

**JOURNAL**  
**OF THE**  
**SENATE**  
**OF THE**  
**2019 GENERAL ASSEMBLY**  
**OF THE**  
**STATE OF NORTH CAROLINA**  
  
**FIRST SESSION**  
  
**2019**

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**OFFICERS AND MEMBERS  
OF  
THE SENATE OF THE NORTH CAROLINA  
2019 GENERAL ASSEMBLY  
FIRST SESSION 2019**

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 PHILIP E. BERGER, President *Pro Tempore* ..... Eden  
 RALPH E. HISE, JR., Deputy President *Pro Tempore* ..... Spruce Pine

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23	VALERIE P. FOUSHEE (D) .....	Hillsborough
24	RICK GUNN (R) .....	Burlington

25	TOM MCINNIS (R).....	Ellerbe
26	JERRY W. TILLMAN (R).....	Archdale
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39	DAN BISHOP <sup>†</sup> (R).....	Charlotte
39	ROB BRYAN <sup>‡</sup> (R).....	Charlotte
40	JOYCE WADDELL (D).....	Charlotte
41	NATASHA R. MARCUS (D).....	Davidson
42	ANDY WELLS (R).....	Hickory
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49	TERRY VAN DUYN (D).....	Asheville
50	JIM DAVIS (R).....	Franklin

### SENATE OFFICERS

SARAH HOLLAND, Principal Clerk ..... Raleigh  
ROBERT MYRICK, Sergeant-at-Arms ..... Wilmington

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\*Resigned 1/14/19  
\*\*Appointed 1/31/19

<sup>†</sup>Resigned 9/17/19  
<sup>‡</sup>Appointed 10/2/19

**SENATE JOURNAL  
2019 SESSION**

**FIRST DAY**

Senate Chamber  
Wednesday, January 9, 2019

In accordance with law, as set forth in the Constitution of the State of North Carolina and G.S. 120-11.1, the Senate of the General Assembly of North Carolina assembles this day at the hour of 12:00 p.m. in the Senate Chamber of the Legislative Building in the City of Raleigh.

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

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

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

The President recognizes the Sergeant-at-Arms of the 2017 Session, Phil King, who announces the presence of The Honorable Mark Martin, Chief Justice of the North Carolina Supreme Court, The Honorable Philip Berger, Jr., of the North Carolina Court of Appeals, and The Honorable Chris Dillon of the North Carolina Court of Appeals at the doors of the Senate Chamber. The President directs the Sergeant-at-Arms to open the doors and to escort the members of the judiciary to their seats.

The President recognizes the Sergeant-at-Arms, who announces the presence of the By Faith Quartet of Rockingham County at the doors of the Senate Chamber. The President directs the Sergeant-at-Arms to open the doors and to escort the guests to the well of the chamber.

The President introduces The Reverend Sarah Woodard, wife of Senator Mike Woodard of Durham County, who offers prayer as follows:

“O God, who resists the proud and gives grace to the humble, grant these senators who are being sworn into office today the virtue of true humility. Help them walk the way of compassion, and bring kindheartedness to the center of their lives. Grant them the ability to cultivate the capacity to see the humanity and dignity of every person and to treat each other with reverence. Might we leave this place today determined to find ways to lead inspired lives, absorbing the inspiration of others and becoming an inspiration—the light in the world. We haven’t a clue what will happen in the days ahead. We know that they can work together in collegial and respectful conversation and meet these challenges and

differences head on. Grant them the strength and courage to make wise decisions on behalf of this great state. Indeed, the world is like a narrow bridge. In the essence of life we must never be afraid, for fear is the enemy. Grant us hope that we will experience God’s love and joy for each other, especially as decisions made will impact us economically, socially, and morally. Help them, and help all of us, receive the riches of your grace. For yours is the kingdom, O Lord, and you are exalted as head above all. Amen.”

**PRESENTATION OF THE COLORS**

The President directs the Sergeant-at-Arms to open the doors of the chamber for the Presentation of the Colors by the East Surry High School Army Junior ROTC Color Guard from Pilot Mountain, North Carolina.

