETY OF BICYCLISTS AND MOTORISTS ON THE ROADWAYS. (Became law upon approval of the Governor, June 2, 2015 - S.L. 2015-45)

H.B. 237, AN ACT TO REPEAL PERSONAL EDUCATION PLANS AND MODIFY TRANSITION PLANS. (Became law upon approval of the Governor, June 2, 2015 - S.L. 2015-46)

H.B. 294, AN ACT TO MAKE IT A CRIMINAL OFFENSE TO PROVIDE A CELL PHONE TO A DELINQUENT JUVENILE IN CUSTODY OF THE DEPARTMENT OF PUBLIC SAFETY. (Became law upon approval of the Governor, June 2, 2015 - S.L. 2015-47)

H.B. 570, AN ACT TO DIRECT LAW ENFORCEMENT AND THE COURTS TO IMPROVE JUDICIAL EFFICIENCY THROUGH THE USE OF

June 4, 2015

THE ELECTRONIC REPOSITORY COMMONLY KNOWN AS NCAWARE TO RESOLVE OUTSTANDING WARRANTS WHILE A DEFENDANT IS IN CUSTODY. (Became law upon approval of the Governor, June 2, 2015 - S.L. 2015-48)

H.B. 595, AN ACT TO RECOGNIZE EXPERIENCE AS MILITARY POLICE OFFICERS FOR PURPOSES OF LAW ENFORCEMENT CERTIFICATION AND TO INCREASE THE SIZE OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION. (Became law upon approval of the Governor, June 3, 2015 - S.L. 2015-49)

H.B. 405, AN ACT TO PROTECT PROPERTY OWNERS FROM DAMAGES RESULTING FROM INDIVIDUALS ACTING IN EXCESS OF THE SCOPE OF PERMISSIBLE ACCESS AND CONDUCT GRANTED TO THEM. (Became law after veto by the Governor overridden, June 3, 2015 - S.L. 2015-50)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-FOURTH DAY

Senate Chamber
Monday, June 8, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Tom Apodaca, Chair of the Rules and Operations of the Senate Committee.

The Senate recesses at 1:31 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene at 7:00 p.m.

RECESS

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

June 8, 2015

S.B. 366, AN ACT TO AMEND THE REPORTING AND MEETING REQUIREMENTS UNDER THE LAWS PERTAINING TO THE PERMANENCY INNOVATION INITIATIVE OVERSIGHT COMMITTEE.

H.B. 163, AN ACT TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES TO THE NORTH CAROLINA CAPTIVE INSURANCE ACT.

H.B. 190, AN ACT TO MAKE MODIFICATIONS TO THE STATE HEALTH PLAN FOR PUBLIC EMPLOYEES.

H.B. 222, AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT FOR ELECTION.

H.B. 262, AN ACT TO MODERNIZE THE SURPLUS LINES ACT BY INCLUDING ALIEN INSURERS IN THE DEFINITION OF AN ELIGIBLE SURPLUS LINES INSURER, BY REPEALING COUNTERSIGNING REQUIREMENTS, AND BY PROVIDING GREATER FLEXIBILITY FOR THE MANNER OF COLLECTION AND REFUND OF THE SURPLUS LINES TAX.

H.B. 795, AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT.

H.B. 909, AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSION LAWS.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Father in heaven, we pause to recognize those things that you are doing despite our efforts. We recognize, Lord, that while we plant seed that fades, you have planted seed that is imperishable. You are like a mustard seed; you are like leaven. We invite you to grow in such small ways in this place that we do not even see or expect what you are doing. Maybe someone has been praying in a particular office for 10 years, maybe there is someone in this room right now that is going to do something that will set something in place. We just don’t know, but, Lord, you know. We have confidence in what you are doing to work in our midst like a mustard seed that is growing a kingdom that is so much bigger than us. Come now, Lord, and be with us now. It is in your name we pray, Jesus. Amen.”

June 8, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, June 4, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for tonight to Senator Bingham, Senator Blue, Senator Bryant, Senator Lowe, and Senator Meredith.

The Chair extends privileges of the floor to Christy Parkhill from Hendersonville, North Carolina, who is serving the Senate as Nurse of the Day.

MOTION RELATIVE TO THE CALENDAR

The following change is made to tonight's calendar:

S.B. 333 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the House Committee Substitute bill is withdrawn from tonight's calendar and placed on the calendar of Tuesday, June 9.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Cassidy Baker, North Wilkesboro; Savannah Bell, Forest City; Joah Bickley, Lake Lure; Clara Booker, Raleigh; Jazmine Boykins, Greensboro; Warren Breden, Wilkesboro; Lena Brewer, Charlotte; Nathaniel Brooks, Raleigh; Barbi Bunting, Newport; Michael Davis, Wilkesboro; Hankins Feichter, Raleigh; Campbell Fowler, Raleigh; Autumn Fulton, Snellville, Georgia; Jack Galida, Cornelius; Andrew Grierson, Hope Mills; Gray Keith, Wilmington; Larry Lepore, Fuquay-Varina; Rebecca Lepore, Fuquay-Varina; Brice Mayeux, Charlotte; Victoria Parker, Winston-Salem; Taylor Payne IV, Burlington; Cameron Rogers, Henderson; Fallon Stegall, Monroe; Savannah Strickland, Mount Olive; and Blake Wiseman, Wake Forest.

APPOINTMENT OF A CONFERENCE COMMITTEE

H.B. 347 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, TO AUTHORIZE BUNCOMBE COUNTY TO INCREASE ITS ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX TO SIX PERCENT AND TO MAKE OTHER ADMINISTRATIVE CHANGES, AND TO AUTHORIZE THE GUILFORD COUNTY COMMISSIONERS AND ROCKINGHAM COUNTY COMMISSIONERS TO CALL A SPECIAL ELECTION IN THE STOKESDALE FIRE PROTECTION DISTRICT FOR THE PURPOSE OF

June 8, 2015

SUBMITTING TO THE QUALIFIED VOTERS THEREIN THE QUESTION OF INCREASING THE ALLOWABLE SPECIAL TAX FOR FIRE PROTECTION WITHIN THAT DISTRICT FROM TEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION TO FIFTEEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION ON ALL TAXABLE PROPERTY WITHIN SUCH DISTRICT.

Pursuant to the message from the House of Representatives received June 4, that the House fails to concur in the Senate Committee Substitute bill for H.B. 347 and requests conferees, Senator Louis Pate, Deputy President *Pro Tempore*, announces the President *Pro Tempore's* appointment of Senator Apodaca, Chair; Senator Wade, Senator J. Davis, Senator Van Duyn, and Senator Lowe as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Berger, seconded by Senator Brock, the Senate adjourns at 7:12 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Tuesday, June 9, at 2:00 p.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

S.B. 487 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Tuesday, June 9.

S.B. 336 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Tuesday, June 9.

S.B. 154 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OPERATION OF THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL

June 8, 2015

WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE; TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED; TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO ARREST OR REVOCATION OF PRETRIAL RELEASE, PROBATION, PAROLE, OR POST-RELEASE IF BASED UPON AN OFFENSE FOR WHICH THE PERSON IS IMMUNE FROM PROSECUTION; TO PROVIDE THAT A LAW ENFORCEMENT OFFICER SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING OR CHARGING A PERSON ENTITLED TO IMMUNITY FROM PROSECUTION IF THE LAW ENFORCEMENT OFFICER ACTED IN GOOD FAITH; TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2; AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Tuesday, June 9.

APPOINTMENT OF A CONFERENCE COMMITTEE

H.B. 640 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS.

Pursuant to the message from the House of Representatives received June 2, that the House fails to concur in the Senate Committee Substitute bill for H.B. 640 and requests conferees, Senator Phil Berger, President *Pro Tempore*, appoints Senator B. Jackson, Chair; Senator Brock, Senator Clark, Senator Newton, and Senator Rabon as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

S.B. 114, AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION AND THE DIVISION OF SOCIAL SERVICES, TO DEVELOP A PLAN REQUIRING A CUSTODIAL PARENT OR OTHER RELATIVE OR PERSON WITH PRIMARY CUSTODY OF A CHILD RECEIVING CHILD CARE SUBSIDY PAYMENTS TO COOPERATE WITH COUNTY CHILD SUPPORT SERVICES PROGRAMS AS A CONDITION OF RECEIVING CHILD CARE SUBSIDY PAYMENTS, AS

June 8, 2015

RECOMMENDED BY THE CHILD SUPPORT SUBCOMMITTEE OF THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-51)

S.B. 291, AN ACT TO EXTEND THE DURATION OF THE OVERNIGHT RESPITE PILOT PROGRAM AND TO PROVIDE A MORE COMPREHENSIVE EVALUATION OF THE PILOT PROGRAM. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-52)

S.B. 311, AN ACT TO ENSURE THE INTEGRITY OF MARRIAGE RECORDS PRESENTED FOR REGISTRATION. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-53)

H.B. 293, AN ACT TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTION. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-54)

H.B. 315, AN ACT TO MAKE TECHNICAL CORRECTIONS TO LANDLORD/TENANT LAW AND TO PROVIDE FOR PROPER COLLECTION OF FEES AND COSTS FOR SHERIFFS EXECUTING WRITS OF POSSESSION. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-55)

H.B. 513, AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CONFORMING CHANGES TO THE GENERAL STATUTES CONCERNING REAL PROPERTY. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-56)

H.B. 597, AN ACT TO AMEND THE PROVISIONS REQUIRING MEDIATED SETTLEMENT AGREEMENTS TO BE SIGNED BY THE PARTIES AGAINST WHOM ENFORCEMENT IS SOUGHT. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-57)

H.B. 879, AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE IN REGARD TO DUE PROCESS PROTECTIONS, REENTRY OF JUVENILES IN THE DELINQUENCY SYSTEM, AND CONFINEMENT OF JUVENILES. (Became law upon approval of the Governor, June 4, 2015 - S.L. 2015-58)

H.B. 279, AN ACT REGARDING A SPECIAL BOARD OF EQUALIZATION AND REVIEW FOR WAKE COUNTY. (Became law upon ratification, June 4, 2015 - S.L. 2015-59)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

June 8, 2015

SEVENTY-FIFTH DAY

Senate Chamber
Tuesday, June 9, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Carl Frazier from First United Methodist Church of Cary, Cary, North Carolina, as follows:

“Sovereign God, before whom every knee shall bow and who rules the rulers of the earth, we give thanks to you for the immeasurable blessings which you have granted to the people of this state—for its natural beauty, the strength of its people, the goodness of this land. Hear us as we pray this day for the men and women who serve in this chamber, for their families and friends, their staffs, and all who support them in their work. Grant them wisdom in their deliberations, for you are the source of all wisdom and truth. Grant them patience and kindness, as you are infinitely patient and kind with us. Grant them strength and stamina for the task ahead, as you neither slumber nor sleep. Above all, in their work grant them renewed appreciation for this goodliest place with which you have blessed us and the possibilities for its future, which are both hidden and revealed in you. We ask all of this for your mercy’s sake. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, June 8, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bryant, Senator Smith-Ingram, and Senator Woodard.

The Chair extends privileges of the floor to Christy Parkhill from Hendersonville, North Carolina, who is serving the Senate as Nurse of the Day.

CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

H.B. 495 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE’S SYSTEM OF HUMAN RESOURCES MANAGEMENT, upon second reading.

The Chair grants a leave of absence for the remainder of today’s session to Senator Barringer.

Senator Rabin offers Amendment No. 1, which is adopted (46-0).

Senator Wells offers Amendment No. 2, which is adopted (45-1).

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Senator Alexander offers Amendment No. 3, which fails (15-31).

Senator Lowe offers Amendment No. 4, which fails (16-30).

The Senate Committee Substitute bill, as amended, passes its second reading (31-15) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rucho for the **Finance Committee**:

H.B. 73 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY, with a favorable report.

H.B. 99 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON, with a favorable report.

H.B. 217 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON, with a favorable report.

H.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON, with a favorable report.

S.B. 50 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 15254, is adopted and engrossed.

By Senator Gunn for the **Commerce Committee**:

H.B. 289, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS, with a favorable report.

H.B. 511, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS STATUTORY CHANGES RELATED TO CREDIT UNIONS, with a favorable report.

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CALENDAR *(continued)*

S.B. 154 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OPERATION OF THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE; TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED; TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO ARREST OR REVOCATION OF PRETRIAL RELEASE, PROBATION, PAROLE, OR POST-RELEASE IF BASED UPON AN OFFENSE FOR WHICH THE PERSON IS IMMUNE FROM PROSECUTION; TO PROVIDE THAT A LAW ENFORCEMENT OFFICER SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING OR CHARGING A PERSON ENTITLED TO IMMUNITY FROM PROSECUTION IF THE LAW ENFORCEMENT OFFICER ACTED IN GOOD FAITH; TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2; AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Bingham, the Senate concurs in the House Committee Substitute bill (46-0) and the bill is ordered enrolled and sent to the Governor.

S.B. 333 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Soucek, the Senate fails to concur in the House Committee Substitute bill (0-46) and the House of Representatives is notified by special message.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 336 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, for concurrence in the House Committee Substitute bill.

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Upon motion of Senator Apodaca, the House Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Thursday, June 11.

CALENDAR *(continued)*

S.B. 487 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Pate, the Senate concurs in the House Committee Substitute bill (46-0) and the bill is ordered enrolled and sent to the Governor.

APPOINTMENT OF A CONFERENCE COMMITTEE

S.B. 333 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION.

Pursuant to the Senate having failed to concur in the House Committee Substitute for S.B. 333 earlier today, Senator Louis Pate, Deputy President *Pro Tempore*, announces the President *Pro Tempore's* appointment of Senator Soucek, Chair; Senator Daniel, Senator Curtis, and Senator Ford as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

ADDITIONAL SPONSOR

Upon motion of Senator Apodaca, without objection, the rules are suspended and Senator McKissick is added as a primary sponsor of previously introduced legislation:

S.B. 541, A BILL TO BE ENTITLED AN ACT TO REGULATE TRANSPORTATION NETWORK COMPANIES BY REQUIRING A PERMIT FROM DIVISION OF MOTOR VEHICLES, MAINTENANCE OF LIABILITY INSURANCE, AND BACKGROUND CHECKS FOR DRIVERS.

WITHDRAWAL FROM COMMITTEE

H.B. 156 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE INTERNET WEB SITE PUBLICATION OF LEGAL NOTICES, referred to the **State and Local Government Committee** on March 31.

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Pursuant to Rule 47(a), Senator Apodaca offers a motion that the Committee Substitute bill be withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**, which motion prevails with unanimous consent, and the Chair so orders.

Upon motion of Senator Berger, seconded by Senator Soucek, the Senate adjourns at 2:33 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Wednesday, June 10, at 2:00 p.m.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Sanderson for the **State and Local Government Committee**:

H.B. 353, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF WILSON'S MILLS, with a favorable report.

H.B. 337, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10393, which changes the title to read **H.B. 337** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN AND TO AUTHORIZE THE RALEIGH CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE CITY, is adopted and engrossed.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

S.B. 60 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM, TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER, TO CLARIFY ENHANCED

June 9, 2015

PENALTIES FOR VIOLATIONS OF PROTECTIVE ORDERS, AND TO ALLOW EXTENSION OF ORDERS ENTERED IN STREET GANG NUISANCE ABATEMENT CASES AFTER A COURT HEARING, for concurrence in the House Committee Substitute bill No. 2.

The House Committee Substitute bill No. 2 is placed on the calendar of Wednesday, June 10.

