OFFICERS AND MEMBERS
OF
THE SENATE OF THE NORTH CAROLINA
2017 GENERAL ASSEMBLY
EXTRA SESSION 2018

SENATE LEADERSHIP

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

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<th>NAME OF SENATOR</th>
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PHILIP E. BERGER (R) ........................................... Eden
TRUDY WADE (R) ............................................ Greensboro
GLADYS A. ROBINSON (D) .................................... Greensboro
JERRY W. TILLMAN (R) ................................. Archdale
SHIRLEY B. RANDLEMAN (R) .................. Wilkesboro
JOYCE KRAWIEC (R) .................................... Kernersville
PAUL A. LOWE, JR. (D) ............................... Winston-Salem
CATHY DUNN (R) ............................................ Lexington
DAN BARRETT (R) ........................................... Advance
W. THOMAS TUCKER (R) ........................... Waxhaw
PAUL NEWTON (R) ................................ Mount Pleasant
JEFF JACKSON (D) ............................................ Charlotte
JOEL D. M. FORD (D) ...................................... Charlotte
DAN BISHOP (R) ............................................ Charlotte
JOYCE WADDELL (D) ...................................... Charlotte
JEFFERY P. TARTE (R) ..................................... Cornelius
ANDREW WELLS (R) ........................................ Hickory
KATHY HARRINGTON (R) ........................... Gastonia
VICTORIA SAWYER* (R) ................................. Mooresville
DEANNA BALLARD (R) ................................... Blowing Rock
WARREN T. DANIEL (R) ............................. Morganton
RALPH E. HISE, JR. (R) ................................ Spruce Pine
CHUCK EDWARDS (R) ..................................... Flat Rock
TERRY VAN DUYN (D) ................................... Asheville
JAMES W. DAVIS (R) ........................................ Franklin

SENATE OFFICERS

SARAH LANG HOLLAND, Principal Clerk ........................ Raleigh
PHILIP KING, Sergeant-at-Arms ................................ Leland

*Appointed 8/2/18
SENATE JOURNAL
EXTRA SESSION 2018
FIRST DAY
Senate Chamber
Tuesday, July 24, 2018

In accordance with law, as set forth in the Constitution of the State of North Carolina, and pursuant to the Joint Proclamation issued on July 23, 2018, upon the receipt of written requests of three-fifths of all the members of the Senate and the House of Representatives, the Senate of the 2017 General Assembly convenes in Extra Session 2018 at the hour of 12:00 p.m. in the Senate Chamber of the Legislative Building in the City of Raleigh.

The Honorable Phil Berger, President Pro Tempore, presides and calls the Senate to order.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

‘‘Have faith in God. Whosoever shall say unto this mountain, be thou removed and be thou cast into the sea and shall not doubt in his heart, but shall believe that those things which he saith shall come to pass, he shall have whatsoever he saith. Therefore I say unto you. What things soever you desire, when you pray, believe that you receive them and you shall have them.’’* ‘‘Because without faith it is impossible to please him: for he that cometh to God must believe that he is, and that he is a rewarder of them that diligently seek him.’’** ‘‘Is anything too hard for the Lord?’’*** ‘‘With God all things are possible.’’*** Lord, increase our faith. In Jesus’ name, Amen.”

**Genesis 18:14, **Matthew 19:26

PLEDGE OF ALLEGIANCE

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

PROCLAMATION OF AN EXTRA SESSION

The Joint Proclamation issued on July 23, 2018, by the President of the Senate and the Speaker of the House of Representatives reads as follows:
JOINT PROCLAMATION TO CONVENE THE
GENERAL ASSEMBLY OF NORTH CAROLINA IN EXTRA SESSION

WHEREAS, Article II, Section 11(2) of the Constitution of North Carolina authorizes and requires the Speaker of the House of Representatives and the President of the Senate to convene the General Assembly in extra session by joint proclamation upon receipt of written requests signed by three-fifths of all members of the House of Representatives and the Senate, and

WHEREAS, the President of the Senate and the Speaker of the House of Representatives has each received written requests from three-fifths of all the members of the House of Representatives and the Senate,

NOW, THEREFORE, the Speaker of the House of Representatives and the President of the Senate do hereby proclaim that the General Assembly of North Carolina shall convene in extra session in the City of Raleigh, North Carolina, in the State Legislative Building at 12:00 o’clock p.m. on Tuesday, July 24, 2018, to consider bills concerning any matters the General Assembly elects to consider.

A copy of the Proclamation shall be delivered to each member of the House of Representatives, and the Senate, and a copy to the Governor of North Carolina and the Secretary of State.

Issued this the 23rd day of July, 2018.

S/ Daniel J. Forest
President of the Senate

S/ Tim Moore
Speaker of the House of Representatives

The President Pro Tempore announces that the written petitions from thirty-one Senators and seventy-three members of the House of Representatives are on file in their respective Principal Clerk’s offices, where they shall remain for a period of two years. The names of the signatories are as follows:


Speaker Moore; Representatives Adams, Arp, J. Bell, Blackwell, Blust, Boles, Boswell, Bradford, Brawley, Brisson, Brody, Bumgardner, Burr, Clampitt, Cleveland, Collins, Conrad, Corbin, Davis, Dixon, Dobson, Dollar, Dulin, Elmore, Faircloth, Ford, Fraley, Grange, Destin Hall, K. Hall, Hardister, Hastings, Henson, Horn, Howard, Hurley, Iler, Johnson, Bert Jones, Brenden Jones, Jordan,

July 24, 2018
RESIGNATION OF A MEMBER

The President Pro Tempore announces that Senator David Curtis of Senate District 44 has submitted his letter of resignation, effective June 30, 2018.

CALL OF THE ROLL

The President Pro Tempore directs the clerk to call the roll of the members of the Senate heretofore elected to the 2017 General Assembly, and the following answer the call:


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

OFFICERS

Without objection, the President Pro Tempore announces that the officers of the Senate of the 2017 Regular Session shall serve as the officers of the 2018 Extra Session.

COMMITTEE APPOINTMENT

Senator Pate, Deputy President Pro Tempore, announces the President Pro Tempore’s appointment of Senator Brown as Vice-Chair of the Rules and Operations of the Senate Committee for the 2018 Extra Session.

ADOPTION OF RULES

Senator Brown submits a resolution for filing, introduction, and immediate consideration. The resolution is presented to the Senate, read the first time, and disposed of as follows:

By Senator Brown:


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

July 24, 2018
The text of the resolution reads as follows:


Be it resolved by the Senate:

 SECTION 1. The permanent rules of the 2017 Regular Session, with the following amendments, are the rules governing the 2018 First Extra Session of the General Assembly:

 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 or in the Chair’s absence the Vice-Chair 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, or in the Chair’s absence, the ruling of the Vice-Chair 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 or in the Chair’s absence the Vice-Chair 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, the Chairman or Vice-Chair of the Committee on Rules and Operations of the Senate, or the Senate may be better able to judge the matter.