**PLEDGE OF ALLEGIANCE**

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

**NATIONAL ANTHEM**

The President recognizes the By Faith Quartet of Rockingham County, who sings “The Star-Spangled Banner.”

**CALL OF THE ROLL/ELECTION CERTIFICATION**

The Chair directs the clerk to call the roll by Senatorial District, pursuant to the certification of election received from the Secretary of State, The Honorable Elaine F. Marshall:

**I, Elaine F. Marshall**, Secretary of State of the State of North Carolina, do hereby certify that the State Board of Elections met Tuesday, the 27th day of November, A.D., 2018 in accordance with Chapter 163 of the General Statutes of North Carolina, at which time the Board did open, canvass and judicially determine the returns of votes cast in the election held on Tuesday, November 6th, 2018 and certified to me the persons duly elected as members of the Senate from the various Senate Districts comprising of more than one county, and all others have been certified to me in the abstracts by the State Board of Elections as having the highest number of votes cast in the election for the Senate from districts composed of one county only, for the General Assembly of 2019 to wit:

<b>DISTRICT</b>	<b>NAME</b>
<b>First District</b>	<b>Bob Steinburg</b>
<b>Second District</b>	<b>Norman Sanderson</b>
<b>Third District</b>	<b>Erica D. Smith</b>
<b>Fourth District</b>	<b>Milton F. (Toby) Fitch, Jr.</b>

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<b>Fifth District</b>	<b>Don Davis</b>
<b>Sixth District</b>	<b>Harry Brown</b>
<b>Seventh District</b>	<b>Louis Milford Pate, Jr.</b>
<b>Eighth District</b>	<b>Bill Rabon</b>
<b>Ninth District</b>	<b>Harper Peterson</b>
<b>Tenth District</b>	<b>Brent Jackson</b>
<b>Eleventh District</b>	<b>Rick Horner</b>
<b>Twelfth District</b>	<b>Jim Burgin</b>
<b>Thirteenth District</b>	<b>Danny Earl Britt, Jr.</b>
<b>Fourteenth District</b>	<b>Dan Blue</b>
<b>Fifteenth District</b>	<b>Jay J. Chaudhuri</b>
<b>Sixteenth District</b>	<b>Wiley Nickel</b>
<b>Seventeenth District</b>	<b>Sam Searcy</b>
<b>Eighteenth District</b>	<b>John Alexander</b>
<b>Nineteenth District</b>	<b>Kirk deViere</b>
<b>Twentieth District</b>	<b>Floyd B. McKissick, Jr.</b>
<b>Twenty-first District</b>	<b>Ben Clark</b>
<b>Twenty-second District</b>	<b>Mike Woodard</b>
<b>Twenty-third District</b>	<b>Valerie P. Foushee</b>
<b>Twenty-fourth District</b>	<b>Rick Gunn</b>
<b>Twenty-fifth District</b>	<b>Tom McInnis</b>
<b>Twenty-sixth District</b>	<b>Jerry W. Tillman</b>
<b>Twenty-seventh District</b>	<b>Michael Garrett</b>
<b>Twenty-eighth District</b>	<b>Gladys Robinson</b>
<b>Twenty-ninth District</b>	<b>Eddie Gallimore</b>
<b>Thirtieth District</b>	<b>Philip E. (Phil) Berger</b>
<b>Thirty-first District</b>	<b>Joyce Krawiec</b>
<b>Thirty-second District</b>	<b>Paul Lowe, Jr.</b>
<b>Thirty-third District</b>	<b>Carl Ford</b>
<b>Thirty-fourth District</b>	<b>Vickie Sawyer</b>
<b>Thirty-fifth District</b>	<b>Todd Johnson</b>
<b>Thirty-sixth District</b>	<b>Paul R. Newton</b>
<b>Thirty-seventh District</b>	<b>Jeff Jackson</b>
<b>Thirty-eighth District</b>	<b>Mujtaba Mohammed</b>
<b>Thirty-ninth District</b>	<b>Dan Bishop</b>
<b>Fortieth District</b>	<b>Joyce Waddell</b>
<b>Forty-first District</b>	<b>Natasha Marcus</b>
<b>Forty-second District</b>	<b>Andy Wells</b>
<b>Forty-third District</b>	<b>Kathy Harrington</b>
<b>Forty-fourth District</b>	<b>Ted Alexander</b>
<b>Forty-fifth District</b>	<b>Deanna Ballard</b>
<b>Forty-sixth District</b>	<b>Warren Daniel</b>
<b>Forty-seventh District</b>	<b>Ralph Hise</b>
<b>Forty-eighth District</b>	<b>Chuck Edwards</b>
<b>Forty-ninth District</b>	<b>Terry Van Duyn</b>
<b>Fiftieth District</b>	<b>Jim Davis</b>

