## JOURNAL

## **OF THE**

## **SENATE**

## **OF THE**

## **2015 GENERAL ASSEMBLY**

## **OF THE**

## **STATE OF NORTH CAROLINA**

## **EXTRA SESSION**

This publication is printed on permanent, acid-free paper in compliance with the General Statutes of the State of North Carolina. 288 copies of this publication were printed at a cost of \$20.83 per copy.



## OFFICERS AND MEMBERS OF THE SENATE OF THE NORTH CAROLINA 2015 GENERAL ASSEMBLY EXTRA SESSION 2016

#### SENATE LEADERSHIP

DANIEL J. FOREST, President	Raleigh
PHILIP E. BERGER, President Pro Tempore	Eden
LOUIS M. PATE, JR., Deputy President Pro Tempore	Mount Olive

RESIDENCE	NAME OF SENATOR	DISTRICT
Chocowinity	WILLIAM COOK (R)	1
Arapahoe	NORMAN W. SANDERSON (R)	2
Gastor	ERICA SMITH-INGRAM (D)	3
Rocky Moun	ANGELA R. BRYANT (D)	4
Snow Hil	DONALD G. DAVIS (D)	5
Jacksonville	HARRY BROWN (R)	6
Mount Olive	LOUIS M. PATE, JR. (R)	7
Southpor	WILLIAM P. RABON (R)	8
Wilmingtor	MICHAEL V. LEE (R)	9
Autryville	BRENT JACKSON (R)	10
Wilsor	E. S. "BUCK" NEWTON III (R)	11
Spring Lake	RONALD J. RABIN (R)	12
Lumbertor	JANE W. SMITH (D)	13
Raleigł	DANIEL T. BLUE, JR. (D)	14
Raleigł	JOHN M. ALEXANDER, JR. (R)	15
Raleigł	JOSHUA H. STEIN (D)	16
Cary	TAMARA BARRINGER (R)	17
Wake Fores	J. CHADWICK BAREFOOT (R)	18
Fayetteville	WESLEY A. MEREDITH (R)	19
Durham	FLOYD B. MCKISSICK, JR. (D)	20
Raeford	ROBERT B. CLARK III (D)	21
Durham	J. MICHAEL WOODARD (D)	22
Hillsborough	VALERIE P. FOUSHEE (D)	23
Burlingtor	RICHARD W. GUNN (R)	24
Ellerbe	TOM MCINNIS (R)	25

26	PHILIP E. BERGER (R)	Eden
27	TRUDY WADE (R)	Greensboro
28	GLADYS A. ROBINSON (D)	
29	JERRY W. TILLMAN (R)	Archdale
30	SHIRLEY B. RANDLEMAN (R)	Wilkesboro
31	JOYCE KRAWIEC (R)	Kernersville
32	PAUL A. LOWE, JR. (D)	Winston-Salem
33	STAN BINGHAM (R)	Denton
34	ANDREW C. BROCK (R)	Mocksville
35	W. THOMAS TUCKER (R)	Waxhaw
36	FLETCHER L. HARTSELL, JR. (R)	Concord
37	JEFF JACKSON (D)	Charlotte
38	JOEL D. M. FORD (D)	Charlotte
39	ROBERT A. RUCHO (R)	Matthews
40	JOYCE WADDELL (D)	Charlotte
41	JEFFERY P. TARTE (R)	Cornelius
42	ANDREW WELLS (R)	Hickory
43	KATHY HARRINGTON (R)	Gastonia
44	DAVID L. CURTIS (R)	Lincolnton
45	DANIEL F. SOUCEK (R)	Boone
46	WARREN T. DANIEL (R)	Morganton
47	RALPH E. HISE, JR. (R)	Spruce Pine
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	
PHILIP KING, Sergeant-at-Arms	Southport

#### SENATE JOURNAL

#### **EXTRA SESSION 2016**

#### FIRST DAY

#### Senate Chamber Thursday, February 18, 2016

In accordance with law, as set forth in the Constitution of the State of North Carolina, and pursuant to the proclamation issued by Governor Pat McCrory on February 17, 2016, the Senate of the 2015 General Assembly convenes in Extra Session at the hour of 10:00 a.m. in the Senate Chamber of the Legislative Building in the City of Raleigh.