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

 Senate Select Committee on Elections
 Rules and Operations of the Senate

 All committees shall be comprised of the members who were appointed to those committees during the 2017 Regular Session.

 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.

July 24, 2018
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 First Extra Session and adjourning the First 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 to bills considering election laws.

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 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. The bill or resolution, as amended, or its adopted committee substitute may be placed on the calendar for the same 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.

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.

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).

RULE 59.2. Vetoes. – (a) The Principal Clerk, or in the Clerk’s absence an employee designated by the Principal Clerk, is designated the Senate Officer to receive bills vetoed by the Governor. If the veto message is received on a day when the Senate is in session, it may be read in the Senate on the day of its receipt. If the veto message is received on a day when the Senate is not in session, or if it was not read on the legislative day when it was received, it shall be read on the next legislative day.

July 24, 2018
(b) Upon a veto message’s being read in the Senate, the Chair of the Committee on Rules and Operations of the Senate, or in the absence of the Chair, the President Pro Tempore 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.

SECTION 2. This resolution is effective upon adoption.

Upon motion of Senator Brown, the Senate Resolution is adopted, ayes 30, noes 11, as follows:


Voting in the negative: Senators Chaudhuri, Clark, D. Davis, Fitch, Foushee, J. Jackson, Lowe, Robinson, Van Duyn, Waddell and Woodard---11.

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.


Without objection, the Chair orders that the leaves of absence apply to the vote on S.R. 1.

A SENATORIAL STATEMENT

Senator Robinson submits a Senatorial Statement entitled, “HONORING ATTORNEY J. KENNETH LEE.” (See Appendix for full text.)

The Senate recesses at 12:46 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 at 1:30 p.m.

RECESS

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

July 24, 2018
Mr. President:

It is ordered that a message be sent to your honorable body with the information that the House is convened, pursuant to the Joint Proclamation issued by the President of the Senate and the Speaker of the House of Representatives on July 23, 2018, and is now organized and ready to proceed with the public business of the State in Extra Session.

Respectfully,
S/ James White
Principal Clerk

The Senate meets pursuant to recess and is called to order by The Honorable Louis Pate, Deputy President Pro Tempore.

The Senate recesses at 2:19 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 at 3:30 p.m.

RECESS

INTRODUCTION OF BILLS

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

By Senators Hise and Brown (Primary Sponsors):

**S.B. 2**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA.

Referred to the Rules and Operations of the Senate Committee.

By Senators Hise and Brown (Primary Sponsors):

**S.B. 3**, A BILL TO BE ENTITLED AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018.

Referred to the Select Committee on Elections and upon a favorable report will be re-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:

July 24, 2018
H.B. 3. A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA.

Referred to the Select Committee on Elections and upon a favorable report will be re-referred to the Rules and Operations of the Senate Committee.

The Senate meets pursuant to recess and is called to order by Senator Pate, Deputy President Pro Tempore.

The Senate recesses at 3:54 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 at 5:00 p.m.

RECESS

REPORT OF COMMITTEE

A select committee report is submitted as follows:

By Senator Hise for the Select Committee on Elections:

H.B. 3. A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the Rules and Operations of the Senate Committee.

S.B. 3. A BILL TO BE ENTITLED AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the Rules and Operations of the Senate Committee.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Brown for the Rules and Operations of the Senate Committee:

H.B. 3. A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA, with a favorable report.

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

July 24, 2018
S.B. 3, A BILL TO BE ENTITLED AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018, with a favorable report.

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

The Senate meets pursuant to recess and is called to order by Senator Berger, President Pro Tempore.

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

CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

H.B. 3, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA, 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.

The bill passes its second reading, ayes 27, noes 14, as follows:


Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, Fitch, Foushee, J. Jackson, Lowe, McKissick, Meredith, Van Duyn, Waddell, Wade and Woodard---14.

The bill is read a third time and passes its third reading and is ordered enrolled and sent to the Governor by special message.

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

S.B. 3, A BILL TO BE ENTITLED AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018, upon second reading.

Senator McKissick offers Amendment No. 1, which he subsequently withdraws.

Senator McKissick offers Amendment No. 2, which is adopted (38–4).

The bill, as amended, passes its second reading, ayes 25, noes 17, as follows:


July 24, 2018
Voting in the negative: Senators Barrett, Blue, Britt, Chaudhuri, Clark, D. Davis, Fitch, Foushee, J. Jackson, Lowe, McKissick, Meredith, Smith, Van Dyne, Waddell, Wade and Woodard---17.

The bill, as amended, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

ENROLLED BILL

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

**H.B. 3, AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA.**

Upon motion of Senator Brown, seconded by Senator McKissick, the Senate adjourns at 6:58 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 Friday, July 27, at 10:00 a.m.

INTRODUCTION OF A BILL AND A RESOLUTION

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

By Senator McKissick:
**S.J.R. 4, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2018 FIRST EXTRA SESSION.**

Referred to the Rules and Operations of the Senate Committee.

By Senators Smith, Chaudhuri, and Foushee (Primary Sponsors):
**S.B. 5, A BILL TO BE ENTITLED AN ACT TO ENACT THE PUBLIC SCHOOL BUILDING BOND ACT OF 2018.**

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:

**S.B. 3, AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018.**

Pursuant to Senator Brown’s motion to adjourn having prevailed, the Senate stands adjourned.

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July 24, 2018
SECOND DAY

Senate Chamber
Friday, July 27, 2018

The Senate meets pursuant to adjournment and is called to order by The Honorable Chad Barefoot, Senator from Wake County.

Prayer is offered by Senator Barefoot, as follows:

“Dear heavenly Father, Lord, we thank you for this day. We thank you for the provisions that you’ve given our state and its people. Lord, we pray that you continue to guide and direct us as a legislature and as a body and that you will have favor upon our people. In all these things we pray in Jesus’ name. Amen.”

Senator Chaudhuri announces that the Senate Journal of Tuesday, July 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.

Upon motion of Senator Chaudhuri, seconded by Senator Barefoot, the Senate adjourns at 10:07 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, July 30, at 10:00 a.m.

THIRD DAY

Senate Chamber
Monday, July 30, 2018

The Senate meets pursuant to adjournment and is called to order by The Honorable Rick Gunn, Senator from Alamance County.

Prayer is offered by The Honorable John M. Alexander, Jr., Senator from Wake County, as follows:

“Heavenly Father, we want to thank you for this day, we want to thank you for this beautiful state that you allow us to live in. We thank you for your rain, heavenly Father, to help nurture all the green growing things that need to be taken care of. Watch over us as we go through this day, and please watch over our military wherever it is they are defending our freedoms. It’s in Jesus’ name we pray. Amen.”