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

**DONE IN OFFICE** at Raleigh, this 7th day of January, 2019.

(SEAL)

S/ Elaine F. Marshall  
*Secretary of State*

### **OATH OF OFFICE**

The President of the Senate recognizes The Honorable Mark Martin, Chief Justice of the Supreme Court of North Carolina, who administers the following oath of office, to which those present respond and subscribe:

“I do solemnly swear or affirm that I will support the Constitution and laws of the United States; and I do solemnly and sincerely swear or affirm that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do solemnly and sincerely swear or affirm that I will faithfully discharge the duties of my office as a member of the Senate of the 2019 General Assembly of the State of North Carolina to the best of my knowledge and ability, so help me, God.”

With forty-nine<sup>1</sup> Senators-elect answering the call of the roll and taking the prescribed oath of office, the President declares a quorum present and qualified.

### **ORGANIZATION OF THE SENATE**

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

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

“Today I rise to nominate Senator Phil Berger to serve another term as President *Pro Tempore* of the Senate. Senator Berger was first elected to this body in 2001. In fact, he is the longest serving senator who is currently in the Senate. He has served as a leader of this chamber since 2011. I think everyone in this room will agree he has done so honorably. He is fair, he is honest, and he is willing to listen to every member and hear their concerns. He has always allowed full debate on the Senate floor. Matter of fact, I don’t think there has been a single time that Senator Berger

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<sup>1</sup>Senator Louis M. Pate, Jr., was not present but was administered the oath of office on January 8, 2019.



has ever called the question. He is a wonderful family man, and his family means more to him than anything in the world, and I think you can see that today. He is an accomplished attorney. Members, I can't think of a better person for this job than Senator Berger. With that, Mr. President, I recommend Senator Berger to serve as President *Pro Tempore* of the 2019 North Carolina Senate."

The President recognizes Senator Rabon, who seconds the nomination and offers a motion that the nominations be closed and that the nomination of Senator Phil Berger for President *Pro Tempore* of the 2019 Senate be accepted by acclamation, which motion prevails.

The President declares Senator Phil Berger duly elected President *Pro Tempore* and appoints Senator Blue, Senator Brown, Senator J. Davis, Senator B. Jackson, Senator Krawiec, and Senator Rabon, to escort the President *Pro Tempore*-elect to the well of the Senate. Senator Brown presents Senator Phil Berger to the President. The President directs the Sergeant-at-Arms to escort Senator Berger's granddaughter Emily and grandson Jackson to the well of the Senate, where they join their grandfather as he receives the prescribed oath of office. The Honorable Phil Berger, Jr., of the North Carolina Court of Appeals administers the prescribed oath of office.

The President recognizes Senator Phil Berger, President *Pro Tempore*, who addresses the body from the well of the Senate, offering the following remarks:

"I want to thank everyone for the warm welcome and for the way folks have treated me over the past years and particularly this day, so thank you so much. I want to thank my colleagues for once again putting your confidence and trust in me to serve as the President *Pro Tempore* of the North Carolina Senate. We've been able to accomplish so much over the past years, and I look forward to working with each and every one of you to build on that success. I would like to take just a moment to recognize a few people who are with us today. You've already seen some of them, and they have already been introduced. First, my family: my wife, Pat; my sons, Phil, Jr., Kevin; and my daughter, Ashley. Also two of my grandchildren, Emily and Jackson, are here. I think you will all agree that having support from family is extremely important if you are going to do anything, particularly in the political field, so I thank them. Their support and help is appreciated more than anybody will ever know. Supreme Court Chief Justice Mark Martin, thank you for being here with us today. Judge Chris Dillon of the North Carolina Court of Appeals, thank you for being with us today. Lieutenant Governor Dan Forest, thank you for the work that you do presiding over the Senate on a regular basis. And the members of the By Faith Quartet: Don Powell, Daniel Bailey, Ben Chilton, and Randel Evans, thank y'all so much for that wonderful rendition of our national anthem. Thank you so much. And of course I want to thank the East Surry High School Army Junior ROTC Color Guard. I think they are back in the back there. I think anytime we have an opportunity to visit with our high school students, particularly when we see students that are engaged in extracurricular activities such as the ROTC, it gives us not just hope

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for the future, but a recognition that our country and our state is in very good hands as we go forward. It's unlikely that any of us would be here today without the love and support of family and friends, many of them seated in this chamber, so I want to thank all of you for being here as well, supporting your family member, supporting your friend, and helping to participate in the political process. Today, I'd like to take just a quick look back and then turn to the future. So much has been accomplished over the past years, yet there is still much to be done. Today, North Carolina's budget is managed much the same way everyday North Carolinians manage their own checkbooks. We're mindful of the money we bring in, watchful of how we spend it, careful not to waste it, and thinking always about the unknowns the future may bring. Getting and keeping North Carolina's fiscal house in order is key to much of the success that we see in North Carolina today. Make no mistake, getting our state's finances in order required a culture change, and culture change was difficult to bring about. But change was necessary. Eight years ago, our state and the country faced a global recession. North Carolina's policy choices leading up to that recession did not cause the subprime lending crisis that we saw, but they also did not put us in a good position to weather the storm of a slowing economy. You see, at that time, state taxes were the highest in the southeast, our budget had a multi-billion dollar hole, and the rainy day fund existed in name only. Spending for students, educators, and public safety officers was frozen or slashed. Unemployment in North Carolina jumped to the fifth highest in the country. Our state's economy was in serious trouble. North Carolina's government was unprepared to contain the crisis. From 2003 to 2007, years of strong economic growth, spending in North Carolina increased on an average more than seven percent per year. At the same time, our population grew, but the combined growth of population and inflation was nowhere near state spending growth. And even though we saw a recession at the beginning of that decade, prevailing policy left our state ill prepared for the recession that hit at the end of the decade. So, beginning in 2011, and continuing for as long as voters keep sending us back to Raleigh with a clear majority, we have adhered to bedrock conservative economic policies: low taxes, responsible spending, and reasonable regulations that accomplish their purpose without unnecessary red tape. We returned the people's money to them through historic and balanced tax cuts. Today, 99 percent of state taxpayers pay less or nothing at all compared to before 2011. And today, the private sector is creating jobs by the thousands in our state, in part because of lower taxes and a more reasonable regulatory burden. And people outside of North Carolina have noticed. In almost every major category, North Carolina ranks at or near the top. Forbes Magazine recently ranked us the best place for business for the second year in a row. We catapulted in the Tax Foundation's business tax climate rankings from 44th to 12th. Unemployment is at 3.6%, below the national average. More people work today in North Carolina than ever before in our history. Our population growth last year was the fifth highest in the nation. We've outpaced the region and the country in job creation since 2011. Poverty is down. Income growth is up. By almost every metric, North Carolina is booming, and now is not the time to change our conservative economic policy approach. But change has now come to the political landscape. The voters returned for Republican majorities to the legislature, but not a super majority, which