The Honorable Daniel J. Forest, Lieutenant Governor and President of the Senate, presides and calls the Senate to order.

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

"Father in heaven, we come to you as a Senate family, as state representatives, and even as a nation in need of so much. We need fortification, we need advancements. Father, please move us ultimately closer to you. Move us, Lord, move us as servant leaders and protect those that are here. Only you can protect us from ten thousand arrows. Provide a hedge around this nation and establish your domestic tranquility here. In fact, Lord, we can't do anything without you. But by your spirit we ask you to lead us and heal us and bring us into your presence. We thank you for this process, even when it's hard, that reminds us how much we need one another to get anything done. And mostly, Lord, we need you to get anything done. It is in Jesus' name we pray. Amen."

#### PLEDGE OF ALLEGIANCE

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

#### PROCLAMATION OF AN EXTRA SESSION

The President instructs the Reading Clerk to read the proclamation issued by Governor Pat McCrory on February 17, 2016, as follows:

**WHEREAS,** on February 5, 2016, a three-judge panel for the United States District Court for the Middle District of North Carolina ordered the General Assembly to draw new congressional districts by February 19, 2016; and

WHEREAS, State defendants will exercise all avenues of appeal, but intend to fully comply with the Court's order; and

**WHEREAS,** the three-judge panel for the United States District Court for the Middle District ("the Court") recognized "well-established precedent that a state should have the first opportunity to create a constitutional redistricting plan"; and

**WHEREAS,** legislative leadership took steps to prepare for a possible extra session by appointing a Joint Select Committee on Congressional Redistricting ("the Committee") on Friday, February 12, 2016; and

WHEREAS, the Committee held a series of public hearings across the State in Raleigh, Halifax, Charlotte, Fayetteville, Wilmington and Asheville on Monday, February 15, 2016; and

**WHEREAS,** the Committee met in Raleigh to discuss public feedback and to review the Court's order on Tuesday, February 16, 2016 and Wednesday, February 17, 2016; and

WHEREAS, legislative leadership requested an extra session for the purpose of expeditiously approving new congressional districts so as to comply with the Court's order and minimize delay of the primary election currently underway;

**NOW, THEREFORE,** I, Pat McCrory, Governor of the State of North Carolina, pursuant to the authority vested in me as Governor by Article III, Section 5(7) of the Constitution of North Carolina, due to this extraordinary occasion, and by and with the advice of the Council of State, do hereby proclaim that the General Assembly shall convene for an extra session on Thursday, February 18, 2016, at 10 am, and shall continue as provided by law and the rules of each house until both houses hall have adjourned sine die, for the purpose of apportioning congressional districts as required by the three-judge panel and to consider any other legislation necessary to hold the 2016 congressional elections.

**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 17th day of February, 2016.

(SEAL)

S/ Pat McCrory Governor

#### **COURTESIES OF THE FLOOR**

The President extends courtesies of the floor to Robbie Worley, the court reporter transcribing today's session.

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#### CALL OF THE ROLL

The President directs the Reading Clerk to call the roll of the members of the Senate heretofore elected to the 2015 General Assembly, and the following answer the call:

Senator Alexander, Senator Apodaca, Senator Barefoot, Senator Barringer, Senator Berger, Senator Blue, Senator Brock, Senator Brown, Senator Bryant, Senator Clark, Senator Cook, Senator Curtis, Senator Daniel, Senator D. Davis, Senator J. Davis, Senator Ford, Senator Foushee, Senator Gunn, Senator Harrington, Senator Hartsell, Senator Hise, Senator B. Jackson, Senator J. Jackson, Senator Krawiec, Senator Lowe, Senator McKissick, Senator Meredith, Senator Newton, Senator Pate, Senator Rabin, Senator Rabon, Senator Randleman, Senator Robinson, Senator Rucho, Senator Sanderson, Senator Smith, Senator Soucek, Senator Stein, Senator Tarte, Senator Tillman, Senator Tucker, Senator Waddell, Senator Wade, Senator Wells, and Senator Woodard---45.