Senator Alexander announces that the Senate Journal of Friday, July 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.

July 27, 2018
Upon motion of Senator Alexander, seconded by Senator Gunn, the Senate
adjourns at 10:07 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
Thursday, August 2, at 11:00 a.m.

VETO MESSAGE FROM THE GOVERNOR

A vetoed bill, together with the Governor’s objections and the veto message,
was returned to the Clerk of the North Carolina Senate, as follows:

Senate Bill 3, “An Act to Clarify Political Party Disclosure on the Ballot for
Judicial Races in 2018.”

Changing the rules for candidates after the filing has closed is unlawful and
wrong, especially when the motive is to rig a contest after it is already underway.
All judge elections should be free of partisanship, and continued undermining of
these elections creates confusion and shows contempt for the judiciary.

Therefore, I veto the bill.

S/ Roy Cooper
Governor

The bill, having been vetoed, is returned to the Clerk of the North Carolina
Senate on this 27th day of July 2018, at 2:53 p.m., for reconsideration by that body.

Received by: S/ Sarah Lang Holland
Principal Clerk

Senator Rabon orders the bill, together with the Governor’s objections and
the veto message, 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

ROY COOPER
GOVERNOR

July 25, 2018

VIA HAND DELIVERY

The Honorable Dan Forest
Lieutenant Governor
310 N. Blount Street
Raleigh, North Carolina 27601

July 30, 2018
Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. § 97-77 (a1), I am pleased to nominate Judge Robby Hassell of Guilford County to serve on the North Carolina Industrial Commission for a term beginning on July 1, 2018, and hereby submit his name for confirmation by the General Assembly.

I am grateful for Judge Hassell’s willingness to assume this important responsibility for the State of North Carolina. Attached is his biographical information for your review. Please feel free to call my staff for any additional information.

Sincerely,
S/ Roy Cooper

cc: The Honorable Phil Berger The Honorable Darren G. Jackson
    The Honorable Tim Moore Ms. Sarah Holland
    The Honorable Dan Blue Mr. James White

The message is 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
July 30, 2018

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that H.B. 3 (Ratified), AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA, was vetoed by Governor Roy Cooper on July 27, 2018, and was returned to the House of Representatives with the attached veto message.

Respectfully,
S/ James White
Principal Clerk

The Governor’s objections and the veto message can be found on pg. 22.

Pursuant to Senator Alexander’s motion to adjourn having prevailed, the Senate stands adjourned.

July 30, 2018
FOURTH DAY

Senate Chamber
Thursday, August 2, 2018

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 Honorable Ralph Hise, Senator from Mitchell County, as follows:

“Dear heavenly Father, God, we thank you for this opportunity that you’ve given us to serve in this role and to come back and to do the work of the people of this state. We thank you so much for the blessings that you have poured out upon each of us and on this state. God, we ask always that your Word be the light unto our feet and a lamp unto our path. Show us the directions that we should move and that this state should follow to follow your plan and your purpose. Dear God, we lift up today so many who are suffering in this state with diseases and others and treatments. God, we just ask you to continue to pour out upon all of us here and the individuals in this chamber—we ask that you would pour out your blessings. Be with us as we travel to come in once again to fulfill your purpose. These things we ask in the only authority given under heaven, the name of Jesus Christ. Amen.”

Senator Hise announces that the Senate Journal of Monday, July 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.

Upon motion of Senator Hise, seconded by Senator Pate, the Senate adjourns at 11:06 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 Saturday, August 4, at 11:00 a.m.

RE-REFERRAL OF A BILL

Senator Rabon orders the re-referral of a bill as follows:

S.B. 3 (Ratified), AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018, referred to the Rules and Operations of the Senate Committee on July 30.

The bill is withdrawn from the Rules and Operations of the Senate Committee and placed on the calendar of Saturday, August 4, for reconsideration upon the Governor’s veto.

INTRODUCTION OF A RESOLUTION

A resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

August 2, 2018
By Senator Rabon:

**S.J.R. 6**, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2018 FIRST EXTRA SESSION.

Referred to the Rules and Operations of the Senate Committee.

Pursuant to Senator Hise’s motion to adjourn having prevailed, the Senate stands adjourned.

FIFTH DAY

Senate Chamber
Saturday, August 4, 2018

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President Pro Tempore.

Prayer is offered by The Honorable Deanna Ballard, Senator from Watauga County, as follows:

“Dear Lord, we are just grateful for another day, and we know that there is nothing foolish nor shameful in just giving you everything that we can’t keep, simply to take hold of you. I just ask that in that surrender that we will just—and in that letting go—that we will just fully believe in your sovereignty and in your power, then also sit in a posture of just receiving your absolutely perfect love. We love you, and we just ask for your help today. Put your hand of protection on us. In your name I pray. Amen.”

Senator Pate, Deputy President Pro Tempore, announces that the Senate Journal of Thursday, August 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 Barrett, Senator Barringer, Senator Bishop, Senator Chaudhuri, Senator Daniel, Senator Meredith, and Senator Tillman.

APPOINTMENT OF AN ESCORT COMMITTEE

The President Pro Tempore recognizes Senator Brown, who announces Senator Ballard, Senator Blue, Senator D. Davis, Senator Hise, and Senator Krawiec as an escort committee for the seating of a new member.

The President Pro Tempore orders the Sergeant-at-Arms to open the chamber doors and directs the escort committee to lead The Honorable Victoria Burgess Sawyer to the well of the Senate.

August 4, 2018
PROCLAMATION FROM THE GOVERNOR

The President Pro Tempore instructs the clerk to read the Proclamation from the Governor appointing Victoria Sawyer as follows:

THE APPOINTMENT OF VICTORIA BURGESS SAWYER

2017-2018

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

A PROCLAMATION

WHEREAS, David L. Curtis, elected Senator from Senate District 44, 2017-2018 General Assembly, has resigned; and

WHEREAS, the provisions of N.C. Gen. Stat. § 163-11, as recodified by Session Law 2017-6, require that the vacancy created by the resignation of Senator David Curtis be filled by appointment of the person recommended by the Senate District 44 Executive Committee; and

WHEREAS, the Senate District 44 Executive Committee has notified me of its recommendation of Victoria Burgess Sawyer of Iredell County, North Carolina, to fill the unexpired term;

I do, by these presents, appoint,

VICTORIA BURGESS SAWYER

as a member of the

NORTH CAROLINA SENATE

2017-2018 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 second day of August in the year of our Lord two thousand eighteen, and of the Independence of the United States of America the two hundred and forty-second.

S/ Roy Cooper
Governor

(SEAL)

ATTEST:
S/ Elaine F. Marshall
Secretary of State

August 4, 2018
Senator Sawyer was administered the Oath of Office on August 2, 2018. She is escorted to seat number 19, and the House of Representatives is notified.