S.B. 83 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL LAW CONCERNING THE FILING OR RECORDING OF FALSE LIENS OR ENCUMBRANCES KNOWING OR HAVING REASON TO KNOW THAT THE LIEN OR ENCUMBRANCE IS FALSE OR CONTAINS A MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR REPRESENTATION, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Wednesday, June 10.

S.B. 488 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA) AND TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Wednesday, June 10.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rucho for the **Finance Committee**:

S.B. 448, A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE TAXATION OF LIQUEFIED PROPANE GAS WHEN USED AS A MOTOR FUEL, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45375, is adopted and engrossed.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 339, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM, referred to the **Agriculture/Environment/Natural Resources Committee** on June 1.

June 9, 2015

The bill is withdrawn from the **Agriculture/Environment/Natural Resources Committee** and re-referred to the **Rules and Operations of the Senate Committee**.

S.B. 544, A BILL TO BE ENTITLED AN ACT TO INITIATE AND MAINTAIN A REQUIREMENTS-BASED PROCESS THAT WILL SUPPORT A COST-EFFECTIVE APPROACH TO WORKFORCE DEVELOPMENT INITIATIVES BY ENSURING THAT WORKFORCE DEVELOPMENT ISSUES CONCERNING THE DIRECTION AND CONTENT OF NORTH CAROLINA'S EDUCATION AND TRAINING PROGRAMS ARE RESOLVED BASED ON ANALYSIS THAT ACCURATELY FORECAST THE WORKFORCE REQUIREMENTS OF NORTH CAROLINA, referred to the **Commerce Committee** on April 6.

The bill is withdrawn from the **Commerce Committee** and re-referred to the **Finance Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 9, 2015

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 333 House Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, and requests conferees, Speaker T. Moore has appointed:

Representative Elmore, Chair
Representative L. Johnson
Representative Horn
Representative Glazier and
Representative Stam

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

June 9, 2015

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Sanderson for the **State and Local Government Committee**:

H.B. 415, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF FONTANA DAM TO AUTHORIZE THE TOWN COUNCIL TO ESTABLISH AN ELECTRIC POWER BOARD TO MANAGE AND CONTROL THE TOWN'S ELECTRIC PUBLIC ENTERPRISE SERVICE, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30391, is adopted and engrossed.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-SIXTH DAY

Senate Chamber
Wednesday, June 10, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Jimmy Moore from First Baptist Church of Washington, Washington, North Carolina, as follows:

"Eternal God, the Psalmist reminds us that your Name is surpassing in all the universe. We come before you today to acknowledge your majesty, your power, and your sovereignty. You above all are righteous, just, and pure. Your Name bears truth, holiness, and wisdom. You, O God, have given the men and women in this chamber the task and responsibility to govern. We thank you for the privilege and honor to serve. Grant us now wisdom as we begin our work. Give us courage, conviction, and compassion. Remind us that our decisions not only affect us, but all of the citizens of this great state. We now pray for the men and women in this chamber as we pray for all of our leaders and those whom you have placed in positions of authority and responsibility. May your will be done in this place, in our lives, and in the life of this state. I offer this prayer in the Name of the Father and Son and Holy Spirit. Amen."

June 10, 2015

FLOOR PRIVILEGES

Upon motion of Senator Apodaca, the rules are suspended to allow the musical group Balsam Range to enter the chamber. The President recognizes the Sergeant-at-Arms, who announces that the members of Balsam Range are at the doors of the chamber. The President directs the Sergeant-at-Arms to open the doors, admit the guests, and escort the guests to the well of the Senate.

NATIONAL ANTHEM

Balsam Range sings “The Star-Spangled Banner.”

A SENATORIAL STATEMENT

Senator J. Davis submits a Senatorial Statement entitled, **RECOGNIZING THE ACHIEVEMENTS OF BALSAM RANGE**. The full text can be found in the Appendix. (See pg. 1275)

The Sergeant-at-Arms is recognized to escort the members of Balsam Range from the chamber.

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Bryant.

The Chair extends privileges of the floor to Elizabeth Meares from Southern Pines, North Carolina, who is serving the Senate as Nurse of the Day.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Hise for the **Information Technology Committee**:

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INFORMATION ON GRANT FUNDS AWARDED BY STATE AGENCIES IS READILY AVAILABLE ON STATE AGENCY WEB SITES, with a favorable report.

By Senator Apodaca for the **Rules and Operations of the Senate Committee**:

H.B. 339, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM, with a favorable report.

June 10, 2015

H.B. 836 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF FOR LOCAL GOVERNMENTS BY AUTHORIZING CITIES TO RESERVE CERTAIN EASEMENTS WHEN PERMANENTLY CLOSING STREETS AND ALLEYS; BY REPEALING THE REQUIREMENT FOR LICENSING OF GOING OUT OF BUSINESS SALES BY LOCAL GOVERNMENTS; BY PROVIDING FOR ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTION; BY AUTHORIZING THE POTENTIAL USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; AND BY EXEMPTING LOCAL GOVERNMENT REGULAR PAYROLL AND BENEFITS PAYMENTS FROM PREAUDIT CERTIFICATION REQUIREMENTS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10395, which changes the title to read **H.B. 836** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; AND TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS, is adopted and engrossed.

By Senator Brock for the **Agriculture/Environment/Natural Resources Committee**:

H.B. 44, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20366, which changes the title to read **H.B. 44** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM VARIOUS PROVISIONS OF THE LAW RELATED TO LOCAL GOVERNMENT, is adopted and engrossed.

S.B. 647 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 25270, is adopted and engrossed.

Upon motion of Senator Apodaca, the Committee Substitute bill No. 2 is re-referred to the **Finance Committee**.

June 10, 2015

By Senator Daniel for the **Transportation Committee**:

H.B. 86, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE NONBETTERMENT COST OF RELOCATING WATER AND SEWER LINES OWNED BY LOCAL BOARDS OF EDUCATION, with a favorable report.

H.B. 476 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW VOLUNTARY DONATIONS AT THE TIME OF A REMOTE RENEWAL OF A DRIVERS LICENSE TO THE LICENSE TO GIVE TRUST FUND AND TO DISTRIBUTE THE DONATION TO DONATE LIFE NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 289, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from today's calendar and placed on the calendar of Wednesday, June 17.

CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

S.B. 50 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, upon second reading.

The Committee Substitute bill No. 2 passes its second reading, by roll-call vote, ayes 47, noes 2, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: Senators Harrington and Meredith---2.

The Committee Substitute bill No. 2 remains on the calendar for Thursday, June 11, upon third reading.

June 10, 2015

H.B. 73 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 48, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: Senator Meredith---1.

The Committee Substitute bill remains on the calendar for Thursday, June 11, upon third reading.

H.B. 99 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 48, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: Senator Meredith---1.

The Committee Substitute bill remains on the calendar for Thursday, June 11, upon third reading.

H.B. 217 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON, upon second reading.

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 48, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: Senator Meredith---1.

The Senate Committee Substitute bill remains on the calendar for Thursday, June 11, upon third reading.

June 10, 2015

H.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 48, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: Senator Meredith---1.

The Committee Substitute bill remains on the calendar for Thursday, June 11, upon third reading.

H.B. 353, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF WILSON'S MILLS, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 48, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---48.

Voting in the negative: Senator Meredith---1.

The bill remains on the calendar for Thursday, June 11, upon third reading.

H.B. 337 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN AND TO AUTHORIZE THE RALEIGH CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE CITY, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 415 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF FONTANA DAM TO AUTHORIZE THE TOWN COUNCIL TO ESTABLISH AN ELECTRIC POWER BOARD TO MANAGE AND CONTROL THE TOWN'S ELECTRIC PUBLIC ENTERPRISE SERVICE, upon second reading.

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The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

S.B. 448 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EQUALIZE THE TAXATION OF LIQUEFIED PROPANE GAS WHEN USED AS A MOTOR FUEL, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

H.B. 511, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS STATUTORY CHANGES RELATED TO CREDIT UNIONS, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rucho for the **Redistricting Committee**:

H.B. 263, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORM OF GOVERNMENT IN THE CITY OF TRINITY, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20367, which changes the title to read **H.B. 263** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORM OF GOVERNMENT IN THE CITY OF TRINITY AND TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO, is adopted and engrossed.

CALENDAR *(continued)*

S.B. 60 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM, TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER, TO CLARIFY ENHANCED PENALTIES FOR VIOLATIONS OF PROTECTIVE ORDERS, AND TO ALLOW EXTENSION OF ORDERS ENTERED IN STREET GANG NUISANCE ABATEMENT CASES AFTER A COURT HEARING, for concurrence in the House Committee Substitute bill No. 2.

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Upon motion of Senator Bingham, the Senate concurs in the House Committee Substitute bill No. 2 (49-0) and the bill is ordered enrolled and sent to the Governor.

S.B. 83 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIMINAL LAW CONCERNING THE FILING OR RECORDING OF FALSE LIENS OR ENCUMBRANCES KNOWING OR HAVING REASON TO KNOW THAT THE LIEN OR ENCUMBRANCE IS FALSE OR CONTAINS A MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR REPRESENTATION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Bingham, the Senate concurs in the House Committee Substitute bill (49-0) and the bill is ordered enrolled and sent to the Governor.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 488 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA) AND TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the House Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Thursday, June 11.

The Senate recesses at 2:47 p.m., subject to the ratification of bills and the receipt of messages from the House of Representatives, to reconvene at 3:15 p.m.

RECESS

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 25, AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS.

S.B. 154, AN ACT TO CLARIFY THE OPERATION OF THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN

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INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE; TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED; TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO ARREST OR REVOCATION OF PRETRIAL RELEASE, PROBATION, PAROLE, OR POST-RELEASE IF BASED UPON AN OFFENSE FOR WHICH THE PERSON IS IMMUNE FROM PROSECUTION; TO PROVIDE THAT A LAW ENFORCEMENT OFFICER SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING OR CHARGING A PERSON ENTITLED TO IMMUNITY FROM PROSECUTION IF THE LAW ENFORCEMENT OFFICER ACTED IN GOOD FAITH; TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2; AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY.

S.B. 487, AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM.

H.B. 560, AN ACT TO PROVIDE THAT IT IS A FELONY TO ASSAULT HOSPITAL PERSONNEL AND LICENSED HEALTHCARE PROVIDERS WHO ARE PROVIDING OR ATTEMPTING TO PROVIDE SERVICES IN A HOSPITAL.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.B. 139, AN ACT TO AMEND THE CHARTER OF THE TOWN OF SYLVA TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING.

S.B. 142, AN ACT TO REDUCE THE NUMBER OF MEMBERS SERVING ON THE CUMBERLAND COUNTY CIVIC CENTER COMMISSION.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 615 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH COURT COSTS TO BE PAID BY PROBATION VIOLATORS.

Referred to the **Judiciary II Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

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H.B. 424, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION OF FOSTER CARE TO THE AGE OF NINETEEN YEARS AND MAKE VARIOUS CONFORMING STATUTORY CHANGES; AUTHORIZE THE SOCIAL SERVICES COMMISSION TO ADOPT RULES IMPLEMENTING THE EXPANSION OF FOSTER CARE THROUGH AGE NINETEEN; PROVIDE FOR THE EXTENSION OF GUARDIANSHIP SERVICES THROUGH AGE NINETEEN; REQUIRE THE SUBMISSION OF A STATE PLAN AMENDMENT TO DRAW DOWN FEDERAL IV-E FUNDS FOR THE EXPANSION OF FOSTER CARE THROUGH AGE NINETEEN; AND APPROPRIATE FUNDS TO IMPLEMENT THE PURPOSES OF THIS ACT.

Referred to the **Health Care Committee**.

S.B. 7 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES AND TO AUTHORIZE PUSHCARTS OR MOBILE FOOD UNITS TO PREPARE AND SERVE FOOD ON THE PREMISES, PROVIDED THEY ARE BASED FROM A COMMISSARY OR RESTAURANT LOCATED ON THE PREMISES OF A FACILITY CONTAINING THREE THOUSAND PERMANENT SEATS, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Thursday, June 11.

H.J.R. 670, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DEAN EDWARDS SMITH, LEGENDARY MEN'S BASKETBALL COACH OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

CALENDAR *(continued)*

H.J.R. 670, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DEAN EDWARDS SMITH, LEGENDARY MEN'S BASKETBALL COACH OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL.

Upon motion of Senator Apodaca, the rules are suspended and the Joint Resolution is placed on the calendar for immediate consideration. Senator Apodaca further moves that the Joint Resolution be read in its entirety.

Upon motion of Senator Brock, the words spoken on the Joint Resolution are spread upon the Journal as follows:

SENATOR GUNN: "It gives me great honor and privilege today to stand before you and speak to this resolution honoring the life and memory of Dean Edwards Smith. What a wonderful tribute, and I'd like to thank the members and staff and others who worked tirelessly to craft such a beautiful tribute.

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Members, nobody—nobody—bleeds more Carolina blue than I, and you know that, so I will try not to speak too long because I could talk days about Dean Smith and Carolina basketball, but I do have a couple of personal reflections I would like to share. We know his basketball record speaks for itself, but, you know what, he was a better life coach than he was a basketball coach. His players simply referred to him as ‘Coach’—not ‘Coach Smith,’ that’s the formal address, but it was ‘Coach.’ I will argue with you today that to them ‘Coach’ was almost synonymous with ‘Dad.’ To this day, players of all statures and wealth and accomplishments—to this day, annually, they come back in droves to Chapel Hill. They come home to their family and to the father of that family, which was Dean Smith. Respect, loyalty, unselfishness—it was all about team. Think about it, he started the huddling at the free throw line, a clenched fist when you needed to come out because it would have been selfish for you as a tired player to continue to participate because you’d be letting your team down, and pointing out a passer when a great assist was made and it allowed you to score. Do you realize, today in high school, junior high, and rec leagues, and even in the pros, these things are still practiced? It started with Coach Smith. Because of his actions, on and off the court, people are so loyal and respectful of Coach Smith. I would tell you and argue that the best way I could express just how loyal people were, was with his good friend and wingman, Coach Bill Guthridge, who we lost as a part of our Carolina family recently. Coach Guthridge could have gone anywhere and coached basketball at the top level, and he would have done an extraordinarily great job, but what Coach Guthridge always said was, ‘there is no better job than being an assistant coach at Chapel Hill.’ In closing, I would like to read a letter that was sent out by Coach Smith. It was dated September 30, 1980. It was addressed to Mr. and Mrs. James Jordan and Michael. ‘Dear folks, we surely enjoyed having you as our guests this past weekend in Chapel Hill. Fortunately, we were able to get to know you folks much better and count you as good friends. We are also hopeful that Mike was able to learn more about the University of North Carolina and what it would be like as a student here at Chapel Hill. I do look forward to our next contact on Sunday, November 2, there in Wilmington. By then you may have additional questions regarding Michael’s attendance at the university. We will call periodically until then. I know Michael will continue to work hard academically as well as on his basketball. Please do not let the recruiting interfere with the most important thing of doing well academically and athletically in this your senior year. All here whom you met join me in sending along their warmest personal regards.’ You probably noticed a theme there. Coach Dean Edwards Smith, just like this letter—it was always about more than just basketball. Members, that is why I am, and I will always be, proud to be a Tarheel.”