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means that a Republican majority cannot on its own override a Governor's veto. Legislative Democrats and the executive branch will have the opportunity for more influence over the policy-making process. Some might look at that and say that I must be disappointed. The reality is that I am hopeful. I'm hopeful that now we can put political battles behind us and find common ground in advancing our shared interest in helping North Carolina continue to grow and prosper. Until now, conversations, opinion pieces, and strategic thinking about the Republican super majority and what that meant for the power dynamic in this state was focused on just that, a super majority, and how a super majority results in appeals to that majority's base or core voters. But not much attention was paid to an equal and opposite position, the 'super minority,' if you will. For years, minority legislators had the freedom—even the luxury, some might say—of appealing to their base, their national political voters, and their ideological agenda setters without responsibility for actual governance. They could toe the party line, duck substantive give-and-take, attack, and litigate at every turn. And regrettably, some of the language used to describe the motives behind honest policy differences has incited misplaced anger. That just drives us farther apart and makes cooperation more difficult. But this session, hopefully, will be different. Republicans will have to work across the aisle, but so will Democrats. If we are to have a successful session, we all will have to accept outcomes that do not cater to the extremes. I know we're capable of this, and so do you. We all know that the vast majority of bills that come out of this chamber are unanimous. But we're going to have to find ways for collaboration on more subjects. Our response to Hurricane Florence recovery shows what's possible. That legislation passed unanimously. A more controversial issue before the legislature, voter ID, also shows what's possible. I know folks feel passionately about the issue on both sides, but I'm grateful for my colleagues on the other side of the aisle for acknowledging the open process and for offering substantive improvements. The final product reflected input from across the political spectrum, and I believe that was a good thing, and I believe it produced a better result. Moving forward, I think we can find common ground on continuing to invest in students and teachers. We've provided educators with five consecutive pay raises, and in two of those years the growth in teacher pay in North Carolina was number 1 or number 2 in the country. Core conservative principles include promoting a quality education. It's the great equalizer in a merit-based society. It can transform lives. I know, education transformed my life, and I know many of you can say the same. Our education policies are about teachers like Mary Catherine Huss, who teaches 7th grade math in Rockingham County and consistently ranked in the highest tier over her 10 years in school. She's finally being compensated for her excellence: Mary Catherine earned \$4,300 in performance bonuses last year. We should reward those who give our students the best shot at success. And our policies are about mothers like Janet Nunn from Charlotte, whose young daughter struggled to keep up, struggled to read, and didn't want to go back to her assigned school. Janet knew she needed to make a change to give her daughter the best chance she could to realize her potential. She used an opportunity scholarship to attend a different school, and now she's a straight-A student who gets up in the morning excited to learn. Janet changed the trajectory of her daughter's life. What is more important or more powerful than that? For students a little older than Janet's daughter, North Carolina

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Promise, which took effect just last year, sets tuition at \$500 per semester at three of North Carolina's public universities. An affordable education gives folks the opportunity to make their own success. It's that promise—that if you work hard and play by the rules, you can create success. That promise opens the pathway to success and enhances North Carolina's and an individual's future. I'd like for us to look at ways to expand North Carolina Promise this session. Education continues to be of singular importance in our success over the last eight years. Our state's dynamic and talented workforce, together with business-friendly fiscal policies, fosters growth and draws companies to create jobs in North Carolina. That growth begets more growth, which is why we've made it a priority to increase state funding by hundreds of millions of dollars for our students, our teachers, our community colleges, and our university system. I'm hopeful, too, that we can find other areas of common ground: reforming our disaster preparedness and recovery process, replenishing the rainy day fund, eliminating ineffective regulations that stifle the economy without protecting the public, reforming our criminal justice system, and continuing to address the opioid crisis. We will have our battles this session, no doubt. As President *Pro Tempore*, I've tried in the past and will continue to make this chamber a marketplace of ideas in which respectful debate rules over acrimony and name-calling. But when we demonize one another, when we falsely cast our opponents' motives as hateful, and when we question patriotism or tolerance, this body suffers irreparable harm, and the people we represent are not well-served. We need to approach policy debates with respect for the person on the other side of the table. I hope you will join me in that effort. Whether we pass more legislation with bipartisan buy-in or simply retreat to our corners remains to be seen. I, for one, extend a hand to legislative Democrats and to Governor Cooper. Let's work together in good faith, and let's find those places where the sometimes elusive common ground exists. That approach is the only way I see to properly honor the proud legacy of the North Carolina Senate. With that, ladies and gentleman, we open the 2019 Legislative Session. Thank you. God bless this Senate, and God bless North Carolina. Thank you."