The Senate recesses at 11:15 a.m., subject to the receipt of messages from the House of Representatives, to reconvene at 11:30 a.m.

RECESS

The Senate meets pursuant to recess and is called to order by Senator Berger, President Pro Tempore.

The Chair grants leaves of absence for the remainder of today’s session to Senator Cook and Senator Van Duyn.

CALENDAR

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

S.B. 3 (Ratified), AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018, for reconsideration upon the Governor’s veto.

Senator Hise offers a motion that S.B. 3 become law notwithstanding the objections of the Governor. The motion prevails by a three-fifths majority of members present and voting, ayes 28, noes 12, as follows:


Voting in the negative: Senators Blue, Clark, D. Davis, Fitch, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Waddell and Woodard---12.

In accordance with Article II, Section 22 (1) 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.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives
August 4, 2018

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. 3 (Ratified), AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA,

August 4, 2018
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/ James White
Principal Clerk

GOVERNOR’S OBJECTIONS AND VETO MESSAGE

House Bill 3, “An Act to Clarify the Designations to Appear on the Ballot for Constitutional Amendments and Other Referenda.”

These proposed constitutional amendments would dramatically weaken our system of checks and balances. The proposed amendments also use misleading and deceptive terms to describe them on the ballot.

This bill compounds those problems by stopping additional information that may more accurately describe the proposed amendments on the ballot. Voters should not be further misled about the sweeping changes the General Assembly wants to put in the constitution.

Therefore, I veto the bill.

S/ Roy Cooper
Governor

The bill, having been vetoed, is returned to the Clerk of the North Carolina House of Representatives on this the 27th day of July 2018, at 2:58 p.m., for reconsideration by that body.

Received by: S/ James White
Principal Clerk

Upon motion of Senator Rabon, the bill is placed on today’s calendar for reconsideration upon the Governor’s veto.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.J.R. 2, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2018 FIRST EXTRA SESSION.

Upon motion of Senator Rabon, the Joint Resolution is placed on today’s calendar.

August 4, 2018
CALENDAR (continued)

H.B. 3 (Ratified), AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMPENDMENTS AND OTHER REFERENDA, for reconsideration upon the Governor’s veto.

Senator Hise offers a motion that H.B. 3 become law notwithstanding the objections of the Governor. The motion prevails by a three-fifths majority of members present and voting, ayes 28, noes 12, as follows:


Voting in the negative: Senators Blue, Clark, D. Davis, Fitch, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Waddell and Woodard—12.

In accordance with Article II, Section 22 (1) of the Constitution of the State of North Carolina, H.B. 3 becomes law at 11:55 a.m., notwithstanding the objections of the Governor.

The Chair orders a message sent to the House of Representatives informing that honorable body of such action.


The Joint Resolution passes its second reading (39-1) and is read a third time and passes its third reading and is ordered enrolled.

Senator Pate offers a motion that, in accordance with H.J.R. 2, 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 Hise, which motion prevails.

The President Pro Tempore declares the Senate of the 2017 General Assembly, sitting in Extra Session 2018, adjourned sine die.

ENROLLED RESOLUTION

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


INTRODUCTION OF A BILL

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

August 4, 2018
By Senator J. Jackson:

S.B. 7, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ALL BILLS WHICH ARE NOT SUBJECT TO GUBERNATORIAL VETO CONTAIN NO OTHER MATTER.

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
August 4, 2018

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. 3 (Ratified), AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018, notwithstanding the objections of the Governor and the bill becomes law.

Respectfully,
S/ James White
Principal Clerk

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives
August 4, 2018

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 2018 Extra Session of the 2017 General Assembly and pursuant to H.J.R. 2 (1st Edition), A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2018 FIRST EXTRA SESSION, stands ready to adjourn sine die.

Respectfully,
S/ James White
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:

August 4, 2018
S.B. 3, AN ACT TO CLARIFY POLITICAL PARTY DISCLOSURE ON THE BALLOT FOR JUDICIAL RACES IN 2018. (Became law after veto by the Governor overridden, August 4, 2018 - S.L. 2018-130)

H.B. 3, AN ACT TO CLARIFY THE DESIGNATIONS TO APPEAR ON THE BALLOT FOR CONSTITUTIONAL AMENDMENTS AND OTHER REFERENDA. (Became law after veto by the Governor overridden, August 4, 2018 - S.L. 2018-131)

Pursuant to Senator Pate’s motion to adjourn having prevailed, the Senate stands adjourned, sine die.

DANIEL J. FOREST  
President of the Senate

SARAH LANG HOLLAND  
Principal Clerk

August 4, 2018
SENATE COMMITTEE ASSIGNMENTS
EXTRA SESSION 2018

A listing of the Senate Committee assignments for the 2018 Extra Session, as outlined in the Senate Rules adopted for the 2018 Extra Session, can be found in the Appendix of the Senate Journal for the 2017 General Assembly, Second Session 2018, with the following exception:

Senator Brown was appointed Vice Chair of the Rules and Operations of the Senate Committee on July 24, 2018.

A SENATORIAL STATEMENT
HONORING ATTORNEY J. KENNETH LEE
Submitted by Senator Robinson on July 24, 2018

WHEREAS, J. Kenneth Lee, a Civil rights lawyer who fought to integrate Greensboro schools, passed away on Sunday, July 22, 2018; and

WHEREAS, Attorney Lee, after earning a degree in electrical engineering from North Carolina A&T State University, decided to go to law school to fight Jim Crow laws; and

WHEREAS, Attorney Lee represented five black children who sued Greensboro City Schools so they could attend an all-white elementary school — among the first students in the South to do so successfully; and

WHEREAS, over a lifetime, Attorney Lee fought for equality not only for schools open to all children but also in economic opportunity that he knew could be life changing; and

WHEREAS, Attorney Lee was a plaintiff in a case argued by Thurgood Marshall, then chief legal counselor with the NAACP's Legal Defense Fund, to desegregate the University of North Carolina at Chapel Hill's law school, opening the university's doors for entry to other black students; and

WHEREAS, Attorney Lee represented the majority of the 1,700 civil disobedience cases in North Carolina that started with the Woolworth sit-ins of 1960; and

WHEREAS, Attorney Lee also founded American Federal, the first black federally-chartered savings and loan bank in the State;

NOW, THEREFORE, Attorney J. Kenneth Lee deserves applause for his lifetime commitment to civil rights. He brought education, equality, and economic empowerment to all children and citizens of Greensboro and the State of North Carolina.

IN WITNESS WHEREOF, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-fourth day of July, 2018.