SENATOR FOUSHEE: “Most people knew Dean Smith as a legendary basketball coach. I had the opportunity to know him as the parent of good friends. Growing up in Chapel Hill, I was friends with his daughters Sharon and Sandy. While much is made of Coach Smith’s recruitment of Charlie Scott and other African American players to UNC, I can tell you that he pushed those values at home too, teaching his children to accept and embrace diversity because everyone matters. He practiced what he preached. Whenever the girls invited me to their

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home, I was amazed that Coach Smith would come downstairs and speak very warmly before retreating back to his work. He made us all feel valued. He made us feel important. More recently, I have gotten to work closely with another of Coach Smith's daughters, Kristen, and through her I see that he also instilled in his children his deep dedication to education, civic engagement, and doing what is right. While his career coaching record speaks for his success as a coach, the truer measure of a man is how he acted as a community member and a parent. Dean Smith worked for what was right while on the court, at the kitchen table, and in the community, motivating his family, his friends, and his fans to aspire to be people of character. I was proud to know him, and today I am proud to honor his legacy. I commend the resolution to you."

SENATOR BARRINGER: "I rise today to speak to you really as much from a personal standpoint. I was a student at UNC Chapel Hill when Dean Edwards Smith was the head coach of the UNC Tarheels. I have made no secret about being just an un-avowed geek. I am not much for playing sports, but the thing that he taught me was the lessons that sports can provide. He inspired and lived excellence. He demanded of everyone around him, and he demanded no less from himself. The most remarkable thing about it, though, was that he did it with such grace and humility. That is a rare thing in this world today—to see someone who demands excellence and, yet, does so with humility. So I commend this to you, and it is truly a privilege that I am able to speak with such fondness of him today, not only as a former student of Chapel Hill, but also as a current faculty member. He is a great man, and he will ever be so. Thank you."

SENATOR STEIN: "I grew up in Chapel Hill in the seventies and early eighties. Growing up in that era, you can just imagine how important Carolina basketball was to a kid. I had the great pleasure of going to many, many games. Whenever Carolina was down in the second half, as long as it wasn't above 20 points—and even sometimes when it was more than 20 points—there was just this sense of confidence in Carmichael that the Heels were going to pull it out, and it was because Coach Smith was such an incredible coach and leader. Even as a young boy, and certainly as I have aged, I have come to appreciate that Coach Smith was so much more than just a successful basketball coach. You think of some of the attributes that the senators have mentioned here tonight—innovator, loyalty, humility, humanity, and social engagement. These are all incredibly admirable characteristics in any person, but what is so rare is for them to all be present with such depth and intensity in one person, and that is one reason, I think, why Coach Smith has had such a great impact on our state. If you ask yourself, over the past fifty or seventy-five years what North Carolinians have had the greatest national and international impact, I think names like Billy Graham and Dean Smith are at the top of the list of people who we come to think of. It is an honor—I am very pleased that Senator Gunn brought this resolution to us today. To his family, thank you for the sacrifices you made. For someone to have done all that he did—and accomplished all that he did—meant that he wasn't probably home as much as other parents were. We know that you gave of yourselves so that he could give of himself to all of us, and we very much appreciate that."

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The Joint Resolution passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

Upon motion of Senator Berger, seconded by Senator Gunn, the Senate adjourns at 3:43 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Thursday, June 11, at 11:00 a.m.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

S.B. 139, AN ACT TO AMEND THE CHARTER OF THE TOWN OF SYLVA TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING. (Became law upon ratification, June 10, 2015 - S.L. 2015-60)

S.B. 142, AN ACT TO REDUCE THE NUMBER OF MEMBERS SERVING ON THE CUMBERLAND COUNTY CIVIC CENTER COMMISSION. (Became law upon ratification, June 10, 2015 - S.L. 2015-61)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-SEVENTH DAY

Senate Chamber
Thursday, June 11, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Rodney L. Coleman from First Baptist Church of Chapel Hill, Chapel Hill, North Carolina, as follows:

“Gracious and glorious God in heaven, thou who knows all things, sees all things, and who has created all things, thou is both creator of heaven and earth. We come now, God, acknowledging you for who you are and how you are. We have convened at this appointed time and at this appointed place just to say thank you. God, before there is any discussion on people, politics, policies, protocols, or procedures, God, we pause to focus on the one who gives us the power to focus.

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We thank you, God, for a new day—a day that we’ve never seen before, nor will we ever see again. God, before the worlds were framed you were God, and now that the worlds are framed you are God, and if the world loses its framing you will be God. We ask you, O God, to search our hearts, and if there is anything in us displeasing to you, we ask, God, that you would forgive us and restore us all. Create in us clean hearts, God, and renew us the right spirits. We pray, and we lift up all these women and men—our elected officials—asking, God, that you grant them from on high, wisdom. We pray, God, for clarity of their minds, strength for their bodies, spirits of camaraderie and unity, and we pray, God, that these faculties be used to help and bless our citizens—your people. We ask that those, God, who have convened today, who are dealing with personal, interpersonal, private, and public battles be restored. We ask, God, that your presence be felt and that your spirit not only hover over us, but, God, dwell within us—not only this building and this room, but in our hearts so that we can make you proud, and they can make you proud as they review and deliberate and legislate laws that ensure promise and hope for those who depend on them to do so. Finally, God, may the spirit of the only wise God regulate our hearts and guide our thoughts so that we will remain servants of you, God, and be considered servants of all. We pray this prayer in the name of Jesus Christ. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Meredith, Senator Rabon, and Senator Tillman.

The Chair extends privileges of the floor to Star Mitchell from Durham, North Carolina, who is serving the Senate as Nurse of the Day.

CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

S.B. 50 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE AUTHORIZATION FOR WILSON COUNTY TO LEVY AN OCCUPANCY TAX, upon third reading.

The Committee Substitute bill No. 2 passes its third reading, by roll-call vote, ayes 41, noes 5, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Foushee, Gunn, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Stein, Tarte, Van Duyn, Waddell, Wade, Wells and Woodard---41.

Voting in the negative: Senators Barefoot, Ford, Harrington, Soucek and Tucker---5.

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The Committee Substitute bill No. 2 is ordered sent to the House of Representatives.

H.B. 73 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

H.B. 99 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

H.B. 217 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON, upon third reading.

The Senate Committee Substitute bill passes its third reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

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H.B. 218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

H.B. 353, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF WILSON'S MILLS, upon third reading.

The bill passes its third reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Randleman, Robinson, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tucker, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: None.

The bill is ordered enrolled.

H.B. 263 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE FORM OF GOVERNMENT IN THE CITY OF TRINITY AND TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO, upon second reading.

Senator Robinson moves to divide the question, which motion fails (16-31).

The Senate Committee Substitute bill passes its second reading, ayes 31, noes 16, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, Newton, Pate, Rabin, Randleman, Rucho, Sanderson, Soucek, Tarte, Tucker, Wade and Wells---31.

Voting in the negative: Senators Blue, Bryant, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard---16.

Without objection, the Senate Committee Substitute bill is read a third time and passes its third reading (31-16) and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 44 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM VARIOUS PROVISIONS OF THE LAW RELATED TO LOCAL GOVERNMENT, upon second reading.

Senator Wade offers Amendment No. 1, which is adopted (47-0).

Senator J. Jackson offers Amendment No. 2, which is adopted (47-0).

Senator Woodard offers Amendment No. 3, which fails (16-31).

The Senate Committee Substitute bill, as amended, passes its second reading (32-15).

Senator Stein objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill, as amended, placed on the calendar of Monday, June 15, upon third reading.

H.B. 86, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE NONBETTERMENT COST OF RELOCATING WATER AND SEWER LINES OWNED BY LOCAL BOARDS OF EDUCATION, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 339, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 812, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INFORMATION ON GRANT FUNDS AWARDED BY STATE AGENCIES IS READILY AVAILABLE ON STATE AGENCY WEB SITES, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 836 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; AND TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS, upon second reading.

June 11, 2015

Senator Bryant offers Amendment No. 1, which is adopted (47-0) and changes the title to read **H.B. 836** (Senate Committee Substitute) A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION.

The Senate Committee Substitute bill, as amended, passes its second reading (46-1) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

S.B. 336 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ESTATE PLANNING AND FIDUCIARIES, TO AMEND THE UNIFORM TRUST CODE, AND TO ESTABLISH A UNIFORM POWERS OF APPOINTMENT ACT, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the House Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Apodaca for the **Insurance Committee**:

H.B. 154 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF SOUTHPORT, TOWNS OF MARSHVILLE AND WADESBORO, AND THE PIEDMONT TRIAD REGIONAL WATER AUTHORITY TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

June 11, 2015

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30393, which changes the title to read **H.B. 154** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, AND TO AUTHORIZE PIONEER SPRINGS COMMUNITY SCHOOL TO ELECT TO PARTICIPATE IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is adopted and engrossed.

Upon motion of Senator Apodaca, the sequential referral to the **Pensions & Retirement and Aging Committee** is removed and the bill is placed on the calendar of Monday, June 15.

H.B. 148 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE OWNERS OF MOPEDS TO HAVE IN FULL FORCE AND EFFECT A POLICY OF FINANCIAL RESPONSIBILITY AND TO MAKE CLARIFYING CHANGES RELATED TO THE LAW REQUIRING THE REGISTRATION OF MOPEDS, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

S.B. 716 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2) MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the rules are suspended and the House Committee Substitute bill is placed on today's calendar.

CALENDAR *(continued)*

S.B. 7 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES AND TO AUTHORIZE PUSHCARTS OR MOBILE FOOD UNITS TO PREPARE AND SERVE FOOD ON THE PREMISES, PROVIDED THEY ARE BASED FROM A COMMISSARY OR RESTAURANT LOCATED ON THE PREMISES OF A FACILITY CONTAINING THREE THOUSAND PERMANENT SEATS, for concurrence in the House Committee Substitute bill.

June 11, 2015

Upon motion of Senator Apodaca, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

S.B. 488 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA) AND TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Pate, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

S.B. 716 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2) MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Apodaca, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator Blue, the Senate adjourns at 12:17 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Monday, June 15, at 1:30 p.m.

ENROLLED BILLS AND A RESOLUTION

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 60, AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM, TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER, TO CLARIFY ENHANCED PENALTIES FOR VIOLATIONS OF PROTECTIVE ORDERS, AND TO ALLOW EXTENSION OF ORDERS ENTERED IN STREET GANG NUISANCE ABATEMENT CASES AFTER A COURT HEARING.

June 11, 2015

S.B. 83, AN ACT TO AMEND THE CRIMINAL LAW CONCERNING THE FILING OR RECORDING OF FALSE LIENS OR ENCUMBRANCES KNOWING OR HAVING REASON TO KNOW THAT THE LIEN OR ENCUMBRANCE IS FALSE OR CONTAINS A MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR REPRESENTATION.

S.B. 99, AN ACT TO ESTABLISH A DEFINITION OF FIREFIGHTER FOR PURPOSES OF THE LOCAL FIREFIGHTERS' RELIEF FUND, THE STATEWIDE FIREFIGHTERS' RELIEF FUND, THE STATE FIRE PROTECTION GRANT FUND, VOLUNTEER SAFETY WORKERS ASSISTANCE, AND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE PROCESS FOR FILING CERTIFIED ROSTERS WITH THE NORTH CAROLINA STATE FIREMEN'S ASSOCIATION AND THE NORTH CAROLINA ASSOCIATION OF RESCUE AND EMERGENCY MEDICAL SERVICES, INC.; TO AMEND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE LAW-ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS' AND CIVIL AIR PATROL MEMBERS' DEATH BENEFITS ACT; AND TO SPECIFY LOCAL GOVERNMENT AUTHORITY AS IT PERTAINS TO A FIRE DEPARTMENT BOARD AND PARTICIPATION IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

S.B. 161, AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON.

H.B. 16, AN ACT TO REPEAL OUTDATED AND UNNECESSARY INSURANCE REPORTING REQUIREMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

H.B. 511, AN ACT TO MAKE VARIOUS STATUTORY CHANGES RELATED TO CREDIT UNIONS.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.B. 77, AN ACT TO INCREASE THE MONTHLY PENSION BENEFIT PAID TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND.

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.J.R. 670, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DEAN EDWARDS SMITH, LEGENDARY MEN'S BASKETBALL COACH OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL. (Res. 2015-10)

June 11, 2015

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 11, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has passed **S.B. 2 Committee Substitute (Ratified)**, AN ACT TO ALLOW MAGISTRATES, ASSISTANT REGISTERS OF DEEDS, AND DEPUTY REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION, notwithstanding the objections of the Governor and the bill becomes law.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

S.B. 301 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE REQUIRED APPROVAL OF THE COUNCIL OF STATE WHEN PURCHASING CONTAMINATED PROPERTY, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Monday, June 15.

H.B. 400, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF MINT HILL.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 266, A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF LENOIR.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

June 11, 2015

H.B. 493 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF LAKE LURE, SUBJECT TO A REFERENDUM.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Tucker for the **Health Care Committee**:

H.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A RIGHT TO TRY ACT TO PROVIDE EXPANDED ACCESS TO INVESTIGATIONAL DRUGS, BIOLOGICAL PRODUCTS, AND DEVICES FOR PATIENTS DIAGNOSED WITH TERMINAL ILLNESS, with a favorable report.

H.B. 327, A BILL TO BE ENTITLED AN ACT TO STUDY EMERGENCY MEDICAL SERVICE PERSONNEL SAFETY FROM HOSTILE THREATS AND WHAT DEFENSIVE RESOURCES SHOULD BE ALLOWED TO PREVENT INJURY TO THE EMERGENCY MEDICAL SERVICE PERSONNEL OR THE PATIENTS UNDER THEIR CARE, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30394, which changes the title to read **H.B. 327** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) STUDY EMERGENCY MEDICAL SERVICE PERSONNEL SAFETY FROM HOSTILE THREATS AND WHAT DEFENSIVE RESOURCES SHOULD BE ALLOWED TO PREVENT INJURY TO THE EMERGENCY MEDICAL SERVICE PERSONNEL OR THE PATIENTS UNDER THEIR CARE AND (2) MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES GOVERNING THE REGULATION OF EMERGENCY MEDICAL SERVICES TO REFLECT NEW NATIONAL STANDARDS FOR EMERGENCY MEDICAL PERSONNEL, is adopted and engrossed.

H.B. 467 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE CATEGORY OF INDIVIDUALS WHO MAY BE APPOINTED AS COUNTY MEDICAL EXAMINERS IN CLEVELAND COUNTY, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40470, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary I Committee**.

June 11, 2015

H.B. 766 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF HEMP EXTRACT AND AUTHORIZING CERTAIN NEUROLOGISTS TO USE HEMP EXTRACT AS AN ALTERNATIVE TREATMENT FOR INTRACTABLE EPILEPSY WITHOUT PARTICIPATING IN A PILOT STUDY, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20369, is adopted and engrossed.