#### **ADOPTION OF 2019 SENATE PERMANENT RULES<sup>1</sup>**

Senator Rabon 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 Rabon:

**S.R. 1, A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE REGULAR SESSION OF THE 2019 GENERAL ASSEMBLY.**

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

Upon motion of Senator Rabon, the resolution is adopted (49-0).

The text of Senate Resolution 1 is as follows:

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<sup>1</sup>The 2019 Senate Permanent Rules were subsequently amended by S.R. 10 on February 4. The full text of this resolution can be found in the Appendix.

**S.R. 1**, A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE REGULAR SESSION OF THE 2019 GENERAL ASSEMBLY.

Be it resolved by the Senate:

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

**PERMANENT RULES OF  
THE REGULAR SESSION OF THE SENATE  
2019 GENERAL ASSEMBLY OF NORTH CAROLINA**

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

**I. ORDER OF BUSINESS**

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

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

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

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

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

**RULE 4. Convening and presiding in absence of President.** – In the absence of the President, the President Pro Tempore or a Senator designated by the President Pro Tempore shall convene or reconvene the Senate and preside, and during such time shall be vested with all powers of the President of the Senate except that of casting a vote in case of a tie when the President Pro Tempore or the designated Presiding Officer has already voted on the question as a Senator. In the event of the absence of the President and President Pro Tempore at any time

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fixed for the reconvening of the Senate, the Senate shall be called to order by a member designated by the President Pro Tempore, or if no member is designated, by the Deputy President Pro Tempore of the Senate. If no member has been designated and the Deputy President Pro Tempore is also absent, the Senate shall be called to order by the Chair of the Committee on Rules and Operations of the Senate, who shall designate some member to act as Presiding Officer. The Principal Clerk of the Senate may convene the Senate for the purpose of notifying the Chamber that the Senate stands in recess pursuant to Rule 2(b) of these Rules.

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

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

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

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

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

## II. CONDUCT OF DEBATE

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

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RULE 9. (Reserved for future use).

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

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

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

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

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

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

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

- (1) A request that the member speaking yield for a question;
- (2) A point of order; or
- (3) A parliamentary inquiry.

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

RULE 13. (Reserved for future use).

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

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

**RULE 15. Senatorial Statements.** – A Senatorial Statement may be utilized by a Senator to recognize constituents and events of significance and when a Resolution is not permitted under Rule 40.1. A Senatorial Statement may not be used to explain a vote, debate a bill, or in any way disrupt the regular business of the Senate. A Senatorial Statement shall be in writing and in a form prescribed by the Chairman of the Committee on Rules and Operations of the Senate. A Senatorial Statement shall speak in the voice of the Senator submitting the Statement, is not a statement by the Senate, and is not subject to a vote by the Senate. A Senator may use a Moment of Personal Privilege under Rule 15.1 to read some or all of a Senatorial Statement provided the Presiding Officer determines the question raised in the Statement is one of privilege. Upon motion supported by a majority present and voting, a Senatorial Statement may be spread upon the Journal.

**RULE 15.1. Moments of Personal Privilege.** – (a) Upon recognition by the Presiding Officer for that purpose, any Senator may speak for a time not exceeding three minutes on a Moment of Personal Privilege.

(b) A Moment of Personal Privilege may not be used to explain a vote, debate a bill, or in any way disrupt the regular business of the Senate, nor shall such opportunities be used to solicit support or sponsors for any bill. The Presiding Officer shall determine if the question raised is one of privilege and shall, without the point of order being raised, enforce this rule, subject to an appeal to the Chairman of the Committee on Rules and Operations of the Senate whose decision may be appealed to the Senate by any Senator, on which appeal no member shall speak more than once unless by leave of the Senate. A two-thirds vote of the membership of the Senate present and voting is necessary to sustain any appeal from the ruling of the Chairman of the Committee on Rules and Operations of the Senate.

**RULE 15.2. Explanation of vote.** – Any Senator may explain that Senator's vote on any bill that day by obtaining permission of the Presiding Officer for that purpose. No more than three minutes shall be consumed in such explanation.