S/ Senator Gladys Robinson

S/ Sarah Holland

Senate Principal Clerk
SENATE STAFF

OFFICE OF THE PRESIDENT
Daniel J. Forest Lieutenant Governor
Danielle Albert Manager of External Relations and
Assistant to the Chief of Staff
Blake Brewer Policy and Press Assistant
Guy Davidson Project Manager
Jamey Falkenbury Press Secretary and
Director of Operations
Steven Walker General Counsel and Policy Director
Hal Weatherman Chief of Staff

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Pat Berger Research Assistant
Jim Blaine Chief of Staff
Shelly Carver Deputy Chief of Staff for
Communications and Operations
Bill D’Elia Communications Advisor
Peggy Halifax Research Assistant
Darrell Malcolm Director of Boards and Commissions
and Special Assistant
Eric Naisbitt Policy Advisor
Stephen Ogden Communications and
Policy Advisor
Tom Reeder Senior Policy Advisor
Katherine Restrepo Policy Advisor
Erica Shrader Deputy Chief of Staff for Policy
Wanda Shivers Legislative Assistant
Andrew Tripp General Counsel
Carly Weaver Policy Advisor
Graham Whitaker Director of Scheduling and
Special Projects

OFFICE OF THE DEPUTY PRESIDENT PRO TEMPORE
Louis Pate Deputy President Pro Tempore
Leigh Ann Biddix Legislative Assistant

OFFICE OF THE SENATE MAJORITY LEADER
Harry Brown Majority Leader
Lorie Byrd Legislative Assistant
Sally-Ann Gupta Legislative Advisor
Kolt Ulm Appropriations Advisor
OFFICE OF THE SENATE DEMOCRATIC LEADER
Daniel T. Blue, Jr. Democratic Leader
Fred Aikens Chief of Staff
Travis Huling Research Assistant
Bonnie McNeil Legislative Assistant
Leslie Rudd Information and Communications Specialist

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Terry Rumley Administrative Clerk
Alissa Whatley Administrative Clerk
Sharon Evans Assistant
Bing Ruiter Assistant
Peggy Telfair Assistant
Michael Perdue Page Coordinator

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Philip King Sergeant-at-Arms
Jim Blackburn Deputy Sergeant-at-Arms
Ed Kesler Deputy Sergeant-at-Arms
Dale Huff Training Coordinator

Assistants
Terry Barnhardt Giles Jeffreys
James Broughton, Jr. Charles Marsalis
Tom Burroughs Linda Matthews
Terry Edmondson Steve McKaig
John Enloe Becky Myrick
William Fritscher Frances Patterson
James Hamilton Hal Roach
Lawrence E. Hancock Archie Smith

OFFICE OF LEGISLATIVE ASSISTANTS
Janet Black Director
Sherry Pearson Administrative Assistant

SENATE LEGISLATIVE STAFF
Dylan Arant Senator J. Jackson
Irma Avent-Hurst Senator Van Duyn
Emily Barnes Senator Lee
Ross Barnhardt Senator B. Jackson
Julie Bradburn Senator Rabon
Johnny Bravo Senator J. Davis
Phyllis Cameron Senator Robinson
Suzanne Castleberry Senator Tillman
SENATE LEGISLATIVE STAFF (continued)

Judy Chriscoces Senator Dunn
Pat Christmas Senator Lowe
Justus Cochran Senator Newton
Jan Copeland Senator Tarte
Jessica Daigler-Walls Senator Alexander
Lydia Daniel Senator Daniel
Mary Daughtry Senator Horner
Cindy Davis Senator Britt
Blinda Edwards Senator D. Davis
Judy Edwards Senator Barrett
Alexander Fagg Senator B. Jackson
Susan Fanning Senator Hise
Erhonda Farmer Senator Clark
Paula Fields Senator Rabon
Chase Freeman Senator Harrington
Monica Fuller Senator Ford
Michael Hannah Senator Tillman
Kathy Hartsell Senator Wade
Jordan Hennessy Senator Cook
Kelby Hicks Senator Smith
Karen Johns Senator Gunn
Devon Karst Senator Barringer
Jeb Kelly Senator Randleman
Debbie Lown Senator Meredith
DeAnne Mangum Committee Clerk
Mary Marchman Senator Harrington
Antoine Marshall Senator Chaudhuri
Graison McKissick Senator McKissick
Brian Mooney Senator Krawiec
Jyrita Moore Senator Waddell
Andy Perrigo Senator Daniel
Danielle Plourd Senator Edwards
Jacqueta Rascoe Senator Fitch
Chandra Reed Senator Rabin
Carol Resar Senator Woodard
Seth Riggins Senator Barefoot
Logan Rigsbee Senator Gunn
Linda Sanderson Senator Sanderson
Libby Spain Senator McInnis
James Spivey Senator Foushee
Joey Stansbury Senator Tucker
Lynn Tennant Senator Sawyer
William Verbiest Senator Ballard
Kathy Voss Senator Sanderson
Linda Wente Senator Wells
SENATE LEGISLATIVE STAFF (continued)

Brent Woodcox  Senator Tucker
John Wynne    Senator Bishop

SENATE INTERNS

Jenna Albert   Senator Tillman
Lauren Bennett Senator Fitch
Heath Boyd     Senator Meredith
Joshua Cole    Senator Smith
Carson Butts   Senator Tarte
Laura Collins  Senator Chaudhuri
Kelly Emanuels Senator Lee
John Ferebee   Senator Cook
Autumn Fulton  Senator Robinson
James Furr     Senator Brown
McCae Henderson Senator J. Jackson
Derrick Hunter Senator Blue
Grace Johansen Senator Harrington
Molly Jordan   Senator J. Jackson
Theodore LaPerre Senator Blue
Paulina Lopez  Senator Fitch
Christian Lunghi Senator Harrington
Amath Mandavilli Senator Chaudhuri
Reiko Mayes    Senator Waddell
Sophia McMahan Senator Tucker
Benjamin McNair Senator Hise
Anastasia Mebane Senator Ford
Laura Medlin   Senator Barringer
Karalee Miller Senator Smith
Ellis Mobley   Senator Brown
Daphne Moore   Senator Smith
Reatter Neal   Senator Lowe
Sidney Overby  Senator J. Davis
Jarrett Patrick Senator Lowe
William Pittman Senator Curtis
Megan Pope     Senator Pate
Jordan Ragland Senator Van Duyn
Nathaniel Roberts Senator Daniel
Savannah Sasser Senator Rabin
Lexus Shaw     Senator D. Davis
Jim Stirling   Senator Berger
Christopher Stock Senator Meredith
Scott Sugar    Senator Pate
Nathan Swaim   Senator Sanderson
Allison Tannenbaum Senator Lowe
Sara Terry     Senator Clark
### SENATE INTERNS (continued)

<table>
<thead>
<tr>
<th>Name</th>
<th>Senator Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>David Tye</td>
<td>Curtis</td>
</tr>
<tr>
<td>Reaghan Waites</td>
<td>Barefoot</td>
</tr>
<tr>
<td>William Walker</td>
<td>Randleman</td>
</tr>
<tr>
<td>Olivia Wingler</td>
<td>Krawiec</td>
</tr>
<tr>
<td>Nicholas Zanzot</td>
<td>Tarte</td>
</tr>
</tbody>
</table>
NUMERICAL INDEX

The last action on each bill is noted in parenthesis following the title. The committee listed refers to the standing committee to which the bill was last referred. If the bill became law, the 2018 Session Law or Resolution number is reflected.