RE-REFERRAL OF A BILL

Senator Apodaca orders the re-referral of a bill as follows:

H.B. 553 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY OF CITIES AND COUNTIES TO ADOPT ORDINANCES REGARDING ANIMALS, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee**.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

H.B. 465, AN ACT TO ENACT THE WOMEN AND CHILDREN'S PROTECTION ACT OF 2015. (Became law upon approval of the Governor, June 5, 2015 - S.L. 2015-62)

S.B. 112, AN ACT URGING ALL COASTAL COMMUNITY COLLEGES TO OFFER COURSES ON COMMERCIAL FISHING AND AQUACULTURE. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-63)

S.B. 315, AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO MAKE OUTDOOR SCHOOL PROPERTY AVAILABLE TO THE PUBLIC FOR RECREATIONAL PURPOSES AND TO MAKE OTHER CONFORMING CHANGES. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-64)

S.B. 597, AN ACT TO REPEAL REFERENCES TO THE ABCS PROGRAM IN THE GENERAL STATUTES. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-65)

June 11, 2015

H.B. 222, AN ACT ALLOWING VOTERS TO ELECT, AND THEN RETAIN, JUSTICES OF THE NORTH CAROLINA SUPREME COURT FOR ELECTION. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-66)

H.B. 274, AN ACT TO ENACT THE RETIREMENT TECHNICAL CORRECTIONS ACT OF 2015. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-67)

H.B. 291, AN ACT TO PROVIDE THE DEPARTMENT OF STATE TREASURER AUTHORITY IN THE HANDLING OF UNCLAIMED PROPERTY DETERMINED TO BE OF A HAZARDOUS NATURE OR WHICH IS OTHERWISE REGULATED, ILLEGAL, OR WHICH HAS NO SUBSTANTIAL COMMERCIAL VALUE AND TO PROVIDE GUIDANCE FOR THE PROPER HANDLING AND DISPOSITION OF THESE MATERIALS ON THE PART OF FINANCIAL ORGANIZATIONS. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-68)

H.B. 340, AN ACT PROVIDING FOR WEEKEND BURIALS AT ALL OF THE STATE'S VETERANS CEMETERIES. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-69)

H.B. 346, AN ACT TO CLARIFY THAT COUNTIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-70)

H.B. 352, AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-71)

H.B. 552, AN ACT TO CREATE THE CRIMINAL OFFENSE OF GRAFFITI VANDALISM. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-72)

H.B. 574, AN ACT TO PROVIDE THAT STATE WILDLIFE LAWS DO NOT APPLY TO OPOSSUMS BETWEEN THE DATES OF DECEMBER 29 AND JANUARY 2. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-73)

H.B. 691, AN ACT TO MAKE IT A FELONY TO ASSAULT A MEMBER OF THE NORTH CAROLINA NATIONAL GUARD WHO IS DISCHARGING OR ATTEMPTING TO DISCHARGE OFFICIAL DUTIES. (Became law upon approval of the Governor, June 11, 2015 - S.L. 2015-74)

June 11, 2015

S.B. 2, AN ACT TO ALLOW MAGISTRATES, ASSISTANT REGISTERS OF DEEDS, AND DEPUTY REGISTERS OF DEEDS TO RECUSE THEMSELVES FROM PERFORMING DUTIES RELATED TO MARRIAGE CEREMONIES DUE TO SINCERELY HELD RELIGIOUS OBJECTION. (Became law after veto by the Governor overridden, June 11, 2015 - S.L. 2015-75)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-EIGHTH DAY

Senate Chamber
Monday, June 15, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Tom Apodaca, Chair of the Rules and Operations of the Senate Committee.

The Senate recesses at 1:33 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene at 7:00 p.m.

RECESS

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 426, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF WELDON.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 526 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF NORWOOD.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

June 15, 2015

By Senator Apodaca for the **Insurance Committee**:

H.B. 288 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN NAIC ACCREDITATION OF THE DEPARTMENT OF INSURANCE BY MAKING REVISIONS TO THE LAWS GOVERNING INSURANCE COMPANY HOLDING SYSTEMS, RISK-BASED CAPITAL REQUIREMENTS FOR LIFE INSURERS, AND CORPORATE GOVERNANCE REQUIREMENTS FOR RISK RETENTION GROUPS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10398, which changes the title to read **H.B. 288** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN NAIC ACCREDITATION OF THE DEPARTMENT OF INSURANCE BY MAKING REVISIONS TO THE LAWS GOVERNING INSURANCE COMPANY HOLDING SYSTEMS, RISK-BASED CAPITAL REQUIREMENTS FOR LIFE INSURERS, AND CORPORATE GOVERNANCE REQUIREMENTS FOR RISK RETENTION GROUPS; AND TO MAKE CONFORMING AND CLARIFYING CHANGES TO THE LAWS GOVERNING MOTOR VEHICLE FINANCIAL RESPONSIBILITY AND AUTO AND HOMEOWNERS' INSURANCE OPTIONAL PROGRAM ENHANCEMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, is adopted and engrossed.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 7, AN ACT TO ALLOW FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES AND TO AUTHORIZE PUSHCARTS OR MOBILE FOOD UNITS TO PREPARE AND SERVE FOOD ON THE PREMISES, PROVIDED THEY ARE BASED FROM A COMMISSARY OR RESTAURANT LOCATED ON THE PREMISES OF A FACILITY CONTAINING THREE THOUSAND PERMANENT SEATS.

S.B. 488, AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA) AND TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES.

S.B. 716, AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO

June 15, 2015

CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2) MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020.

H.B. 86, AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE NONBETTERMENT COST OF RELOCATING WATER AND SEWER LINES OWNED BY LOCAL BOARDS OF EDUCATION.

H.B. 339, AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM.

H.B. 812, AN ACT TO ENSURE THAT INFORMATION ON GRANT FUNDS AWARDED BY STATE AGENCIES IS READILY AVAILABLE ON STATE AGENCY WEB SITES.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.B. 73, AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY.

H.B. 99, AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON.

H.B. 218, AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON.

H.B. 353, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF WILSON'S MILLS.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, it’s good to be here. As our evening prayer rises to you, God, so may your mercy come down upon us. Cleanse our hearts and set us free. You are the light of the world, and you have made all things. Help this body to not grow weary of doing good but to live by your light, O Lord. It is in Jesus’ name we pray. Amen.”

June 15, 2015

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, June 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Lee.

MOTIONS RELATIVE TO THE CALENDAR

The following changes are made to tonight's calendar:

H.B. 766 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF HEMP EXTRACT AND AUTHORIZING CERTAIN NEUROLOGISTS TO USE HEMP EXTRACT AS AN ALTERNATIVE TREATMENT FOR INTRACTABLE EPILEPSY WITHOUT PARTICIPATING IN A PILOT STUDY, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from tonight's calendar and placed on the calendar of Tuesday, June 23.

H.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A RIGHT TO TRY ACT TO PROVIDE EXPANDED ACCESS TO INVESTIGATIONAL DRUGS, BIOLOGICAL PRODUCTS, AND DEVICES FOR PATIENTS DIAGNOSED WITH TERMINAL ILLNESS, upon second reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from tonight's calendar and placed on the calendar of Tuesday, June 23.

CONVEYANCE OF A BILL

H.B. 836 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION, passed third reading on June 11 and was ordered sent to the House of Representatives.

June 15, 2015

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is ordered sent to the House of Representatives by special message.

CALENDAR

Bills on tonight's calendar are taken up and disposed of as follows:

H.B. 148 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE OWNERS OF MOPEDS TO HAVE IN FULL FORCE AND EFFECT A POLICY OF FINANCIAL RESPONSIBILITY AND TO MAKE CLARIFYING CHANGES RELATED TO THE LAW REQUIRING THE REGISTRATION OF MOPEDS, upon second reading.

The Committee Substitute bill passes its second reading (39-9).

Senator McKissick objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Tuesday, June 16, upon third reading.

H.B. 154 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, AND TO AUTHORIZE PIONEER SPRINGS COMMUNITY SCHOOL TO ELECT TO PARTICIPATE IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, upon second reading.

The Senate Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H.B. 327 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) STUDY EMERGENCY MEDICAL SERVICE PERSONNEL SAFETY FROM HOSTILE THREATS AND WHAT DEFENSIVE RESOURCES SHOULD BE ALLOWED TO PREVENT INJURY TO THE EMERGENCY MEDICAL SERVICE PERSONNEL OR THE PATIENTS UNDER THEIR CARE AND (2) MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES GOVERNING THE REGULATION OF EMERGENCY MEDICAL SERVICES TO REFLECT NEW NATIONAL STANDARDS FOR EMERGENCY MEDICAL PERSONNEL, upon second reading.

Senator Rabin offers Amendment No. 1, which is adopted (36-12).

The Senate Committee Substitute bill, as amended, passes its second reading (43-5) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

June 15, 2015

H.B. 44 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM VARIOUS PROVISIONS OF THE LAW RELATED TO LOCAL GOVERNMENT, upon third reading, as amended.

Senator Wade offers Amendment No. 4, which is adopted (29-19).

Senator Stein offers Amendment No. 5, which fails (21-27).

Senator Tucker offers Amendment No. 6, which he subsequently withdraws.

Senator Ford offers Amendment No. 7, which is adopted (48-0).

The Senate Committee Substitute bill, as amended, passes its third reading (32-16) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

S.B. 301 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE REQUIRED APPROVAL OF THE COUNCIL OF STATE WHEN PURCHASING CONTAMINATED PROPERTY, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Meredith, the Senate concurs in the House Committee Substitute bill (47-1) and the bill is ordered enrolled and sent to the Governor.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Kat Benson, Raleigh; Kimber Blackburn, Clayton; Evan Burke, Weddington; Maggi Chambers, Rockingham; Cameron Clark, Burlington; Grey Colclough, Clayton; Katherine Cox, Burlington; Dajah Ellis, Roanoke Rapids; Evan Grimes, Raleigh; Lacy Margaret Hurd, Burlington; Rhegan Jones, Newport; Angelica Lynn, Eden; Drewv Magan, Wilmington; William Martin, Wilmington; Isabelle Mehocko, Fredericksburg, Virginia; Chad Morris, Waxhaw; Emily Morris, Waxhaw; Rance Orrell, Linwood; Christopher Parrish II, Denton; Matthew Penner, Charlotte; Beshawn Randhawa, Chapel Hill; Emily Reinstadtler, Cornelius; Stephanie Schappell, Goldsboro; and Holly Steg, Henderson.

The Chair extends privileges of the floor to Dr. Richard Adelman from Raleigh, North Carolina, who is serving the Senate as Doctor of the Day.

Upon motion of Senator Berger, seconded by Senator Clark, the Senate adjourns at 8:19 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Tuesday, June 16, at 9:30 a.m.

June 15, 2015

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 15, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 836 Senate Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION, and requests conferees. Speaker T. Moore has appointed:

Representative Lewis, Chair
Representative Robinson
Representative Fraley
Representative C. Graham and
Representative Torbett

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

June 15, 2015

S.B. 77, AN ACT TO INCREASE THE MONTHLY PENSION BENEFIT PAID TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND. (Became law upon ratification, June 11, 2015 - S.L. 2015-76)

H.B. 73, AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CARY. (Became law upon ratification, June 15, 2015 - S.L. 2015-77)

H.B. 99, AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF POLKTON. (Became law upon ratification, June 15, 2015 - S.L. 2015-78)

H.B. 218, AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF CLAYTON. (Became law upon ratification, June 15, 2015 - S.L. 2015-79)

H.B. 353, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF WILSON'S MILLS. (Became law upon ratification, June 15, 2015 - S.L. 2015-80)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SEVENTY-NINTH DAY

Senate Chamber
Tuesday, June 16, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

The Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene at 2:00 p.m.

RECESS

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

June 16, 2015

S.B. 301, AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE REQUIRED APPROVAL OF THE COUNCIL OF STATE WHEN PURCHASING CONTAMINATED PROPERTY, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION.

S.B. 596, AN ACT TO CLARIFY EXISTING LAW REGARDING THE ENFORCEMENT OF FOREIGN-COUNTRY JUDGMENTS.

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Thank you, Lord, for this day that you have made. Help us delight in it, and help us delight in you in all that we do here. It is in your name, Jesus, that we pray. Amen.”

The Senate recesses at 2:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene at 5:00 p.m.

RECESS

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

H.B. 97 (Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with an unfavorable report as to the Committee Substitute bill No. 4, but favorable as to the Senate Committee Substitute bill, as amended, with unengrossed amendments.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40471, with attached Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, No. 7, No. 8, No. 9, No. 10, and No. 11, is adopted.

Pursuant to Rule 43, the Senate Committee Substitute bill, as amended, is referred to the **Finance Committee**.

By Senator Rabon for the **Finance Committee**:

H.B. 97 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, as amended, with a favorable report.

June 16, 2015

Pursuant to Rule 43, the Senate Committee Substitute bill, as amended, is referred to the **Pensions & Retirement and Aging Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 16, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 495 Senate Committee Substitute (6th Edition)**, A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT, and requests conferees. Speaker T. Moore has appointed:

Representative Collins, Chair
Representative Hurley
Representative L. Bell and
Representative Dobson

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

The Senate meets pursuant to recess and is called to order by The Honorable Harry Brown, Senator from Onslow County.

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, June 15, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

MOTIONS RELATIVE TO THE CALENDAR

The following changes are made to today's calendar:

H.B. 288 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN NAIC ACCREDITATION OF THE DEPARTMENT OF INSURANCE BY MAKING REVISIONS TO THE LAWS GOVERNING INSURANCE COMPANY HOLDING SYSTEMS, RISK-BASED CAPITAL

June 16, 2015

REQUIREMENTS FOR LIFE INSURERS, AND CORPORATE GOVERNANCE REQUIREMENTS FOR RISK RETENTION GROUPS; AND TO MAKE CONFORMING AND CLARIFYING CHANGES TO THE LAWS GOVERNING MOTOR VEHICLE FINANCIAL RESPONSIBILITY AND AUTO AND HOMEOWNERS' INSURANCE OPTIONAL PROGRAM ENHANCEMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Tuesday, June 23.

H.B. 148 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE OWNERS OF MOPEDS TO HAVE IN FULL FORCE AND EFFECT A POLICY OF FINANCIAL RESPONSIBILITY AND TO MAKE CLARIFYING CHANGES RELATED TO THE LAW REQUIRING THE REGISTRATION OF MOPEDS, upon third reading.

Upon motion of Senator Apodaca, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Tuesday, June 23.

Upon motion of Senator Apodaca, seconded by Senator Brock, the Senate adjourns at 5:08 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Wednesday, June 17, at 11:00 a.m.

APPOINTMENT OF A CONFERENCE COMMITTEE

H.B. 836 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION.

Pursuant to the message from the House of Representatives received June 15, that the House fails to concur in the Senate Committee Substitute bill for H.B. 836 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Rucho, Chair; Senator Apodaca and Senator Brock as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

June 16, 2015

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Apodaca for the **Pensions & Retirement and Aging Committee**:

H.B. 97 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with an unfavorable report as to the Senate Committee Substitute bill, as amended, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 20371, is adopted and engrossed.

Pursuant to Senator Apodaca's motion to adjourn having prevailed, the Senate stands adjourned.

EIGHTIETH DAY

Senate Chamber
Wednesday, June 17, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Almighty God, Lord, preside over all that we do here. We acknowledge our dependence upon you as the Creator, the Ruler, the Father, the Judge, and the Sustainer. Today we need to hear from you. Intercede here, Lord. Pitch your tent here in our hearts—in this space. Give us the imagination to see what you see—to chart our course according to your heavenly design. Thank you again for calling us here to be servants in the service of others. It is for Jesus' sake we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants a leave of absence for today to Senator Barefoot.

June 17, 2015

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 289, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from today's calendar and placed on the calendar of Tuesday, June 23.

FLOOR PRIVILEGES

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow staff on the Senate chamber floor while **H.B. 97** is being discussed.

The Chair extends privileges of the floor to Demetria Craig from Chapel Hill, North Carolina, who is serving the Senate as Nurse of the Day.

ENROLLED BILLS

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

S.B. 682, AN ACT TO LIMIT USE OF CONTINGENT-BASED CONTRACTS FOR AUDIT OR ASSESSMENT PURPOSES.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.B. 218, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN AND THE CITY OF ARCHDALE AND TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MURPHY.

CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

H.B. 97 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, upon second reading.

Senator B. Jackson offers Amendment No. 1, which is adopted (48-0).

Senator Barringer offers Amendment No. 2, which is adopted (49-0).

Senator Brown offers Amendment No. 3, which is adopted (49-0).

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Senator Blue offers Amendment No. 4, which he subsequently withdraws.

Senator Smith-Ingram offers Amendment No. 5, which fails (16-32).

Senator Sanderson offers Amendment No. 6, which is adopted (49-0).