With the members present having properly received and subscribed to the Oath of Office, the President announces a quorum present.

#### **OFFICERS**

Without objection, the President announces that the Officers of the Senate of the 2015 Regular Session shall serve as the officers of this 2016 Extra Session.

#### **ADOPTION OF RULES**

Senator Apodaca submits Senate Resolution 1 for filing, introduction, and immediate consideration. The resolution 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 2016 EXTRA SESSION OF THE GENERAL ASSEMBLY.

The resolution is read a second time and placed before the Senate for adoption.

The text of Senate Resolution 1 is as follows:

**S.R. 1**, A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE 2016 EXTRA SESSION OF THE GENERAL ASSEMBLY.

Be it resolved by the Senate:

**SECTION 1.** The permanent rules of the 2015 Regular Session, with the following amendments, are the rules governing the 2016 Extra Session of the General Assembly:

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

Redistricting.

Rules and Operations of the Senate.

All committees except Redistricting shall be comprised of the members who were appointed to those committees during the 2015 Regular Session. Members of the Redistricting Committee shall be appointed as provided in Rule 31.

RULE 36.2. Amendments concerning redistricting. – Any member of the Senate may propose an amendment in committee on a bill, whether or not that Senator is a member of the Committee. No amendment may be offered on the floor of the Senate unless that amendment was proposed in committee. An amendment must replace the entire text of the bill that is being amended and be accompanied by a map showing all of the Congressional districts in the State. This rule applies only to amendments on a bill adopting new redistricting plans for the House of Representatives of the Congress of the United States.

RULE 40. **Introduction of bills.** – Every bill introduced shall contain on the Senate e-jacket the title of the document and the name of the Senator or Senators presenting it. The Principal Clerk of the Senate shall receive, number, and present each bill to the Senate for first reading on the day it is filed.

RULE 40.1. Limitation on introduction and consideration of resolutions and bills. – The only resolutions that may be introduced or considered in the Senate are resolutions establishing the rules governing the Extra Session and adjourning the Extra Session sine die. The only bills, parts of bills, or amendments to bills that may be introduced or considered in the Senate are bills, parts of bills, or amendments adopting new redistricting plans for the House of Representatives of the Congress of the United States and bills, parts of bills, or amendments providing for the scheduling and implementation of the Congressional primary election in 2016.

RULE 41. (Reserved).

RULE 43. First reading; reference to committee. – All bills introduced and all House bills received upon a message from the House of Representatives, upon presentation to the Senate, shall be read in the regular order of business by their number and title which shall constitute the first reading of the bill on the day on which they are received. 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.

RULE 43.1. Second reading. – All bills reported by committee shall be placed before the Senate for second reading and immediate consideration upon passage.

RULE 50. Third reading requirements. – When a bill or resolution has passed its second reading, it shall be placed on the calendar for immediate consideration on its third reading, unless prohibited by Section 23 of Article II of the North Carolina Constitution.

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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 concur in that amendment or committee substitute on the same legislative day.

RULE 59. (Reserved).

SECTION 2. This resolution is effective upon adoption.

The President announces that Senator Lee is present.

Upon motion of Senator Apodaca, the Senate Resolution is adopted, ayes 32, noes 14, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, 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, Stein, Waddell and Woodard---14.

#### **MESSAGE TO THE HOUSE OF REPRESENTATIVES**

The Chair directs the Principal Clerk to send a message to the House of Representatives informing that honorable body that the Senate is now organized and ready to proceed with the business for which it has been reconvened.

The Chair grants leaves of absence for today to Senator Bingham, Senator McInnis, and Senator Van Duyn.

#### **COMMITTEE REPORT**

Senator Rucho for the Joint Select Committee on Congressional Redistricting submits the *Report to the 2016 Extra Session of the 2015 General Assembly of North Carolina*.