**RULE 16. Final orders of business.** – Senatorial Statements, Moments of Personal Privilege, and explanations of votes shall be the last orders of the Senate's business that day and explanations of votes shall be made after the final vote has been taken.

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



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

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

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

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

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

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

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

(i) The operation of electronic devices whose sound cannot be muted is prohibited on the floor or in the gallery while the Senate is in session.

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

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

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

### III. MOTIONS

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

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

- (1) To adjourn.
- (2) To resolve into the Committee of the Whole Senate.
- (3) To lay on the table.
- (4) For the previous question.

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- (5) To postpone indefinitely.
- (6) To postpone to a certain day.
- (7) To re-refer to a standing committee.
- (8) To refer to a select committee.
- (9) To amend.

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

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

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

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

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

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

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

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

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

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

**RULE 24.1. Motion to adjourn or stand in recess; standard stipulations.**

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

**IV. VOTING**

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

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

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

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

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

(d) The voting station at each Senator's desk in the Chamber shall be used only by the Senator to whom the station is assigned. Under no circumstances shall any other person vote at a Senator's station. It is a breach of the ethical obligation of a Senator either to request that another vote at the requesting Senator's station or to vote at another Senator's station. The Presiding Officer shall enforce this rule without exception.

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

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

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

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

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

**RULE 26. Voice votes; call for division; call for ayes and noes.** – (a) When the electronic voting system is not used, all votes on which a call of the roll of the Senate is not required shall be taken by voice vote. The question shall be put as follows: “Those in favor say ‘aye,’” and, after the affirmative vote is expressed, “Opposed ‘no’”; after which the Presiding Officer shall announce the result. If a division on any vote is desired, it must be called for immediately before the result of the voting is announced on any question, and, upon such call, the Presiding Officer shall require the members to stand and be counted for and against the proposition under consideration.

(b) The ayes and the noes may be called for on any question before the vote is taken. If a Senator desires the ayes and noes recorded on the Journal on a question, that Senator shall address the Presiding Officer and obtain recognition and say, “Upon that question I call for the ayes and noes.” Whereupon the Presiding Officer shall say, “Is the call sustained?” If one-fifth of the remaining Senators present then stand, the vote shall be taken on the electronic voting system if it is operative, and the ayes and noes shall be recorded on the Journal. If the electronic voting system is inoperative, the roll of the Senate shall be called and the

eyes and noes taken manually and recorded on the Journal. If fewer than one-fifth of the Senators present stand to sustain the call, the Presiding Officer shall announce, "An insufficient number up," and a vote by electronic voting or by voice, whichever is appropriate under the Rules of the Senate, shall be taken.

RULE 27. (Reserved for future use).

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

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

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

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

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

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

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

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

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

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

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

(f) A Senator may move that the excuse of that Senator from deliberations on a particular bill be withdrawn, which question shall be determined without debate. The Senator shall send forward to the Principal Clerk, on a form provided by the Clerk, the written request.

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

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

RULE 30. (Reserved for future use).

#### V. COMMITTEES

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

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

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

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

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

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

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

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

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

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

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

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

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

**RULE 37. Committee of the Whole Senate.** – Notwithstanding the provisions of Rules 33, 34, and 35, the Senate may resolve into the Committee of the Whole Senate by motion. When such a motion is seconded, the President shall put the question without debate: "Shall the Senate resolve itself into the Committee of the Whole Senate for consideration of \_\_\_\_\_?", stating the matter or matters identified by the Chair of the Committee on Rules and Operations of the Senate to be considered. Only the President Pro Tempore, the Deputy President Pro Tempore, or the Chair of the Committee on Rules and Operations of the Senate may move to resolve into the Committee of the Whole Senate. The Committee of the Whole Senate shall convene in the Senate Chambers and shall utilize electronic voting. Unless otherwise stated, the Rules and Operations of the Senate apply to the Committee of the Whole Senate and the Principal Clerk of the Senate shall be the Committee Assistant, but shall not record committee activity on the Journal. The Chair shall be the President Pro Tempore of the Senate or his designee.