Senator Smith offers Amendment No. 7, which fails (19-30).

Senator Randleman offers Amendment No. 8, which is adopted (47-0).

Senator Bryant offers Amendment No. 9, which fails (16-32).

Senator Robinson offers Amendment No. 10.

Senator Apodaca offers Amendment No. 11 as a Substitute Amendment, which is adopted (33-16), and Amendment No. 10 subsequently fails.

Senator Alexander offers Amendment No. 12, which he temporarily displaces.

Senator Van Duyn offers Amendment No. 13, which fails (16-33).

Senator Curtis offers Amendment No. 14, which is adopted (49-0).

Senator Smith-Ingram offers Amendment No. 15, which fails (16-33).

Senator Alexander withdraws Amendment No. 12.

Senator Alexander offers Amendment No. 16, which is adopted (49-0).

Senator Blue offers Amendment No. 17, which fails (18-30).

Senator Brock offers Amendment No. 18, which is adopted (47-2).

Senator Bryant offers Amendment No. 19.

Senator Apodaca offers Amendment No. 20 as a Substitute Amendment, which is adopted (33-16), and Amendment No. 19 subsequently fails.

Senator McKissick offers Amendment No. 21.

Senator Apodaca offers Amendment No. 22 as a Substitute Amendment, which is adopted (34-15), and Amendment No. 21 subsequently fails.

Upon motion of Senator Apodaca, the Senate recesses at 2:40 p.m. to reconvene at 2:50 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

CALENDAR *(continued)*

H.B. 97 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, upon second reading, as amended.

Senator Brock offers Amendment No. 23, which is adopted (45-4).

Senator J. Jackson offers Amendment No. 24, which fails (15-33).

Senator Tucker offers Amendment No. 25, which is adopted (49-0).

Senator Apodaca offers Amendment No. 26, which is adopted (30-19).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading, by roll-call vote, ayes 30, noes 19, as follows:

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Voting in the affirmative: Senators Alexander, Apodaca, Barringer, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Sanderson, Soucek, Tarte, Tillman, Tucker and Wade---30.

Voting in the negative: Senators Blue, Bryant, Clark, D. Davis, Ford, Foushee, Hartsell, J. Jackson, Lowe, McKissick, Robinson, Rucho, Smith, Smith-Ingram, Stein, Van Duyn, Waddell, Wells and Woodard---19.

The Senate Committee Substitute bill No. 2, as amended, remains on the calendar for Thursday, June 18, upon third reading.

CONFERENCE REPORT

Senator Soucek, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 333** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S333-PCCS15258-TC-1.

The Conference Report is placed on the calendar of Tuesday, June 23, for adoption.

CONFERENCE REPORT

Senator B. Jackson, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 640** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H640-PCCS20370-TQ-2.

The Conference Report is placed on the calendar of Tuesday, June 23, for adoption.

Upon motion of Senator Berger, seconded by Senator Brown, the Senate adjourns at 5:07 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, June 18, at 10:00 a.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

June 17, 2015

H.B. 412 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CITY OF DUNN.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

H.B. 411, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF ANGIER, AT THE REQUEST OF THE TOWN.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWNS OF HOPE MILLS AND SPRING LAKE.

Referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 247, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HOKE COUNTY TO LEVY AN ADDITIONAL ONE-HALF CENT SALES AND USE TAX.

Referred to the **Rules and Operations of the Senate Committee**.

S.B. 578 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, for concurrence in House Amendment No. 1.

The Committee Substitute bill, as amended, is placed on the calendar of Tuesday, June 23.

S.B. 462 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PUBLIC AUTHORITY MAY ESTABLISH, CONTROL, AND OPERATE A NONPROFIT CORPORATION WITH TAX EXEMPT STATUS, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Tuesday, June 23.

S.B. 423 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT UNDER THE JUVENILE CODE; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A

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DRIVERS LICENSE FOR FOSTER CHILDREN AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Tuesday, June 23.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 17, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 44 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO REFORM VARIOUS PROVISIONS OF THE LAW RELATED TO LOCAL GOVERNMENT, and requests conferees. Speaker T. Moore has appointed:

Representative Lambeth, Chair
Representative Conrad
Representative Ross
Representative McGrady
Representative J. Bell
Representative Hanes and
Representative Stam

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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EIGHTY-FIRST DAY

Senate Chamber
Thursday, June 18, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, thank you for gathering us here together as a body this week. We are less without one another, and we are lost without you. Cover this state with your ‘shalom,’ as well as this nation, Lord. Cover over a multitude of sin, especially those in Charleston, South Carolina, that are grieving the pain right now over the horrific act of violence in the church. Lord, have mercy on us, and help us in these deliberations today. It is in Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 17, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Barefoot, Senator Blue, and Senator Foushee.

The Chair extends privileges of the floor to Dr. Kamilah Blount from Ayden, North Carolina, who is serving the Senate as Nurse of the Day.

CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

H.B. 97 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, upon third reading, as amended.

Senator Sanderson offers Amendment No. 27, which is adopted (46-0).

Senator Tucker offers Amendment No. 28, which is adopted (47-0).

Senator Daniel offers Amendment No. 29, which is adopted (47-0).

The Senate Committee Substitute bill, as amended, passes its third reading, by roll-call vote, ayes 32, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barringer, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade and Wells---32.

June 18, 2015

Voting in the negative: Senators Bryant, Clark, D. Davis, Ford, J. Jackson, Lowe, McKissick, Robinson, Rucho, Smith, Smith-Ingram, Stein, Van Duyn, Waddell and Woodard---15.

The Senate Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

The Senate recesses at 10:26 a.m. to reconvene at 10:55 a.m.

RECESS

The Senate meets pursuant to recess and is called to order by Dan Forest, Lieutenant Governor.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 43, AN ACT TO EXTEND THE PERIOD IMMEDIATELY PRECEDING THE DATE OF APPLICATION FROM 90 DAYS TO ONE YEAR IN WHICH A MILITARY VETERAN SEEKING A WAIVER OF THE COMMERCIAL SKILLS TEST MUST HAVE BEEN REGULARLY EMPLOYED AND TO PROVIDE A MILITARY VETERAN WITH AN ADDITIONAL METHOD FOR SATISFYING THE CERTIFICATION REQUIREMENT IN G.S. 20-37.13.

S.B. 621, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO SEND MOTOR VEHICLE REGISTRATION RENEWAL NOTIFICATION BY ELECTRONIC MEANS UPON RECEIVING WRITTEN CONSENT FROM THE OWNER OF THE MOTOR VEHICLE.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.B. 256, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS.

H.B. 217, AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON.

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H.B. 337, AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN AND TO AUTHORIZE THE RALEIGH CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE CITY.

H.B. 415, AN ACT TO AMEND THE CHARTER OF THE TOWN OF FONTANA DAM TO AUTHORIZE THE TOWN COUNCIL TO ESTABLISH AN ELECTRIC POWER BOARD TO MANAGE AND CONTROL THE TOWN'S ELECTRIC PUBLIC ENTERPRISE SERVICE.

CONFERENCE REPORT

Senator Rucho, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 836** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H836-PCCS40475-ST-2, which, upon adoption, will change the title to read, **H.B. 836** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF FOR LOCAL GOVERNMENTS BY AUTHORIZING CITIES TO RESERVE CERTAIN EASEMENTS WHEN PERMANENTLY CLOSING STREETS AND ALLEYS; TO REPEAL THE REQUIREMENT FOR LICENSING OF GOING OUT OF BUSINESS SALES BY LOCAL GOVERNMENTS; TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM JANUARY 1, 2018

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TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION; TO AUTHORIZE VOTERS WHO SUFFER FROM A REASONABLE IMPEDIMENT PREVENTING THE VOTER FROM OBTAINING PHOTO IDENTIFICATION TO COMPLETE REASONABLE IMPEDIMENT DECLARATIONS WHEN VOTING; TO REMOVE TERM LIMITS FOR SERVICE ON THE BOARD OF EDUCATION OF ALEXANDER COUNTY; AND TO REQUIRE ELECTRONIC POLL BOOKS TO BE CERTIFIED BY THE STATE BOARD OF ELECTIONS.

Upon motion of Senator Apodaca, the Conference Report is placed on today's calendar for adoption.

FLOOR PRIVILEGES

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow staff to join Senator Rucho on the Senate chamber floor while **H.B. 836** is being considered.

CALENDAR *(continued)*

H.B. 836 (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF FOR LOCAL GOVERNMENTS BY AUTHORIZING CITIES TO RESERVE CERTAIN EASEMENTS WHEN PERMANENTLY CLOSING STREETS AND ALLEYS; TO REPEAL THE REQUIREMENT FOR LICENSING OF GOING OUT OF BUSINESS SALES BY LOCAL GOVERNMENTS; TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM JANUARY 1, 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION; TO AUTHORIZE VOTERS WHO

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SUFFER FROM A REASONABLE IMPEDIMENT PREVENTING THE VOTER FROM OBTAINING PHOTO IDENTIFICATION TO COMPLETE REASONABLE IMPEDIMENT DECLARATIONS WHEN VOTING; TO REMOVE TERM LIMITS FOR SERVICE ON THE BOARD OF EDUCATION OF ALEXANDER COUNTY; AND TO REQUIRE ELECTRONIC POLL BOOKS TO BE CERTIFIED BY THE STATE BOARD OF ELECTIONS, for adoption.

The Chair grants a leave of absence for the remainder of today's session to Senator Newton.

Upon motion of Senator Rucho, the Senate adopts the Conference Report (44-2).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

POINTS OF PERSONAL PRIVILEGE

Upon motion of Senator Pate, the words spoken by Senator Ford, Senator Lowe, and Senator Tucker are spread upon the Journal as follows:

SENATOR TUCKER: “Mr. President, members of the Senate, I rise with some sadness and regret to share what has transpired here since last Thursday. One of the things that I take away from politics is the people I know and meet and have the opportunity to associate with. We all hear about how wonderful our staff is and how professional they are, and they are. We also share many different experiences with those individuals that work with us and that help us do our job. One of those individuals, Susan Morgan Jacobs, recently, on Thursday, lost her 21 year old son, Dakota Kayne Morgan—Dakota, a young man 21 years of age. They are from a Native American family—a very close knit family. The services were held on Sunday. While I truly, as a human being, cannot identify with that pain, with the loss of a child—and I don't think anyone can unless they have been through that experience—I wanted to take a moment of time here in the Senate to have a moment of silence for Susan and her family, so those who will, if you would, just pause for a moment and bow your head. Thank you.

—Moment of Silence—

“Thank you for that. So, to Yaku Puka Nukusa, ‘Walking Bear’—to Dakota Kayne Morgan—we give you thanks, young man, for your life, for being a friend to others, and for being a generous young man and always kind, as I have heard. We offer support to Susan and her family through the Senate fellowship and through her friends and peers on the staff—for her humor, for her intellect, and for her loyalty to this body and a commitment to our process to make North Carolina a better state. Thank you.”

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SENATOR LOWE: “I think that all of us are heartbroken by what we heard in South Carolina, and I have been getting a lot of phone calls from colleagues and church members and family and friends because I serve in an African American church and an African American community. I hear a lot of talk about guns and what all we ought to do. Serving our community and serving North Carolina and serving as a citizen is dangerous business. Certainly our hearts go out to the families that have served in various different capacities and suffered tragedy behind guns and behind deranged minds and all other kinds of things, so I certainly hope and ask that we can once again—thank you, Senator Tucker—have a moment of silence for those families who have suffered tragedy. Thank you.”

—Moment of Silence—

SENATOR FORD: “Thank you, ladies and gentlemen of the Senate. I regrettably stand before you to confirm by news sources that former State Senator Malcolm Graham’s sister was one of the nine victims shot last night in the Charleston church at a prayer meeting. So, I just ask for those of you who believe in the word of prayer that you send a prayer out for him and his family. As we continue to deliberate public policy, let’s keep in mind the practical applications of that policy. Thank you.”

Upon motion of Senator Berger, without objection, a closing prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“Thou who art eternal, gracious, kind—we thank Thee for these tender moments. We thank Thee for the opportunity not only to know that you hold us in the palm of your hand, but we thank you because you are our God that we can go to during the time of trouble. You are our God that we can go to when we are perplexed. You are our God that we can go to when we are confused and without direction and just don’t know where to go. Now we ask that you would continue to wrap your arms of protection around each and every one of us. Continue to be with us, propping us up on every leaning side, giving us courage and strength as we continue to try and do Thy will. We ask that you would bring peace in the midst of the storm. Then we ask that you would comfort those that are hurting, even right now, all over the world. Then we ask, as lawmakers, that you would be with us as we do the best that we can to look out for all of the people of this great North State. These things we pray in the name of He that orders our steps and meets us with mercy. And all of the people said, ‘Amen.’”

Upon motion of Senator Berger, seconded by Senator Tucker, the Senate adjourns at 11:48 a.m., in memory of Dakota Kayne Morgan, subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, June 22, at 1:30 p.m.

June 18, 2015

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 18, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 640** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 18, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 333** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

June 18, 2015

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 18, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 327 Senate Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO (1) STUDY EMERGENCY MEDICAL SERVICE PERSONNEL SAFETY FROM HOSTILE THREATS AND WHAT DEFENSIVE RESOURCES SHOULD BE ALLOWED TO PREVENT INJURY TO THE EMERGENCY MEDICAL SERVICE PERSONNEL OR THE PATIENTS UNDER THEIR CARE AND (2) MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES GOVERNING THE REGULATION OF EMERGENCY MEDICAL SERVICES TO REFLECT NEW NATIONAL STANDARDS FOR EMERGENCY MEDICAL PERSONNEL, and requests conferees. Speaker T. Moore has appointed:

Representative Dobson, Chair
Representative Jeter and
Representative Tine

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 18, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 836** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF FOR LOCAL

June 18, 2015

GOVERNMENTS BY AUTHORIZING CITIES TO RESERVE CERTAIN EASEMENTS WHEN PERMANENTLY CLOSING STREETS AND ALLEYS; TO REPEAL THE REQUIREMENT FOR LICENSING OF GOING OUT OF BUSINESS SALES BY LOCAL GOVERNMENTS; TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM JANUARY 1, 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION; TO AUTHORIZE VOTERS WHO SUFFER FROM A REASONABLE IMPEDIMENT PREVENTING THE VOTER FROM OBTAINING PHOTO IDENTIFICATION TO COMPLETE REASONABLE IMPEDIMENT DECLARATIONS WHEN VOTING; TO REMOVE TERM LIMITS FOR SERVICE ON THE BOARD OF EDUCATION OF ALEXANDER COUNTY; AND TO REQUIRE ELECTRONIC POLL BOOKS TO BE CERTIFIED BY THE STATE BOARD OF ELECTIONS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 168 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX THE INCREASE IN VALUE OF RESIDENTIAL REAL PROPERTY HELD FOR SALE BY A BUILDER, TO THE EXTENT THE INCREASE IS ATTRIBUTABLE TO SUBDIVISION OR IMPROVEMENTS BY THE BUILDER.

Referred to the **Rules and Operations of the Senate Committee.**

H.B. 562 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS FIREARM LAWS.