SENATE BILLS

S 1 Senate Rules - 2018 First Extra Session
(Adopted) .................................................................7, 8, 10.
S 2 Ballot Designations/Referenda
(Rules and Operations of the Senate Com) ..........................11.
S 3 Party Disclosure/2018 Judicial Races
(Vetoed 7/27/2018; S.L. 2018-130)..............11, 12, 13, 14, 16, 18, 21,
24, 25.
S 4 Sine Die Adjournment - 2018 Extra Session
(Rules and Operations of the Senate Com) .......................14.
S 5 Public School Building Bond Act of 2018
(Rules and Operations of the Senate Com) .........................14.
S 6 Adjourn Sine Die - 2018 First Extra Session
(Rules and Operations of the Senate Com) .......................19.
S 7 Clarify Language of Veto Exceptions
(Rules and Operations of the Senate Com) .......................24.

HOUSE BILLS

H 2 Adjourn 2018 First Extra Session Sine Die
H 3 Ballot Designations/Referenda
(Vetoed 7/27/2018; S.L. 2018-131)..................12, 13, 14, 17, 21, 22,
23, 25.
ALPHABETICAL INDEX

SENATE JOURNAL

2017 SESSION

EXTRA SESSION

2018
ALPHABETICAL INDEX

ADJOURNMENT

H 2  Adjourn 2018 First Extra Session Sine Die
S 4  Sine Die Adjournment - 2018 Extra Session
    (Rules and Operations of the Senate Com) ...................... 14.

ALAMANCE COUNTY — District 24 — Senator Rick Gunn

ALEXANDER COUNTY — District 42 — Senator Andy Wells

ALEXANDER, SENATOR JOHN M., JR. .... 15th District — Wake (part).
    Adjournment Motion ......................................................... 16.
    Journal Approval .............................................................. 15.

ALLEGHANY COUNTY — District 45 — Senator Deanna Ballard

ANSON COUNTY — District 25 — Senator Tom McInnis

ASHE COUNTY — District 45 — Senator Deanna Ballard

AVERY COUNTY — District 45 — Senator Deanna Ballard

BALLARD, SENATOR DEANNA .................. 45th District — Alleghany,
    Ashe, Avery, Caldwell, Watauga.
    Escort —
    The Honorable Vickie Sawyer ........................................... 19.

BAREFOOT, SENATOR CHAD ............ 18th District — Franklin, Wake (part).
    Presides —
    Daily Session ................................................................... 15.

BARRETT, SENATOR DAN ...................... 34th District — Davie,
    Iredell (part), Rowan (part).
    Absence, Excused ......................................................... 19.

BARRINGER, SENATOR TAMARA .......... 17th District — Wake (part).
    Absences, Excused ...................................................... 10, 19.

BEAUFORT COUNTY — District 1 — Senator Bill Cook

BERGER, SENATOR PHILIP E.
    (President Pro Tempore) ............ 26th District — Guilford (part), Rockingham.
    Presides —
    Daily Session ............................................................... 5, 13, 19, 21.
BERTIE COUNTY—District 3—Senator Erica D. Smith

Committee Assignments—
Standing/Select................................................................. 7.

BLADEN COUNTY—District 8—Senator Bill Rabon

BLUE, SENATOR DAN......................... 14th District—Wake (part).
Absence, Excused ................................................................. 10.
Escort—
The Honorable Vickie Sawyer ........................................... 19.

BOND
S 5  Public School Building Bond Act of 2018
(Rules and Operations of the Senate Com)............................ 14.

BROWN, SENATOR HARRY .................... 6th District—Jones, Onslow.
Adjournment Motion............................................................. 14.
Bills and Resolutions—(Senate Bills)
Primary Sponsor .......... 1, 2, 3.
Committee Assignments—
Standing/Select................................................................. 7.

BRUNSWICK COUNTY—District 8—Senator Bill Rabon

BUNCOMBE COUNTY—District 48—Senator Chuck Edwards
District 49—Senator Terry Van Duyn

BURKE COUNTY—District 46—Senator Warren Daniel

CABARRUS COUNTY—District 36—Senator Paul Newton

Caldwell County—District 45—Senator Deanna Ballard

Camden County—District 1—Senator Bill Cook

Carteret County—District 2—Senator Norman W. Sanderson

Caswell County—District 22—Senator Mike Woodard

Catawba County—District 42—Senator Andy Wells
CHATHAM COUNTY—District 23—Senator Valerie P. Foushee

CHAUDHURI, SENATOR JAY J. ................. 16th District—Wake (part).
Absence, Excused ...................................................................................... 19.
Adjournment Motion.................................................................................. 15.
Bills and Resolutions—(Senate Bills)
Primary Sponsor .............. 5.
Journal Approval...................................................................................... 15.

CHEROKEE COUNTY—District 50—Senator Jim Davis

CHOWAN COUNTY—District 3—Senator Erica D. Smith

CLARK, SENATOR BEN ................. 21st District—Cumberland (part), Hoke.

CLAY COUNTY—District 50—Senator Jim Davis

CLEVELAND COUNTY—District 46—Senator Warren Daniel

COLUMBUS COUNTY—District 13—Senator Danny Earl Britt, Jr.

COOK, SENATOR BILL ............... 1st District—Beaufort, Camden, Currituck, Dare, Gates, Hyde, Pasquotank, Perquimans.
Absence, Excused ...................................................................................... 21.

COURTS
S 3  Party Disclosure/2018 Judicial Races
(Vetoed 7/27/2018; S.L. 2018-130) ...... 11, 12, 13, 14, 18, 21, 24, 25.

CRAVEN COUNTY—District 2—Senator Norman W. Sanderson

CUMBERLAND COUNTY—District 19—Senator Wesley Meredith
District 21—Senator Ben Clark

CURRITUCK COUNTY—District 1—Senator Bill Cook

CURTIS, SENATOR DAVID L.
(Resigned 06/30/2018).................................................. 44th District—Gaston (part), Iredell (part), Lincoln.

DANIEL, SENATOR WARREN .............. 46th District—Burke, Cleveland.
Absence, Excused ...................................................................................... 19.

DARE COUNTY—District 1—Senator Bill Cook

DAVIDSON COUNTY—District 33—Senator Cathy Dunn

DAVIE COUNTY—District 34—Senator Dan Barrett
DAVIS, SENATOR DON................. 5th District—Greene, Lenoir (part), Pitt (part), Wayne (part).

Escort—
The Honorable Vickie Sawyer .................................................................19.