#### **COMMITTEE APPOINTMENTS**

Senator Pate, Deputy President *Pro Tempore*, announces the President *Pro Tempore's* appointments to the **Redistricting Committee** as follows:

Senator Rucho, Chair; Senator Apodaca, Vice-Chair; Senator Barefoot, Senator Blue, Senator Brown, Senator Clark, Senator Ford, Senator Harrington, Senator Hise, Senator B. Jackson, Senator Lee, Senator McKissick, Senator Randleman, Senator Sanderson, Senator Smith, Senator Smith-Ingram, Senator Wade, and Senator Wells.

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The Senate recesses at 10:53 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, the filing of bills, and the appointment of committee members, to reconvene at 2:00 p.m.

#### RECESS

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives February 18, 2016

Mr. President:

Pursuant to a Proclamation issued by Governor Pat McCrory on February 17, 2016, 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 for the Extra Session of the 2015 General Assembly.

Respectfully, S/ Denise G. Weeks Principal Clerk

#### **INTRODUCTION OF A BILL**

A bill filed for introduction on February 18, 2016, is presented to the Senate, read the first time, and disposed of as follows:

By Senator Rucho:

**S.B. 2**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON CONGRESSIONAL REDISTRICTING, TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY. Referred to the **Redistricting Committee**.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives February 18, 2016

February 18, 2016

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to Proclamations issued by Governor Pat McCrory on October 19, 2015 and November 23, 2015, Gregory F. Murphy and Kyle Hall have been administered the oath of office as Members of the House of Representatives for the remainder of the 2015-2016 General Assembly. Representative Gregory F. Murphy has been seated to fill the vacancy created by the resignation of Representative Brian Brown from the 9th District and Kyle Hall has been seated to fill the vacancy created by the resignation of Representative Bryan R. Holloway from the 91st District.

> Respectfully, S/ Denise G. Weeks Principal Clerk

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rucho for the Redistricting Committee:

**S.B. 2**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON CONGRESSIONAL REDISTRICTING, TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY, 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, 35001, is adopted and engrossed.

Pursuant to Rule 43.1, the bill is placed on today's calendar.

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

#### **FLOOR PRIVILEGES**

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow staff on the Senate chamber floor while **S.B. 2** is being discussed.

#### CALENDAR

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

11

**S.B. 2** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON CONGRESSIONAL REDISTRICTING, TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY, upon second reading.

The Committee Substitute bill passes its second reading ayes 32, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, 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, Waddell and Woodard---15.

Pursuant to Rule 50, the Committee Substitute bill is read a third time and passes its third reading, ayes 32, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, 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, Waddell and Woodard---15.

The Committee Substitute bill is ordered sent to the House of Representatives by special message.

Upon motion of Senator Berger, seconded by Senator Apodaca, the Senate adjourns at 4:27 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 filing of bills, and the appointment of committee members, to reconvene Friday, February 19, at 9:30 a.m.

#### SECOND DAY

Senate Chamber Friday, February 19, 2016

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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"Heavenly Father, we thank you for this day, this new day, and we rejoice that you have made it new. Let us rejoice and be glad at what you have created. And Lord, as we come together, give us strength in our hearts and give us a clear conscience in our minds. Sharpen us by the truth of your word and may your wisdom always guide us and may your love always shine inside of us. And clarify us for this task ahead. It is in Jesus' name we pray. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, 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.

#### **COURTESIES OF THE FLOOR**

The President extends courtesies of the floor to Robbie Worley, the court reporter transcribing today's session.

The Chair grants leaves of absence for today to Senator Barringer, Senator Bingham, Senator McInnis, and Senator Wade.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 2** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE PROCEDURES FOR THE CONDUCT OF THE 2016 PRIMARY ELECTION TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY.

Referred to the **Redistricting Committee.** 

**H.J.R. 3**, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 EXTRA SESSION.

The Joint Resolution is placed on today's calendar.

The Senate recesses at 9:40 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 11:00 a.m.

#### RECESS

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 11:11 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 11:30 a.m.

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#### RECESS

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

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rucho for the Redistricting Committee:

**H.B. 2** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE PROCEDURES FOR THE CONDUCT OF THE 2016 PRIMARY ELECTION TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY, 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, 30003, is adopted and engrossed.

Pursuant to Rule 43.1, the Senate Committee Substitute bill is placed on today's calendar.