Referred to the **Rules and Operations of the Senate Committee.**

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CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

S.B. 218, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN OF FRANKLIN AND THE CITY OF ARCHDALE AND TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MURPHY. (Became law upon ratification, June 17, 2015 - S.L. 2015-81)

S.B. 256, AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY TO ANNEX ADJACENT STREETS OR STREET RIGHTS-OF-WAY IN VOLUNTARY ANNEXATIONS TO PREVENT CONFUSION ON THE PART OF EMERGENCY WORKERS WHEN ATTEMPTING TO PROVIDE EMERGENCY SERVICES WITHIN CITY LIMITS. (Became law upon ratification, June 18, 2015 - S.L. 2015-82)

H.B. 217, AN ACT TO DEANNEX A DESCRIBED PARCEL FROM THE TOWN OF CLAYTON AND TO ANNEX A DESCRIBED PARCEL TO THE TOWN OF CLAYTON. (Became law upon ratification, June 18, 2015 - S.L. 2015-83)

H.B. 337, AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN AND TO AUTHORIZE THE RALEIGH CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE CITY. (Became law upon ratification, June 18, 2015 - S.L. 2015-84)

H.B. 415, AN ACT TO AMEND THE CHARTER OF THE TOWN OF FONTANA DAM TO AUTHORIZE THE TOWN COUNCIL TO ESTABLISH AN ELECTRIC POWER BOARD TO MANAGE AND CONTROL THE TOWN'S ELECTRIC PUBLIC ENTERPRISE SERVICE. (Became law upon ratification, June 18, 2015 - S.L. 2015-85)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

June 18, 2015

EIGHTY-SECOND DAY

Senate Chamber
Monday, June 22, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Chad Barefoot, Senator from Wake County.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“‘Turn us again, O Lord. Cause your face to shine; and we shall be saved.’
‘Turn us again, O God of Hosts, and cause thy face to shine; and we shall be saved.’* It is in Jesus’ name we pray. Amen.”

*Psalm 80:19, KJV

Senator Alexander announces that the Senate Journal of Thursday, June 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 212, AN ACT TO ALLOW SUCCESSFUL COMPLETION BY A RETIRED SWORN LAW ENFORCEMENT OFFICER OF THE HANDGUN QUALIFICATIONS FOR ACTIVE SWORN LAW ENFORCEMENT OFFICERS TO BE SUFFICIENT FOR PURPOSES OF A CONCEALED HANDGUN PERMIT.

H.B. 154, AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, AND TO AUTHORIZE PIONEER SPRINGS COMMUNITY SCHOOL TO ELECT TO PARTICIPATE IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

H.B. 836, AN ACT TO PROVIDE REGULATORY RELIEF FOR LOCAL GOVERNMENTS BY AUTHORIZING CITIES TO RESERVE CERTAIN EASEMENTS WHEN PERMANENTLY CLOSING STREETS AND ALLEYS; TO REPEAL THE REQUIREMENT FOR LICENSING OF GOING OUT OF BUSINESS SALES BY LOCAL GOVERNMENTS; TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE

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USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM JANUARY 1, 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION; TO AUTHORIZE VOTERS WHO SUFFER FROM A REASONABLE IMPEDIMENT PREVENTING THE VOTER FROM OBTAINING PHOTO IDENTIFICATION TO COMPLETE REASONABLE IMPEDIMENT DECLARATIONS WHEN VOTING; TO REMOVE TERM LIMITS FOR SERVICE ON THE BOARD OF EDUCATION OF ALEXANDER COUNTY; AND TO REQUIRE ELECTRONIC POLL BOOKS TO BE CERTIFIED BY THE STATE BOARD OF ELECTIONS.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.B. 140, AN ACT TO AUTHORIZE THE TOWN OF LAKE SANTEETLAH TO LEVY AN OCCUPANCY TAX.

Upon motion of Senator Alexander, seconded by Senator Barefoot, the Senate adjourns at 1:37 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Tuesday, June 23, at 2:00 p.m.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

S.B. 478 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO REPEAL THE REQUIREMENTS REGARDING THE YELLOW RIBBON PROGRAM, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Tuesday, June 23.

June 22, 2015

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

S.B. 25, AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-86)

S.B. 83, AN ACT TO AMEND THE CRIMINAL LAW CONCERNING THE FILING OR RECORDING OF FALSE LIENS OR ENCUMBRANCES KNOWING OR HAVING REASON TO KNOW THAT THE LIEN OR ENCUMBRANCE IS FALSE OR CONTAINS A MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR REPRESENTATION. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-87)

S.B. 99, AN ACT TO ESTABLISH A DEFINITION OF FIREFIGHTER FOR PURPOSES OF THE LOCAL FIREFIGHTERS' RELIEF FUND, THE STATEWIDE FIREFIGHTERS' RELIEF FUND, THE STATE FIRE PROTECTION GRANT FUND, VOLUNTEER SAFETY WORKERS ASSISTANCE, AND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE PROCESS FOR FILING CERTIFIED ROSTERS WITH THE NORTH CAROLINA STATE FIREMEN'S ASSOCIATION AND THE NORTH CAROLINA ASSOCIATION OF RESCUE AND EMERGENCY MEDICAL SERVICES, INC.; TO AMEND THE RESCUE SQUAD WORKERS' RELIEF FUND; TO AMEND THE LAW-ENFORCEMENT OFFICERS', FIREMEN'S, RESCUE SQUAD WORKERS' AND CIVIL AIR PATROL MEMBERS' DEATH BENEFITS ACT; AND TO SPECIFY LOCAL GOVERNMENT AUTHORITY AS IT PERTAINS TO A FIRE DEPARTMENT BOARD AND PARTICIPATION IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-88)

S.B. 161, AN ACT TO AMEND THE LAW GOVERNING SESSIONS OF THE SUPREME COURT TO AUTHORIZE SESSIONS TO BE HELD IN MORGANTON. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-89)

H.B. 795, AN ACT TO REFORM AND AMEND THE STATE ENVIRONMENTAL POLICY ACT. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-90)

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S.B. 60, AN ACT TO PROVIDE THAT A NON-EXPIRING, PERMANENT CIVIL NO-CONTACT ORDER MAY BE ISSUED AGAINST A SEX OFFENDER ON BEHALF OF THE CRIME VICTIM, TO ESTABLISH THE PROCEDURE FOR OBTAINING SUCH AN ORDER, TO CLARIFY ENHANCED PENALTIES FOR VIOLATIONS OF PROTECTIVE ORDERS, AND TO ALLOW EXTENSION OF ORDERS ENTERED IN STREET GANG NUISANCE ABATEMENT CASES AFTER A COURT HEARING. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-91)

H.B. 16, AN ACT TO REPEAL OUTDATED AND UNNECESSARY INSURANCE REPORTING REQUIREMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-92)

H.B. 511, AN ACT TO MAKE VARIOUS STATUTORY CHANGES RELATED TO CREDIT UNIONS. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-93)

S.B. 154, AN ACT TO CLARIFY THE OPERATION OF THE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN DRUG- OR ALCOHOL-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE AND AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR AN INDIVIDUAL EXPERIENCING A DRUG- OR ALCOHOL-RELATED OVERDOSE; TO PROVIDE ADDITIONAL REQUIREMENTS AND CONDITIONS THAT MUST BE MET BEFORE THE LIMITED IMMUNITY IS ESTABLISHED; TO PROVIDE THAT A PERSON SHALL NOT BE SUBJECT TO ARREST OR REVOCATION OF PRETRIAL RELEASE, PROBATION, PAROLE, OR POST-RELEASE IF BASED UPON AN OFFENSE FOR WHICH THE PERSON IS IMMUNE FROM PROSECUTION; TO PROVIDE THAT A LAW ENFORCEMENT OFFICER SHALL NOT BE SUBJECT TO CIVIL LIABILITY FOR ARRESTING OR CHARGING A PERSON ENTITLED TO IMMUNITY FROM PROSECUTION IF THE LAW ENFORCEMENT OFFICER ACTED IN GOOD FAITH; TO PROVIDE THAT A PHARMACIST MAY DISPENSE AN OPIOID ANTAGONIST UPON RECEIVING A PRESCRIPTION ISSUED IN ACCORDANCE WITH G.S. 90-106.2; AND TO PROVIDE THAT A PHARMACIST WHO DISPENSES AN OPIOID ANTAGONIST IN ACCORDANCE WITH G.S. 90-106.2 IS IMMUNE FROM CERTAIN CIVIL OR CRIMINAL LIABILITY. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-94)

June 22, 2015

S.B. 366, AN ACT TO AMEND THE REPORTING AND MEETING REQUIREMENTS UNDER THE LAWS PERTAINING TO THE PERMANENCY INNOVATION INITIATIVE OVERSIGHT COMMITTEE. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-95)

S.B. 487, AN ACT TO UPDATE OUTDATED AND OBSOLETE PROVISIONS IN CHAPTER 108A OF THE GENERAL STATUTES ON THE NC HEALTH CHOICE PROGRAM IN ORDER TO AVOID CONFUSION BY STAKEHOLDERS AND TO INCREASE EFFICIENCIES IN THE ADMINISTRATION OF THE PROGRAM. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-96)

H.B. 560, AN ACT TO PROVIDE THAT IT IS A FELONY TO ASSAULT HOSPITAL PERSONNEL AND LICENSED HEALTHCARE PROVIDERS WHO ARE PROVIDING OR ATTEMPTING TO PROVIDE SERVICES IN A HOSPITAL. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-97)

H.B. 909, AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOLIC BEVERAGE CONTROL COMMISSION LAWS. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-98)

H.B. 163, AN ACT TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES TO THE NORTH CAROLINA CAPTIVE INSURANCE ACT. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-99)

H.B. 190, AN ACT TO MAKE MODIFICATIONS TO THE STATE HEALTH PLAN FOR PUBLIC EMPLOYEES. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-100)

H.B. 262, AN ACT TO MODERNIZE THE SURPLUS LINES ACT BY INCLUDING ALIEN INSURERS IN THE DEFINITION OF AN ELIGIBLE SURPLUS LINES INSURER, BY REPEALING COUNTERSIGNING REQUIREMENTS, AND BY PROVIDING GREATER FLEXIBILITY FOR THE MANNER OF COLLECTION AND REFUND OF THE SURPLUS LINES TAX. (Became law upon approval of the Governor, June 19, 2015 - S.L. 2015-101)

Pursuant to Senator Alexander's motion to adjourn having prevailed, the Senate stands adjourned.

June 22, 2015

EIGHTY-THIRD DAY

Senate Chamber
Tuesday, June 23, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, thank you for this opportunity to serve—to serve you, to serve these citizens, and to be co-laborers in the fields of our state’s history. Thank you for this new day. Thank you for these opportunities. Lord, in this place of importance, help us to become great by being small. Help us to be wise by being willing to ask you for help. We desperately depend upon you for grace and for mercy, O Lord. So give us the courage this day to be your light in this field and to shine that light in this place. It is in Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, June 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Meredith, Senator Van Duyn, and Senator Woodard.

The Chair extends privileges of the floor to Crystal Reason-Harrell from Williamston, North Carolina, who is serving the Senate as Nurse of the Day.

MOTIONS RELATIVE TO THE CALENDAR

The following changes are made to today’s calendar:

H.B. 640 (Conference Report), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA’S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, for adoption.

Upon motion of Senator Apodaca, the Conference Report is withdrawn from today’s calendar and placed on the calendar of Wednesday, June 24.

H.B. 766 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF HEMP EXTRACT AND AUTHORIZING CERTAIN NEUROLOGISTS TO USE HEMP EXTRACT AS AN ALTERNATIVE TREATMENT FOR INTRACTABLE EPILEPSY WITHOUT PARTICIPATING IN A PILOT STUDY, upon second reading.

June 23, 2015

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, June 24.

H.B. 289, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MONEY TRANSMITTERS ACT AS REQUESTED BY THE OFFICE OF THE NORTH CAROLINA COMMISSIONER OF BANKS, upon second reading.

Upon motion of Senator Apodaca, the bill is withdrawn from today's calendar and re-referred to the **Commerce Committee**.

WITHDRAWAL FROM COMMITTEE

H.B. 356, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CAP ON THE UTILITIES REGULATORY FEE RESERVE, TO SET THE REGULATORY FEE IN STATUTE, AND TO ALLOW THE COMMISSION TO RAISE OR LOWER THE FEE, referred to the **Commerce Committee** on April 16.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the bill be withdrawn from the **Commerce Committee** and re-referred to the **Finance Committee**, which motion prevails with unanimous consent, and the Chair so orders.

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 288 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN NAIC ACCREDITATION OF THE DEPARTMENT OF INSURANCE BY MAKING REVISIONS TO THE LAWS GOVERNING INSURANCE COMPANY HOLDING SYSTEMS, RISK-BASED CAPITAL REQUIREMENTS FOR LIFE INSURERS, AND CORPORATE GOVERNANCE REQUIREMENTS FOR RISK RETENTION GROUPS; AND TO MAKE CONFORMING AND CLARIFYING CHANGES TO THE LAWS GOVERNING MOTOR VEHICLE FINANCIAL RESPONSIBILITY AND AUTO AND HOMEOWNERS' INSURANCE OPTIONAL PROGRAM ENHANCEMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, June 24.

The Senate recesses at 2:12 p.m. to reconvene at 2:32 p.m.

RECESS

June 23, 2015

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator J. Davis for the **State and Local Government Committee**:

H.B. 55, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PYROTECHNIC EXHIBITIONS AUTHORIZED BY NORTH CAROLINA STATE UNIVERSITY, with a favorable report.

H.B. 469, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF SUNSET BEACH TO ALLOW THE TOWN TO USE PROCEEDS FROM ON-STREET PARKING METERS IN THE SAME MANNER IN WHICH PROCEEDS FROM OFF-STREET PARKING FACILITIES ARE USED, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A RIGHT TO TRY ACT TO PROVIDE EXPANDED ACCESS TO INVESTIGATIONAL DRUGS, BIOLOGICAL PRODUCTS, AND DEVICES FOR PATIENTS DIAGNOSED WITH TERMINAL ILLNESS, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

H.B. 148 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE OWNERS OF MOPEDS TO HAVE IN FULL FORCE AND EFFECT A POLICY OF FINANCIAL RESPONSIBILITY AND TO MAKE CLARIFYING CHANGES RELATED TO THE LAW REQUIRING THE REGISTRATION OF MOPEDS, upon third reading.

The Committee Substitute bill passes its third reading (39-8) and is ordered enrolled and sent to the Governor.

S.B. 423 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A

FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT UNDER THE JUVENILE CODE; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Barringer, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

S.B. 462 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A PUBLIC AUTHORITY MAY ESTABLISH, CONTROL, AND OPERATE A NONPROFIT CORPORATION WITH TAX EXEMPT STATUS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Hartsell, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

S.B. 478 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO REPEAL THE REQUIREMENTS REGARDING THE YELLOW RIBBON PROGRAM, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Brown, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor by special message.

S.B. 578 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, for concurrence in House Amendment No. 1.

Upon motion of Senator Barringer, the Senate concurs in House Amendment No. 1 (47-0) and the bill is ordered enrolled and sent to the Governor.

June 23, 2015

S.B. 333 (Conference Report), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION, for adoption.

Upon motion of Senator Soucek, the Senate adopts the Conference Report (47-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Pursuant to the message received June 18, that the House of Representatives adopted the Conference Report for S.B. 333, the bill is ordered enrolled and sent to the Governor.

SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Josie Britt, Winston-Salem; Brittany Burnett, Lumberton; Hayden Cheek, Burlington; Jeffery Condry, Jacksonville; Justin Condry, Jacksonville; Haleigh Connor, Proctorville; Jacob Eller, Cary; Megan Evans, Princeton; Grey Goodson, Jacksonville; Annie Haunton, Hickory; Christian Hodges, Matthews; Kendall Hunt, Greensboro; Watson Lander, Burlington; Walter Maready, Sneads Ferry; Matthew Mintz, Ash; Jesse Narron, Southport; Elizabeth O'Donnell, Mills River; Hannah Phillips, Hillsborough; Will Rogers, Winston-Salem; Madison Taylor, Raleigh; and Emma West, Fayetteville.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

S.B. 478, AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO REPEAL THE REQUIREMENTS REGARDING THE YELLOW RIBBON PROGRAM.