DAVIS, SENATOR JIM .............. 50th District—Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain.

DEPUTY PRESIDENT PRO TEMPORE (Senator Louis M. Pate)

DUNN, SENATOR CATHY .......... 33rd District—Davidson, Montgomery.

DUPLIN COUNTY—District 10—Senator Brent Jackson

DURHAM COUNTY—District 20—Senator Floyd B. McKissick, Jr.
District 22—Senator Mike Woodard

EDGEcombe COUNTY—District 3—Senator Erica D. Smith

EDUCATION
S 5 Public School Building Bond Act of 2018
(Rules and Operations of the Senate Com).................................14.

EDWARDS, SENATOR CHUCK......... 48th District—Buncombe (part), Henderson, Transylvania.
Absence, Excused .............................................................................10.

ELECTIONS
S 2 Ballot Designations/Referenda
(Rules and Operations of the Senate Com).................................11.
H 3 Ballot Designations/Referenda
S 3 Party Disclosure/2018 Judicial Races
(Vetoed 7/27/2018; S.L. 2018-130) ...... 11, 12, 13, 14, 18, 21, 24, 25.

EXECUTIVE ORDERS (see Appendix, Second Session 2018)


FORD, SENATOR JOEL D. M. ........... 38th District—Mecklenburg (part).

FORSYTH COUNTY—District 31—Senator Joyce Krawiec
District 32—Senator Paul A. Lowe, Jr.

FOUSHEE, SENATOR VALERIE P. ...... 23rd District—Chatham, Orange.
Bills and Resolutions—(Senate Bills)
Primary Sponsor ...............5.
FRANKLIN COUNTY—District 18—Senator Chad Barefoot

GASTON COUNTY—District 43—Senator Kathy Harrington
District 44—Senator David L. Curtis
(Resigned 06/30/2018)
District 44—Senator Vickie Sawyer
(Appointed 08/02/2018)

GATES COUNTY—District 1—Senator Bill Cook

GOVERNOR (The Honorable Roy Cooper)
Appointment—
N.C. Industrial Commission
Robby Hassell ................................................................. 17.
Proclamation—
Appointment of Vickie Sawyer, Senate District 44......................... 20.
Veto Messages—
S.B. 3 ........................................................................ 16.
H.B. 3 ........................................................................ 22.

GRAHAM COUNTY—District 50—Senator Jim Davis

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

GREENE COUNTY—District 5—Senator Don Davis

GUILFORD COUNTY—District 26—Senator Philip E. Berger
District 27—Senator Trudy Wade
District 28—Senator Gladys A. Robinson

GUNN, SENATOR RICK .......... 24th District—Alamance. Randolph (part).
Presides—
Daily Session........................................................................ 15.

HALIFAX COUNTY—District 4—Senator Milton F. “Toby” Fitch, Jr.

HARNETT COUNTY—District 12—Senator Ronald J. Rabin

HARRINGTON, SENATOR KATHY .......... 43rd District—Gaston (part).

HAYWOOD COUNTY—District 50—Senator Jim Davis

HENDERSON COUNTY—District 48—Senator Chuck Edwards

HERTFORD COUNTY—District 3—Senator Erica D. Smith
HISE, SENATOR RALPH.................................. 47th District—Madison, McDowell, Mitchell, Polk, Rutherford, Yancey.
Adjacent Motion.............................................................................................................18.
Bills and Resolutions—(Senate Bills)
   Primary Sponsor ..........2, 3.
   Escort—
      The Honorable Vickie Sawyer .................................................................19.
   Journal Approval.................................................................................................18.

HOKE COUNTY—District 21—Senator Ben Clark

HORNER, SENATOR RICK............................... 11th District—Johnston (part), Nash (part), Wilson (part).

HYDE COUNTY—District 1—Senator Bill Cook

IREDELL COUNTY— District 34—Senator Dan Barrett
   District 44—Senator David L. Curtis
      (Resigned 06/30/2018)
   District 44—Senator Vickie Sawyer
      (Appointed 08/02/2018)

JACKSON COUNTY—District 50—Senator Jim Davis

JACKSON, SENATOR BRENT ......................... 10th District—Duplin,
   Johnston (part), Sampson.

JACKSON, SENATOR JEFF .........................37th District—Mecklenburg (part).
   Bills and Resolutions—(Senate Bills)
      Primary Sponsor ..........7.

JOHNSON COUNTY—District 10—Senator Brent Jackson
   District 11—Senator Rick Horner
   District 12—Senator Ronald J. Rabin

JONES COUNTY—District 6—Senator Harry Brown

JUDGES
   S 3  Party Disclosure/2018 Judicial Races
      (Vetoed 7/27/2018; S.L. 2018-130) .........11, 12, 13, 14, 18, 21, 24, 25.

KRAWIEC, SENATOR JOYCE........... 31st District—Forsyth (part), Yadkin.
   Escort—
      The Honorable Vickie Sawyer .................................................................19.

LEE COUNTY—District 12—Senator Ronald J. Rabin
LEE, SENATOR MICHAEL V. ............ 9th District—New Hanover (part).

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

LINCOLN COUNTY—District 44—Senator David L. Curtis
       (Resigned 06/30/2018)
       District 44—Senator Vickie Sawyer
       (Appointed 08/02/2018)

LOWE, SENATOR PAUL A., JR. ............ 32nd District—Forsyth (part).

MACON COUNTY—District 50—Senator Jim Davis

MADISON COUNTY—District 47—Senator Ralph Hise

MARTIN COUNTY—District 3—Senator Erica D. Smith

MCDOWELL COUNTY—District 47—Senator Ralph Hise

MCINNIS, SENATOR TOM .......................... 25th District—Anson, Richmond, Rowan (part), Scotland, Stanly.
       Absence, Excused ......................................................... 10.

MCKISSICK, SENATOR FLOYD B., JR. ...... 20th District—Durham (part), Granville.
       Bills and Resolutions—(Senate Bills)
       Primary Sponsor ..........4.

MECKLENBURG COUNTY—District 37—Senator Jeff Jackson
       District 38—Senator Joel D. M. Ford
       District 39—Senator Dan Bishop
       District 40—Senator Joyce Waddell
       District 41—Senator Jeff Tarte

MEREDITH, SENATOR WESLEY ...... 19th District—Cumberland (part).
       Absence, Excused .............................................................. 19.

MITCHELL COUNTY—District 47—Senator Ralph Hise

MONTGOMERY COUNTY—District 33—Senator Cathy Dunn

MOORE COUNTY—District 29—Senator Jerry W. Tillman

NASH COUNTY—District 4—Senator Milton F. “Toby” Fitch, Jr.
       District 11—Senator Rick Horner
NEW HANOVER COUNTY—District 8—Senator Bill Rabon
    District 9—Senator Michael V. Lee

NEWTON, SENATOR PAUL .......... 36th District—Cabarrus, Union (part).