The Chair grants leaves of absence for the remainder of today's session to Senator J. Davis and Senator Van Duyn.

#### **FLOOR PRIVILEGES**

Upon motion of Senator Apodaca, without objection, the rules are suspended to allow staff on the Senate chamber floor while **H.B. 2** is being discussed.

#### CALENDAR

A bill and a resolution on today's calendar are taken up and disposed of as follows:

**H.B.2** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE PROCEDURES FOR THE CONDUCT OF THE 2016 PRIMARY ELECTION TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY, upon second reading.

The Senate Committee Substitute bill passes its second reading, ayes 29, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Brock, Brown, Cook, Curtis, Daniel, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Tarte, Tillman, Tucker and Wells---29.

February 19, 2016

Voting in the negative: Senators Blue, Bryant, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Smith-Ingram, Stein, Waddell and Woodard---15.

Pursuant to Rule 50, the Senate Committee Substitute bill is read a third time and passes its third reading, ayes 29, noes 15, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Berger, Brock, Brown, Cook, Curtis, Daniel, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Soucek, Tarte, Tillman, Tucker and Wells---29.

Voting in the negative: Senators Blue, Bryant, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Smith-Ingram, Stein, Waddell and Woodard---15.

The Senate Committee Substitute bill is ordered sent to the House of Representatives, by special message, for concurrence in the Senate Committee Substitute bill.

The Senate recesses at 12:05 p.m., to reconvene at 1:30 p.m.

#### RECESS

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

Upon the appearance of Senator Barringer in the chamber, the Chair acknowledges her presence and the leave of absence granted previously is withdrawn.

The Chair grants leaves of absence for the remainder of today's session to Senator Meredith and Senator Robinson.

#### CALENDAR (continued)

**H.J.R. 3**, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 EXTRA SESSION, upon second reading.

The Joint Resolution passes its second reading, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Waddell, Wells and Woodard---43.

Voting in the negative: None.

Pursuant to Rule 50, the Joint Resolution is read a third time and passes its third reading, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Alexander, Apodaca, Barefoot, Barringer, Berger, Blue, Brock, Brown, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, Ford, Foushee, Gunn, Harrington, Hartsell, Hise, B. Jackson, J. Jackson, Krawiec, Lee, Lowe, McKissick, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Smith, Smith-Ingram, Soucek, Stein, Tarte, Tillman, Tucker, Waddell, Wells and Woodard---43.

Voting in the negative: None.

The Joint Resolution is ordered enrolled.

Senator Berger offers a motion that, in accordance with H.J.R. 3, the Senate do adjourn *sine die*, 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, seconded by Senator Rucho, which motion prevails with unanimous consent.

The President declares the Senate of the 2015 General Assembly, sitting in Extra Session 2016, adjourned at 1:48 p.m., sine die.

#### **ENROLLED BILLS AND A RESOLUTION**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Secretary of State:

**S.B. 2,** AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON CONGRESSIONAL REDISTRICTING, TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY.

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 2,** AN ACT TO REVISE PROCEDURES FOR THE CONDUCT OF THE 2016 PRIMARY ELECTION TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY.

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. 3,** A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 EXTRA SESSION. (Res. 2016-1)

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives February 19, 2016

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has concluded the business of the 2016 Extra Session of the 2015 General Assembly and is adjourning sine die, pursuant to **H.J.R. 3 (1st Edition)**, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 EXTRA SESSION.

> 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:

**S.B. 2,** AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON CONGRESSIONAL REDISTRICTING, TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY. (Became law upon ratification, February 19, 2016 - S.L. 2016-1)

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

DANIEL J. FOREST President of the Senate

SARAH LANG Principal Clerk



# ADDENDUM

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## **2015 SESSION**

## **EXTRA SESSION**

#### **CHAPTERED BILL**

The following bill was properly enrolled, reviewed, and approved by the Governor as indicated, assigned the following Chapter Number and presented to the Office of the Secretary of State after the 2015 General Assembly sitting in Extra Session 2016 adjourned *sine die* on February 19, 2016.