A SENATORIAL STATEMENT

Senator Smith submits a Senatorial Statement entitled, **HONORING THE LIFE AND SERVICE OF JIMMY GOINS, FORMER TRIBAL CHAIRMAN OF THE LUMBEE TRIBE**. The full text can be found in the Appendix. (See pg. 1276)

June 23, 2015

Upon motion of Senator Pate, seconded by Senator Alexander, the Senate adjourns at 3:03 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Wednesday, June 24, at 2:00 p.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

H.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TUITION WAIVER FOR SURVIVORS OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS AND CERTAIN OTHERS ALSO APPLIES TO CHILDREN WHOSE LEGAL GUARDIANS OR LEGAL CUSTODIANS ARE LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, OR RESCUE SQUAD WORKERS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 131 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MAGGIE VALLEY.

Referred to the **State and Local Government Committee**.

H.B. 250 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE CORNER STORE INITIATIVE ACT TO ASSIST HEALTHY FOOD SMALL RETAILERS.

Referred to the **Rules and Operations of the Senate Committee**.

H.B. 679, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Finance Committee**.

H.B. 714 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE LICENSURE PROCESS FOR BEHAVIOR ANALYSTS.

Referred to the **Rules and Operations of the Senate Committee**.

S.B. 455 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE IRAN DIVESTMENT ACT, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Wednesday, June 24.

June 23, 2015

S.B. 88 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSIGN POLE ATTACHMENT DISPUTES TO THE NORTH CAROLINA UTILITIES COMMISSION, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Wednesday, June 24.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

S.B. 284 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, for concurrence in House Amendment No. 1.

The Committee Substitute bill, as amended, is placed on the calendar of Wednesday, June 24.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 23, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 97 Senate Committee Substitute No. 2 (7th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

June 23, 2015

S.B. 140, AN ACT TO AUTHORIZE THE TOWN OF LAKE SANTEETLAH TO LEVY AN OCCUPANCY TAX. (Became law upon ratification, June 22, 2015 - S.L. 2015-102)

H.B. 836, AN ACT TO PROVIDE REGULATORY RELIEF FOR LOCAL GOVERNMENTS BY AUTHORIZING CITIES TO RESERVE CERTAIN EASEMENTS WHEN PERMANENTLY CLOSING STREETS AND ALLEYS; TO REPEAL THE REQUIREMENT FOR LICENSING OF GOING OUT OF BUSINESS SALES BY LOCAL GOVERNMENTS; TO AUTHORIZE ELECTRONIC SUBMISSION OF ABSENTEE BALLOT LISTS BY COUNTY BOARDS OF ELECTIONS; TO AUTHORIZE THE USE OF NEW TECHNOLOGY FOR PAPER BALLOTS; TO EXTEND THE TIME FRAME TO IMPLEMENT THE REQUIREMENT FOR PAPER BALLOTS FROM JANUARY 1, 2018 TO SEPTEMBER 1, 2019, FOR COUNTIES THAT USE DIRECT RECORD ELECTRONIC VOTING MACHINES FOR CURRENT VOTING REQUIREMENTS; TO AUTHORIZE CERTAIN MUNICIPALITIES TO CONDUCT MALT BEVERAGE AND UNFORTIFIED WINE ELECTIONS; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO NOTIFY A REGISTERED VOTER OF THE OPTION TO COMPLETE A WRITTEN REQUEST FOR AN ABSENTEE BALLOT AT A ONE-STOP VOTING LOCATION WHEN THE VOTER PRESENTS WITHOUT AN ELIGIBLE FORM OF PHOTO IDENTIFICATION; TO AUTHORIZE VOTERS WHO SUFFER FROM A REASONABLE IMPEDIMENT PREVENTING THE VOTER FROM OBTAINING PHOTO IDENTIFICATION TO COMPLETE REASONABLE IMPEDIMENT DECLARATIONS WHEN VOTING; TO REMOVE TERM LIMITS FOR SERVICE ON THE BOARD OF EDUCATION OF ALEXANDER COUNTY; AND TO REQUIRE ELECTRONIC POLL BOOKS TO BE CERTIFIED BY THE STATE BOARD OF ELECTIONS. (Became law upon approval of the Governor, June 22, 2015 - S.L. 2015-103)

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

EIGHTY-FOURTH DAY

Senate Chamber
Wednesday, June 24, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

June 24, 2015

“Lord, how shall we enter into your presence? We are so full of pride. How shall we pray to you now? We often just don’t even know where to begin or what to ask, but, Lord, you are sufficient. Even in our loss of words, you are gracious. You are clear when we have no clarity. You are God when we stumble. We repent, Heavenly Father, of our blindness. We repent of our inability to work together. We repent of name calling. Because in repentance and rest is our salvation, Lord. I am so thankful that we can come here and feel your love, because your love is not dependent upon our words. Your love is not dependent even on our prayers, because you are faithful to the end. Come, Jesus, rescue us from our snares, and set us free. It is your name, Jesus, we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Hartsell, Senator Meredith, and Senator Robinson.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Cook for the **Agriculture/Environment/Natural Resources Committee**:

H.B. 634 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF BUILT-UPON AREA FOR PURPOSES OF STORMWATER PROGRAMS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10403, is adopted and engrossed.

H.B. 705 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN THE TYPES OF SUBSURFACE WASTEWATER TREATMENT SYSTEMS THAT MAY SERVE AS THE BASIS FOR DESIGNATED REPAIR AREA REQUIREMENTS FOR REPLACEMENT WASTEWATER TREATMENT SYSTEMS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40478, which changes the title to read **H.B. 705** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) BROADEN THE TYPES OF SUBSURFACE WASTEWATER TREATMENT SYSTEMS THAT MAY SERVE AS THE BASIS FOR DESIGNATED REPAIR AREA REQUIREMENTS FOR REPLACEMENT WASTEWATER TREATMENT SYSTEMS AND (2) MAKE CAPACITY AND MANAGEMENT CHANGES FOR CERTAIN DISPERSAL SYSTEMS, is adopted and engrossed.

June 24, 2015

H.B. 255 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE AND THE BUILDING CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, AND BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS TO INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30396, which changes the title to read **H.B. 255** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE AND THE BUILDING CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS, BY AUTHORIZING INSPECTIONS OF COMPONENTS OR ELEMENTS OF BUILDINGS CERTIFIED BY LICENSED ARCHITECTS OR LICENSED ENGINEERS, AND BY EXEMPTING CERTAIN COMMERCIAL BUILDING PROJECTS FROM THE REQUIREMENT OF A PROFESSIONAL SEAL, is adopted and engrossed.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

June 24, 2015

H.B. 55, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING PYROTECHNIC EXHIBITIONS AUTHORIZED BY NORTH CAROLINA STATE UNIVERSITY, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rucho for the **Finance Committee**:

H.B. 307, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF ZEBULON TO REMOVE RESTRICTIONS ON THE USE OF CERTAIN FEES COLLECTED BY THE TOWN, with a favorable report.

H.B. 356, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CAP ON THE UTILITIES REGULATORY FEE RESERVE, TO SET THE REGULATORY FEE IN STATUTE, AND TO ALLOW THE COMMISSION TO RAISE OR LOWER THE FEE, with a favorable report.

CALENDAR *(continued)*

H.B. 288 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN NAIC ACCREDITATION OF THE DEPARTMENT OF INSURANCE BY MAKING REVISIONS TO THE LAWS GOVERNING INSURANCE COMPANY HOLDING SYSTEMS, RISK-BASED CAPITAL REQUIREMENTS FOR LIFE INSURERS, AND CORPORATE GOVERNANCE REQUIREMENTS FOR RISK RETENTION GROUPS; AND TO MAKE CONFORMING AND CLARIFYING CHANGES TO THE LAWS GOVERNING MOTOR VEHICLE FINANCIAL RESPONSIBILITY AND AUTO AND HOMEOWNERS' INSURANCE OPTIONAL PROGRAM ENHANCEMENTS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

Upon the appearance of Senator Hartsell in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

Senator Apodaca offers Amendment No. 1, which is adopted (48-0).

The Senate Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

June 24, 2015

MOTION RELATIVE TO THE CALENDAR

The following change is made to today's calendar:

H.B. 766 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF HEMP EXTRACT AND AUTHORIZING CERTAIN NEUROLOGISTS TO USE HEMP EXTRACT AS AN ALTERNATIVE TREATMENT FOR INTRACTABLE EPILEPSY WITHOUT PARTICIPATING IN A PILOT STUDY, upon second reading.

Upon motion of Senator Apodaca, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, July 1.

WITHDRAWAL FROM COMMITTEE

S.B. 639, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MOTOR FUEL EXCISE TAX RATE, TO ESTABLISH A TRANSPORTATION INFRASTRUCTURE ACCESS FEE, TO IMPOSE A ROAD USAGE TAX ON CERTAIN MOTOR CARRIERS, TO ELIMINATE THE STATUTORY TRANSFER OF PROCEEDS FROM THE MOTOR FUEL EXCISE TAX, AND TO PROHIBIT THE CONSTRUCTION OF TOLL PROJECTS UNLESS AUTHORIZED PURSUANT TO A LOCAL GOVERNMENT REFERENDUM, referred to the **Rules and Operations of the Senate Committee** on March 30.

Pursuant to Rule 47(a), Senator Apodaca offers a motion that the bill be withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee**, which motion prevails with unanimous consent, and the Chair so orders.

CALENDAR *(continued)*

S.B. 88 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSIGN POLE ATTACHMENT DISPUTES TO THE NORTH CAROLINA UTILITIES COMMISSION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Brown, the Senate concurs in the House Committee Substitute bill (48-0) and the bill is ordered enrolled and sent to the Governor.

S.B. 284 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, for concurrence in House Amendment No. 1.

Upon motion of Senator Hartsell, the Senate concurs in House Amendment No. 1 (48-0) and the bill is ordered enrolled and sent to the Governor by special message.

June 24, 2015

S.B. 455 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE IRAN DIVESTMENT ACT, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Gunn, the Senate concurs in the House Committee Substitute bill (48-0) and the bill is ordered enrolled and sent to the Governor.

H.B. 640 (Conference Report), A BILL TO BE ENTITLED AN ACT TO PRESERVE NORTH CAROLINA'S OUTDOOR HERITAGE FOR FUTURE GENERATIONS AND AMEND VARIOUS WILDLIFE RESOURCES COMMISSION LAWS, for adoption.

Upon motion of Senator B. Jackson, the Senate adopts the Conference Report (33-15).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Berger, seconded by Senator Stein, the Senate adjourns at 2:26 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Thursday, June 25, at 12:00 p.m.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 333, AN ACT TO REQUIRE THAT THE STATE BOARD OF EDUCATION INCLUDE SPECIFIC DATA IN ITS ANNUAL REPORT ON THE TEACHING PROFESSION.

S.B. 423, AN ACT TO ALIGN STATE LAW WITH FEDERAL LAW BY PROVIDING FOR THE SUPPORT OF HEALTHY DEVELOPMENT OF YOUTH IN FOSTER CARE THROUGH IMPLEMENTATION OF A REASONABLE AND PRUDENT PARENT STANDARD FOR DECISIONS MADE BY A FOSTER PARENT OR A DESIGNATED OFFICIAL FOR A CHILD CARE INSTITUTION AND REVISING THE LAWS PERTAINING TO ABUSE, NEGLECT, AND DEPENDENCY REGARDING JUVENILE PLACEMENT UNDER THE JUVENILE CODE; TO PROVIDE LIABILITY INSURANCE FOR FOSTER PARENTS; TO REDUCE BARRIERS TO OBTAINING A DRIVERS LICENSE FOR FOSTER CHILDREN AND BY CLARIFYING THAT FOSTER PARENTS DO NOT VIOLATE FINANCIAL RESPONSIBILITY REQUIREMENTS BY ALLOWING FOSTER CHILDREN WITH THEIR OWN INSURANCE COVERAGE TO OPERATE A VEHICLE OWNED BY THE FOSTER PARENT; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY A MEDICAID WAIVER FOR CHILDREN WITH SERIOUS EMOTIONAL DISTURBANCE.

June 24, 2015

S.B. 462, AN ACT TO CLARIFY THAT A PUBLIC AUTHORITY MAY ESTABLISH, CONTROL, AND OPERATE A NONPROFIT CORPORATION WITH TAX EXEMPT STATUS.

S.B. 578, AN ACT TO TRANSITION ABUSE AND NEGLECT INVESTIGATIONS IN CHILD CARE FACILITIES TO THE DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES.

H.B. 148, AN ACT TO REQUIRE OWNERS OF MOPEDS TO HAVE IN FULL FORCE AND EFFECT A POLICY OF FINANCIAL RESPONSIBILITY AND TO MAKE CLARIFYING CHANGES RELATED TO THE LAW REQUIRING THE REGISTRATION OF MOPEDS.

H.B. 652, AN ACT ESTABLISHING A RIGHT TO TRY ACT TO PROVIDE EXPANDED ACCESS TO INVESTIGATIONAL DRUGS, BIOLOGICAL PRODUCTS, AND DEVICES FOR PATIENTS DIAGNOSED WITH TERMINAL ILLNESS.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 492, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE RUTHERFORD COUNTY BOARD OF COMMISSIONERS TO TERMINATE AND DISSOLVE THE RUTHERFORD AIRPORT AUTHORITY AND TO OPERATE THE RUTHERFORD COUNTY AIRPORT AS A PUBLIC ENTERPRISE, referred to the **Rules and Operations of the Senate Committee** on April 28.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

H.B. 383 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REORGANIZE, RENAME, AND RENUMBER VARIOUS SEXUAL OFFENSES TO MAKE THEM MORE EASILY DISTINGUISHABLE FROM ONE ANOTHER AS RECOMMENDED BY THE NORTH CAROLINA COURT OF APPEALS IN "STATE OF NORTH CAROLINA V. SLADE WESTON HICKS, JR.", referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

June 24, 2015

H.B. 397 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT UPON CONVICTION FOR EXPLOITATION OF AN OLDER ADULT OR DISABLED ADULT, ANY SEIZED ASSETS SHALL BE USED TO SATISFY THE DEFENDANT'S RESTITUTION OBLIGATION AS ORDERED BY THE COURT, referred to the **Rules and Operations of the Senate Committee** on April 22.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 341, A BILL TO BE ENTITLED AN ACT TO ADD "NBOME" COMPOUNDS AND OTHER SUBSTANCES TO THE CONTROLLED SUBSTANCES SCHEDULES, referred to the **Rules and Operations of the Senate Committee** on April 30.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary II Committee**.

H.B. 266, A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF LENOIR, referred to the **State and Local Government Committee** on June 11, with a sequential referral to the **Finance Committee**.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

H.B. 400, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF MINT HILL, referred to the **State and Local Government Committee** on June 11, with a sequential referral to the **Finance Committee**.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

H.B. 411, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF ANGIER, AT THE REQUEST OF THE TOWN, referred to the **State and Local Government Committee** on June 17, with a sequential referral to the **Finance Committee**.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

H.B. 412 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CITY OF DUNN, referred to the **State and Local Government Committee** on June 17, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The Committee Substitute bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**, and the sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

H.B. 426, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF WELDON, referred to the **State and Local Government Committee** on June 15, with a sequential referral to the **Finance Committee**.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

H.B. 493 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF LAKE LURE, SUBJECT TO A REFERENDUM, referred to the **State and Local Government Committee** on June 11, with a sequential referral to the **Finance Committee**.