NORTHAMPTON COUNTY—District 3—Senator Erica D. Smith

OATH OF OFFICE

ONSLOW COUNTY—District 6—Senator Harry Brown

ORANGE COUNTY—District 23—Senator Valerie P. Foushee

PAMLICO COUNTY—District 2—Senator Norman W. Sanderson

PASQUOTANK COUNTY—District 1—Senator Bill Cook

PATE, SENATOR LOUIS M.
(Deputy President Pro Tempore) .............. 7th District—Lenoir (part),
    Pitt (part), Wayne (part).

Adjournment Motion .............................................. 23.
Journal Approval .................................................. 19.
Presides—
    Daily Session ................................................ 11, 12, 18.

PENDER COUNTY—District 8—Senator Bill Rabon

PERQUIMANS COUNTY—District 1—Senator Bill Cook

PERSON COUNTY—District 22—Senator Mike Woodard

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

PLEDGE OF ALLEGIANCE ........................................... 5.

POLK COUNTY—District 47—Senator Ralph Hise

PRAYERS OFFERED TO OPEN SENATE SESSION
    Senator John M. Alexander, Jr., Wake County .................... 15.
    Senator Deanna Ballard, Watauga County ........................ 19.
    Senator Ralph Hise, Mitchell County ............................ 18.
    Senator Norman W. Sanderson, Pamlico County .................. 5.

PRESIDENT OF THE SENATE
    (The Honorable Daniel J. Forest, Lieutenant Governor)
PRESIDENT PRO TEMPORE (Senator Philip E. Berger)
Appointments (see Appendix, Second Session 2018)

PRINCIPAL CLERK (Sarah Lang Holland)

PROCLAMATION OF AN EXTRA SESSION, JOINT.........................6.

RABIN, SENATOR RONALD J. .....................12th District—Harnett.
Johnston (part), Lee.
Absence, Excused .................................................................10.

RABON, SENATOR BILL .....................8th District—Bladen, Brunswick,
New Hanover (part), Pender.
Absence, Excused .................................................................10.
Bills and Resolutions—(Senate Bills)
Primary Sponsor .................6.

RANDLEMAN, SENATOR SHIRLEY B. ........30th District—Stokes,
Surry, Wilkes.

RANDOLPH COUNTY—District 24—Senator Rick Gunn
District 29—Senator Jerry W. Tillman

RICHMOND COUNTY—District 25—Senator Tom McInnis

ROBESON COUNTY—District 13—Senator Danny Earl Britt, Jr.

ROBINSON, SENATOR GLADYS A. ........28th District—Guilford (part).
Absence, Excused .................................................................13.
Senatorial Statement .............................................................10.

ROCKINGHAM COUNTY—District 26—Senator Philip E. Berger

ROWAN COUNTY—District 25—Senator Tom McInnis
District 34—Senator Dan Barrett

RUTHERFORD COUNTY—District 47—Senator Ralph Hise

SAMPSON COUNTY—District 10—Senator Brent Jackson

SANDERSON, SENATOR NORMAN W. ........2nd District—Carteret,
Craven, Pamlico.

SAWYER, SENATOR VICKIE
(Appointed 08/02/2018 to replace David Curtis)..... 44th District—Gaston (part),
Iredell (part), Lincoln.
Appointment by the Governor, Proclamation of .........................20.
SCOTLAND COUNTY—District 25—Senator Tom McInnis

SENATORIAL STATEMENT
Honoring Attorney J. Kenneth Lee .................................................................10.

SERGEANT-AT-ARMS (Philip King III)

Absence, Excused .........................................................................................10.
Bills and Resolutions—(Senate Bills)
Primary Sponsor ..........5.

STANLY COUNTY—District 25—Senator Tom McInnis

STOKES COUNTY—District 30—Senator Shirley B. Randleman

SURRY COUNTY—District 30—Senator Shirley B. Randleman

SWAIN COUNTY—District 50—Senator Jim Davis

TARTE, SENATOR JEFF .......................41st District—Mecklenburg (part).
Absence, Excused ..........................................................................................10.

TILLMAN, SENATOR JERRY W. ..............29th District—Moore, Randolph (part).
Absence, Excused ..........................................................................................19.

TRANSYLVANIA COUNTY—District 48—Senator Chuck Edwards

TUCKER, SENATOR TOMMY ..................35th District—Union (part).

TYRRELL COUNTY—District 3—Senator Erica D. Smith

UNION COUNTY—District 35—Senator Tommy Tucker
District 36—Senator Paul Newton

VAN DUYN, SENATOR TERRY ..................49th District—Buncombe (part).
Absence, Excused ..........................................................................................21.

VANCE COUNTY—District 4—Senator Milton F. “Toby” Fitch, Jr.

VETOED BILLS
H 3 Ballot Designations/Referenda
S 3 Party Disclosure/2018 Judicial Races
(Vetoed 7/27/2018; S.L. 2018-130) ......11, 12, 13, 14, 18, 21, 24, 25.
WADDELL, SENATOR JOYCE ..........40th District—Mecklenburg (part).

WADE, SENATOR TRUDY ..................27th District—Guilford (part).

WAKE COUNTY—District 14—Senator Dan Blue
    District 15—Senator John M. Alexander, Jr.
    District 16—Senator Jay J. Chaudhuri
    District 17—Senator Tamara Barringer
    District 18—Senator Chad Barefoot

WARREN COUNTY—District 4—Senator Milton F. “Toby” Fitch, Jr.

WASHINGTON COUNTY—District 3—Senator Erica D. Smith

WATAUGA COUNTY—District 45—Senator Deanna Ballard

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

WELLs, SENATOR ANDY .................42nd District—Alexander, Catawba.

WILKES COUNTY—District 30—Senator Shirley B. Randleman

WILSON COUNTY—District 4—Senator Milton F. “Toby” Fitch, Jr.
    District 11—Senator Rick Horner

WOODARD, SENATOR MIKE ...................22nd District—Caswell,
    Durham (part), Person.

YADKIN COUNTY—District 31—Senator Joyce Krawiec

YANCEY COUNTY—District 47—Senator Ralph Hise
## RATIFIED BILLS—SESSION LAWS

<table>
<thead>
<tr>
<th>Chapter</th>
<th>Bill No.</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>130</td>
<td>S</td>
<td>3....</td>
</tr>
<tr>
<td>131</td>
<td>H</td>
<td>3....</td>
</tr>
</tbody>
</table>

## RATIFIED JOINT RESOLUTION

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>11</td>
<td>H</td>
<td>2....</td>
</tr>
</tbody>
</table>

## ADOPTED SENATE RESOLUTION

<table>
<thead>
<tr>
<th>Res. No.</th>
<th>Adopted</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>S</td>
<td>07/24/2018</td>
<td>7.</td>
</tr>
</tbody>
</table>