**H.B. 2,** AN ACT TO REVISE PROCEDURES FOR THE CONDUCT OF THE 2016 PRIMARY ELECTION TO COMPLY WITH THE COURT ORDER IN HARRIS V. MCCRORY. (Became law upon approval of the Governor, February 23, 2016 - S.L. 2016-2)

# APPENDIX SENATE JOURNAL

**2015 SESSION** 

# **EXTRA SESSION**



#### SENATE DISTRICTS

A complete listing of the North Carolina Senatorial Districts can be found in the Appendix of the Senate Journal for the 2015 General Assembly, First Session 2015.

#### SENATE COMMITTEE ASSIGNMENTS EXTRA SESSION 2016

A complete listing of the Senate Committees for Extra Session 2016, with the exception of the **Redistricting Committee**, as outlined in the Senate Rules adopted for Extra Session 2016 can be found in the Appendix of the Senate Journal for the 2015 General Assembly, First Session 2015.

#### **REDISTRICTING COMMITTEE**

	Meets Upon Call of Chairman
Chairman	Senator Rucho
Vice-Chairman	Senator Apodaca
Members	Senators Barefoot, Blue, Brown, Clark, Ford,
	Harrington, Hise, B. Jackson, Lee,
	McKissick, Randleman, Sanderson, Smith,
	Smith-Ingram, Wade, Wells

#### **EXECUTIVE ORDERS**

In compliance with G.S. 147-16.1, the Office of the Governor of the State of North Carolina has filed with the Senate Principal Clerk a copy of all Executive Orders issued in 2016. A complete listing of the Executive Orders issued by Governor Pat McCrory in 2016 can be found in the Appendix of the Senate Journal for the 2015 General Assembly, Second Session 2016.

#### SENATE PRESIDENT PRO TEMPORE APPOINTMENTS

A complete listing of appointments and recommendations to Boards and Commissions made during 2016 by The Honorable Phil Berger, President *Pro Tempore*, can be found in the Appendix of the Senate Journal for the 2015 General Assembly, Second Session 2016.

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#### SENATE STAFF

Lieutenant Governor

Project Manager

Chief of Staff

Press Secretary and Director of Operations

Manager of External Relations and Assistant to the Chief of Staff

General Counsel and Policy Director

#### **OFFICE OF THE PRESIDENT**

Daniel J. Forest Danielle Albert

Guy Davidson Jamey Falkenbury

Steven Walker Hal Weatherman

#### OFFICE OF THE PRESIDENT PRO TEMPORE

Philip E. Berger Amy Auth

Jim Blaine Shelly Carver Barbara Eldridge Peggy Halifax Darrell Malcolm

Sara Riggins Erica Shrader Will Tomlinson

Andrew Tripp Kolt Ulm Jeff Warren Dylan Watts Graham Whitaker

Louis Pate Edna Pearce

#### President Pro Tempore Deputy Chief of Staff for **Communications & Operations** Chief of Staff Deputy Communications Director Legislative Assistant Legislative Assistant Director of Boards and Commissions/ Special Assistant Policy Advisor Deputy Chief of Staff for Policy Director of Scheduling and **Special Projects** General Counsel Policy Advisor Senior Policy Advisor **Research** Assistant Constituent Liaison

#### OFFICE OF THE DEPUTY PRESIDENT PRO TEMPORE

Deputy President *Pro Tempore* Legislative Assistant

#### OFFICE OF THE SENATE MAJORITY LEADER

Harry Brown Sally-Ann Gupta Kristi Huff Elise McDowell Majority Leader Legislative Advisor Appropriations Advisor Legislative Assistant

#### OFFICE OF THE SENATE DEMOCRATIC LEADER

Daniel T. Blue, Jr. Fred Aikens Travis Huling Bonnie McNeil Leslie Rudd Democratic Leader Chief of Staff Research Assistant Legislative Assistant Information and Communications Specialist

#### SENATE JOURNAL

#### **OFFICE OF THE PRINCIPAL CLERK**

Sarah Lang Leigh Gipple Terry Rumley Alissa Whatley Sharon Evans Charlotte Johnston Shirley Parker Bing Ruiter Peggy Telfair Michael Perdue