The Committee Substitute bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

H.B. 526 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF NORWOOD, referred to the **State and Local Government Committee** on June 15, with a sequential referral to the **Finance Committee**.

The Committee Substitute bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

S.B. 122, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF GLEN ALPINE, AT THE REQUEST OF THE TOWN, referred to the **State and Local Government Committee** on April 20, with a sequential referral to the **Finance Committee**.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

S.B. 214, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE VILLAGE OF WESLEY CHAPEL, referred to the **State and Local Government Committee** on April 16, with a sequential referral to the **Finance Committee** added on April 20.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Finance Committee**.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives
June 24, 2015

June 24, 2015

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that conferees have been dismissed for **H.B. 347 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORIZATION TO GRAHAM COUNTY TO LEVY AN OCCUPANCY TAX, TO AUTHORIZE BUNCOMBE COUNTY TO INCREASE ITS ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX TO SIX PERCENT AND TO MAKE OTHER ADMINISTRATIVE CHANGES, AND TO AUTHORIZE THE GUILFORD COUNTY COMMISSIONERS AND ROCKINGHAM COUNTY COMMISSIONERS TO CALL A SPECIAL ELECTION IN THE STOKESDALE FIRE PROTECTION DISTRICT FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS THEREIN THE QUESTION OF INCREASING THE ALLOWABLE SPECIAL TAX FOR FIRE PROTECTION WITHIN THAT DISTRICT FROM TEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION TO FIFTEEN CENTS ON THE ONE HUNDRED DOLLARS VALUATION ON ALL TAXABLE PROPERTY WITHIN SUCH DISTRICT.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

EIGHTY-FIFTH DAY

Senate Chamber
Thursday, June 25, 2015

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Lord, you are our refuge and strength, a very present help in times of trouble. Even when we see the earth giving way and the mountains moving into the sea, though the waters roar and foam, you are God. Guide us today by faith. Guide us by your ever-burning flame of light. We pray in Jesus' name. Amen.”

Senator Pate, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 24, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

June 25, 2015

The Chair grants leaves of absence for today to Senator Meredith and Senator Robinson.

The Chair extends privileges of the floor to Ronda Decker from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.

ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

S.B. 88, AN ACT TO ASSIGN POLE ATTACHMENT DISPUTES TO THE NORTH CAROLINA UTILITIES COMMISSION.

S.B. 174, AN ACT TO PROVIDE THAT THE CITY OF WILMINGTON MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE FORMER CSX TRANSPORTATION RAIL CORRIDOR WITHIN THE LIMITS OF THAT CITY.

S.B. 284, AN ACT TO EXTEND THE SUNSET PROVISION ON THE AUTHORITY GRANTED TO COUNTIES AND CITIES TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS AND TO SHORTEN THE NUMBER OF ANNUAL INSTALLMENTS.

S.B. 455, AN ACT TO ENACT THE IRAN DIVESTMENT ACT.

H.B. 55, AN ACT TO AMEND THE LAW REGARDING PYROTECHNIC EXHIBITIONS AUTHORIZED BY NORTH CAROLINA STATE UNIVERSITY.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Tillman for the **Finance Committee**:

H.B. 266, A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF LENOIR, with a favorable report.

H.B. 400, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF MINT HILL, with a favorable report.

H.B. 411, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF ANGIER, AT THE REQUEST OF THE TOWN, with a favorable report.

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H.B. 412 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CITY OF DUNN, with a favorable report.

H.B. 426, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF WELDON, with a favorable report.

H.B. 526 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF NORWOOD, with a favorable report.

By Senator J. Davis for the **State and Local Government Committee**:

H.B. 322, A BILL TO BE ENTITLED AN ACT GRANTING AUTHORITY TO THE TOWN OF MORRISVILLE TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS, with a favorable report.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 307, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF ZEBULON TO REMOVE RESTRICTIONS ON THE USE OF CERTAIN FEES COLLECTED BY THE TOWN, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

H.B. 356, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CAP ON THE UTILITIES REGULATORY FEE RESERVE, TO SET THE REGULATORY FEE IN STATUTE, AND TO ALLOW THE COMMISSION TO RAISE OR LOWER THE FEE, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 47, noes 1, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McInnis, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Van Duyn, Waddell, Wade, Wells and Woodard---47.

Voting in the negative: Senator Tucker---1.

The bill remains on the calendar for Monday, June 29, upon third reading.

June 25, 2015

H.B. 255 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE AND THE BUILDING CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS, BY AUTHORIZING INSPECTIONS OF COMPONENTS OR ELEMENTS OF BUILDINGS CERTIFIED BY LICENSED ARCHITECTS OR LICENSED ENGINEERS, AND BY EXEMPTING CERTAIN COMMERCIAL BUILDING PROJECTS FROM THE REQUIREMENT OF A PROFESSIONAL SEAL, upon second reading.

Senator Tucker offers Amendment No. 1, which is adopted (48-0).

The Senate Committee Substitute bill, as amended, passes its second reading (47-1).

Senator McKissick objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill, as amended, placed on the calendar of Monday, June 29, upon third reading.

H.B. 634 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF BUILT-UPON AREA FOR PURPOSES OF STORMWATER PROGRAMS, upon second reading.

The Chair grants a leave of absence for the remainder of today's session to Senator Hartsell.

The Senate Committee Substitute bill passes its second reading (30-17).

Senator Bryant objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill placed on the calendar of Monday, June 29, upon third reading.

H.B. 705 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) BROADEN THE TYPES OF SUBSURFACE WASTEWATER TREATMENT SYSTEMS THAT MAY SERVE AS THE BASIS FOR DESIGNATED REPAIR AREA REQUIREMENTS FOR REPLACEMENT WASTEWATER TREATMENT SYSTEMS AND (2) MAKE CAPACITY AND MANAGEMENT CHANGES FOR CERTAIN DISPERSAL SYSTEMS, upon second reading.

June 25, 2015

Senator McInnis offers Amendment No. 1, which is adopted (47-0).

The Senate Committee Substitute bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Tillman for the **Finance Committee**:

H.B. 493 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF LAKE LURE, SUBJECT TO A REFERENDUM, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30397, which changes the title to read **H.B. 493** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF LAKE LURE, is adopted and engrossed.

By Senator Randleman for the **Judiciary II Committee**:

H.B. 561 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE AUTHORITY OF SCHOOL SYSTEMS WITH REGARD TO LEGAL PROCEEDINGS AND INVESTIGATIONS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Education/Higher Education Committee**.

A SENATORIAL STATEMENT

Senator Smith submits a Senatorial Statement entitled, **HONORING JULIAN T. PIERCE**. The full text can be found in the Appendix. (See pg. 1277)

The Senate recesses at 12:53 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, the receipt of conference reports, and the appointment of conferees, to reconvene at 1:40 p.m.

RECESS

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

June 25, 2015

H.B. 372 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND STABILIZE NORTH CAROLINA'S MEDICAID PROGRAM THROUGH PROVIDER-LED CAPITATED HEALTH PLANS.

Referred to the **Ways & Means Committee**.

H.B. 556 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE ACHIEVING A BETTER LIFE EXPERIENCE (ABLE) ACT.

Referred to the **Finance Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Tom Apodaca, Chair of the Rules and Operations of the Senate Committee.

The Senate recesses at 1:50 p.m. to reconvene at 2:15 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Senator Phil Berger, President *Pro Tempore*.

OBJECTION WITHDRAWN

Senator McKissick withdraws his objection to third reading of **H.B. 255**.

CALENDAR *(continued)*

H.B. 255 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM BUILDING CODE ENFORCEMENT TO PROMOTE ECONOMIC GROWTH BY CONFORMING WORK IN PROGRESS INSPECTION AUTHORITY TO RECENTLY ENACTED INSPECTION LIMITATIONS, BY REQUIRING THE BUILDING CODE COUNCIL TO STUDY THE ALTERNATE METHODS APPROVAL PROCESS, BY CLARIFYING THE DEFINITION OF OFFICIAL MISCONDUCT FOR CODE OFFICIALS, BY RAISING THE THRESHOLD FOR REQUIREMENT OF A BUILDING PERMIT, BY CREATING THE BUILDING CODE COUNCIL RESIDENTIAL CODE COMMITTEE AND THE BUILDING CODE COMMITTEE, BY REQUIRING INTERNET POSTING OF CERTAIN COUNCIL DECISIONS AND INTERPRETATIONS, BY CLARIFYING THAT INSPECTION FEES COLLECTED BY CITIES AND COUNTIES MAY ONLY BE USED TO SUPPORT THE INSPECTION DEPARTMENT, BY REQUIRING THAT INSPECTIONS BE PERFORMED IN FULL AND IN A TIMELY MANNER AND INSPECTION REPORTS INCLUDE ALL ITEMS FAILING TO MEET CODE REQUIREMENTS, BY AUTHORIZING INSPECTIONS OF COMPONENTS OR ELEMENTS OF BUILDINGS CERTIFIED BY LICENSED ARCHITECTS OR LICENSED ENGINEERS, AND BY EXEMPTING CERTAIN COMMERCIAL BUILDING PROJECTS FROM THE REQUIREMENT OF A PROFESSIONAL SEAL, upon third reading, as amended.

June 25, 2015

The Chair grants leaves of absence for the remainder of today's session to Senator Bingham, Senator J. Davis, Senator Soucek, and Senator Tillman.

Senator McKissick offers Amendment No. 2, which is adopted (39-1).

The Senate Committee Substitute bill, as amended, passes its third reading (40-0) and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

Upon motion of Senator Pate, seconded by Senator Blue, the Senate adjourns at 2:36 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, the receipt of messages from the House of Representatives, and the appointment of conferees, to reconvene Monday, June 29, at 1:30 p.m.

RE-REFERRAL OF BILLS

Senator Apodaca orders the re-referral of bills as follows:

H.B. 467 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE CATEGORY OF INDIVIDUALS WHO MAY BE APPOINTED AS COUNTY MEDICAL EXAMINERS IN CLEVELAND COUNTY, referred to the **Judiciary I Committee** on June 11.

The Senate Committee Substitute bill is withdrawn from the **Judiciary I Committee** and placed on the calendar of Monday, June 29.

H.B. 526 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF NORWOOD, placed on the calendar of Monday, June 29.

The Committee Substitute bill is withdrawn from the calendar of Monday, June 29, and re-referred to the **Rules and Operations of the Senate Committee**.

CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

S.B. 7, AN ACT TO ALLOW FOOD STANDS TO PROVIDE TABLES AND CHAIRS FOR CUSTOMERS TO USE WHILE CONSUMING DRINKS OR FOOD UPON THE PREMISES AND TO AUTHORIZE PUSHCARTS OR MOBILE FOOD UNITS TO PREPARE AND SERVE FOOD ON THE PREMISES, PROVIDED THEY ARE BASED FROM A COMMISSARY OR RESTAURANT LOCATED ON THE PREMISES OF A FACILITY CONTAINING THREE THOUSAND PERMANENT SEATS. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-104)

June 25, 2015

S.B. 212, AN ACT TO ALLOW SUCCESSFUL COMPLETION BY A RETIRED SWORN LAW ENFORCEMENT OFFICER OF THE HANDGUN QUALIFICATIONS FOR ACTIVE SWORN LAW ENFORCEMENT OFFICERS TO BE SUFFICIENT FOR PURPOSES OF A CONCEALED HANDGUN PERMIT. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-105)

S.B. 301, AN ACT TO EXEMPT THE DEPARTMENT OF TRANSPORTATION FROM THE REQUIRED APPROVAL OF THE COUNCIL OF STATE WHEN PURCHASING CONTAMINATED PROPERTY, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-106)

S.B. 596, AN ACT TO CLARIFY EXISTING LAW REGARDING THE ENFORCEMENT OF FOREIGN-COUNTRY JUDGMENTS. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-107)

S.B. 621, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO SEND MOTOR VEHICLE REGISTRATION RENEWAL NOTIFICATION BY ELECTRONIC MEANS UPON RECEIVING WRITTEN CONSENT FROM THE OWNER OF THE MOTOR VEHICLE. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-108)

S.B. 682, AN ACT TO LIMIT USE OF CONTINGENT-BASED CONTRACTS FOR AUDIT OR ASSESSMENT PURPOSES. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-109)

S.B. 716, AN ACT TO: (1) DIRECT THE NORTH CAROLINA UTILITIES COMMISSION TO RENDER AN EXPEDITED DECISION, UNDER CERTAIN CONDITIONS, ON AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR AN APPLICANT TO CONSTRUCT A GENERATING FACILITY THAT USES NATURAL GAS AS THE PRIMARY FUEL AND (2) MODIFY CERTAIN REQUIREMENTS UNDER THE COAL ASH MANAGEMENT ACT OF 2014 FOR COAL ASH SURFACE IMPOUNDMENTS LOCATED ON SITES AT WHICH ALL COAL-FIRED GENERATING UNITS PRESENT ON THOSE SITES WILL PERMANENTLY CEASE OPERATIONS BY JANUARY 31, 2020. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-110)

H.B. 86, AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY THE NONBETTERMENT COST OF RELOCATING WATER AND SEWER LINES OWNED BY LOCAL BOARDS OF EDUCATION. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-111)

June 25, 2015

H.B. 154, AN ACT TO AUTHORIZE UNITS OF LOCAL GOVERNMENT TO ENROLL THEIR EMPLOYEES AND DEPENDENTS IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, AND TO AUTHORIZE PIONEER SPRINGS COMMUNITY SCHOOL TO ELECT TO PARTICIPATE IN THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-112)

H.B. 339, AN ACT TO AUTHORIZE THE ADDITION OF THE FONTA FLORA LOOP TRAIL IN BURKE COUNTY TO THE STATE PARKS SYSTEM. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-113)

H.B. 812, AN ACT TO ENSURE THAT INFORMATION ON GRANT FUNDS AWARDED BY STATE AGENCIES IS READILY AVAILABLE ON STATE AGENCY WEB SITES. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-114)

S.B. 43, AN ACT TO EXTEND THE PERIOD IMMEDIATELY PRECEDING THE DATE OF APPLICATION FROM 90 DAYS TO ONE YEAR IN WHICH A MILITARY VETERAN SEEKING A WAIVER OF THE COMMERCIAL SKILLS TEST MUST HAVE BEEN REGULARLY EMPLOYED AND TO PROVIDE A MILITARY VETERAN WITH AN ADDITIONAL METHOD FOR SATISFYING THE CERTIFICATION REQUIREMENT IN G.S. 20-37.13. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-115)

S.B. 478, AN ACT TO MAKE CERTAIN VETERANS AND OTHER INDIVIDUALS ENTITLED TO FEDERAL EDUCATIONAL BENEFITS UNDER 38 U.S.C. CHAPTER 30 OR 38 U.S.C. CHAPTER 33 WHO ENROLL IN ANY OF THE STATE'S PUBLIC INSTITUTIONS OF HIGHER EDUCATION ELIGIBLE FOR IN-STATE TUITION BY WAIVING THE TWELVE-MONTH STATE RESIDENCY REQUIREMENT AND TO REPEAL THE REQUIREMENTS REGARDING THE YELLOW RIBBON PROGRAM. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-116)

S.B. 488, AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA) AND TO MAKE CHANGES TO THE ADMINISTRATION OF CHILD SUPPORT SERVICES THAT WILL RESULT IN MORE EFFECTIVE AND EFFICIENT COLLECTION AND PAYMENT OF CHILD SUPPORT TO FAMILIES. (Became law upon approval of the Governor, June 24, 2015 - S.L. 2015-117)

Pursuant to Senator Pate's motion to adjourn having prevailed, the Senate stands adjourned.

June 25, 2015