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#### SENATE CHAPLAIN

#### The Reverend Peter Milner

Page Coordinator

Principal Clerk

Assistant

Assistant

Assistant

Assistant

Assistant

Administrative Clerk

Administrative Clerk

Administrative Clerk

#### OFFICE OF THE SERGEANT-AT-ARMS

Philip King Jim Blackburn	Sergeant-at-Arms Lead Assistant
Robert B. Myrick	Deputy
Assistants	
Terry Barnhardt	Ed Kesler
Donna Blake	Charles Marsalis
James Hamilton	Steve McKaig
Lawrence E. Hancock	Hal Roach
Dale Huff	Matt Urben
Giles Jeffreys	Steve Wilson

#### **OFFICE OF LEGISLATIVE ASSISTANTS**

Janet BlackDirectorSherry PearsonAdministrative Assistant

#### **READING CLERK**

Lee Settle

#### SENATE LEGISLATIVE STAFF

Robert Andrews Lisa Apodaca Irma Avent-Hurst Ross Barnhardt Julie Bradburn Phyllis Cameron Suzanne Castleberry Judy Chriscoe Pat Christmas John Clark Kaye Culberson Cindy Davis Blinda Edwards Senator Lee Senator Apodaca Senator Van Duyn Senator B. Jackson Senator Apodaca Senator Robinson Senator Tillman Senator Bingham Senator Lowe Senator Lowe Senator Soucek Senator J. Davis Senator Smith Senator D. Davis

#### SENATE LEGISLATIVE STAFF (continued)

Judy Edwards Barbara Eldridge Susan Fanning Erhonda Farmer Paula Fields Candy Finley William Fritscher Josh Grant Sally-Ann Gupta Peggy Halifax Michael Hannah Karon Hardy Kathy Hartsell Jordan Hennessy Kristi Huff Travis Huling Robert Jansen Karen Johns Gerry Johnson Jeb Kelly Lisa Kennedy Laura Kilian Maria Kinnaird Patrick Limer Rosita Littlejohn Debbie Lown DeAnne Mangum Mary Marchman Robert Mays Elise McDowell Bonnie McNeil Jyrita Moore Eric Naisbitt Edna Pearce Andy Perrigo Jackie Ray Chandra Reed Carol Resar Linda Sanderson Angelicia Simmons Libby Spain James Spivey Joseph Stansbury Benjamin Stockdale Lynn Tennant

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#### SENATE LEGISLATIVE STAFF (continued)

William Verbiest Kathy Voss Acy Watson Linda Wente Perry Wester Gloria Whitehead Carol Wilson

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Dylan Arant Jaleesa Askew Nina Barrett Meridith Berson Adonna Biel Christopher Broughton Anne Carraway Francis Collins Mary Daughtry Malinda Dilday Laura Douglass Kelly Elder Noreen Elnady Llewellyn Esteban Chase Freeman Ana Galizes Ryan Gee Jasmine Glaspie Hayes Griggs Christopher Hart Williams Kelby Hicks Samuel Holder Sara Jacubowitz Harrison Jenkins Carolina Fonseca Jimenez Devon Karst Sara Lane Jacqueline Lee Jamar McCarthy Sophia McMahan Marques McPhail Jacob Morse Sinclaire Owen Michael Poehler Joelle Porter Seth Riggins

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GATES COUNTY—District 1—Senator Bill Cook

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GRANVILLE COUNTY—District 20—Senator Floyd B. McKissick, Jr.

GREENE COUNTY—District 5—Senator Don Davis

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- District 16—Senator Josh Stein
- District 17-Senator Tamara Barringer
- District 18—Senator Chad Barefoot
- WARREN COUNTY-District 4-Senator Angela R. Bryant
- WASHINGTON COUNTY—District 3—Senator Erica Smith-Ingram

WATAUGA COUNTY—District 45—Senator Dan Soucek

WAYNE COUNTY— District 5—Senator Don Davis District 7—Senator Louis Pate

WILKES COUNTY-District 30-Senator Shirley B. Randleman

WILSON COUNTY— District 4—Senator Angela R. Bryant District 11—Senator E. S. (Buck) Newton

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