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

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**RULE 37.2. Committee substitutes; report of the Committee of the Whole Senate; adjournment.** – (a) The committee of the Whole Senate shall not consider committee substitutes.

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

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

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

## VI. HANDLING BILLS

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

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

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

**RULE 39.1. Public and local bills; limitation on local bills becoming public bills.** – (a) A public bill is a bill affecting 15 or more counties. A local bill is one affecting fewer than 15 counties. No bill may be considered unless the bill has been made available to the entire membership of the Senate.

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

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

**RULE 40. Introduction of bills.** – (a) Pursuant to G.S. 120-11.1, on January 9, 2019, a simple resolution to establish the Senate Permanent Rules, and a joint resolution to adjourn to January 30, 2019, may be filed. No other bills are eligible to be filed on January 9, 2019.

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

- Monday until 30 minutes after adjournment; and
- Any other day the Senate holds a session until 4:00 P.M.

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

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

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

**RULE 40.1. Limitations on certain resolutions.** – (a) A Senator may file a resolution that memorializes, celebrates, commends, or commemorates a deceased former member of the General Assembly.

(b) Resolutions of this nature that do not relate to deceased former members shall be excluded from introduction and consideration by the Senate. Senators shall instead utilize Senatorial Statements to recognize other individuals or events of significance. Notwithstanding this, in exceptional circumstances only, a Senator may file a resolution that memorializes, celebrates, commends, or commemorates other individuals or events after presenting the draft to the Chairman of the Committee on Rules and Operations of the Senate and receiving the approval of that Chairman, except that the Chairman may refer the request to the full committee for approval. The approval of the Chairman or committee shall be indicated on the Senate e-jacket.

(c) The Chairman of the Committee on Rules and Operations of the Senate may refer any such resolution to a committee or place the resolution on the Senate's calendar for a date certain.

(d) During the Senate's consideration of a resolution relating to a deceased member, the Presiding Officer shall order the Chamber secured by the Sergeant-at-Arms so as to prevent the entry or exit of any person.

**RULE 40.2. Deadlines on filing for introduction of bills.** – (a) All local bills must be submitted to either the Legislative Drafting Division or the Legislative Analysis Division of the Legislative Services Office by 4:00 P.M. on Wednesday, February 27, 2019, and must be filed for introduction in the Senate before 4:00 P.M. on Thursday, March 14, 2019.

(b) All public bills and resolutions, except those listed in subsection (b1) of this rule, must be submitted to either the Legislative Drafting Division or the Legislative Analysis Division of the Legislative Services Office by 4:00 P.M. on Wednesday, March 13, 2019, and must be filed for introduction in the Senate before 4:00 P.M. on Tuesday, April 2, 2019.

(b1) The following bills are not subject to subsection (b) of this rule: (i) those providing for action on gubernatorial nominations or appointments, (ii) those providing for action on appointments by the General Assembly pursuant to G.S. 120-121, (iii) those proposing amendments to the North Carolina Constitution, (iv) those containing statutory amendments necessary to implement

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proposed amendments to the North Carolina Constitution, (v) those establishing districts for Congress or State or local entities, (vi) those addressing election laws, (vii) those ratifying amendments to the United States Constitution, and (viii) those adjourning the General Assembly.

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

(d) Bills that are subject to Rule 42 of these rules and local bills may be filed in any regular session that convenes in an even-numbered year.

**RULE 41. Crossover bill deadline; exemptions.** – (a) In order to be eligible for consideration by the Senate during the 2019 or 2020 Regular Session of the 2019 General Assembly, all House bills other than those described in subsection (b) of this Rule must be received and read on the floor of the Senate as a message from the House no later than Thursday, May 9, 2019, provided that a message from the House received by the next legislative day stating that a bill has passed its third reading and is being engrossed shall comply with the requirements of this rule and provided that the House accepts Senate bills ordered engrossed on the next legislative day.

(b) The following bills are not subject to subsection (a) of this rule: (i) those required to be referred to the Committee on Finance or the Committee on Appropriations/Base Budget by Rule 42, (ii) those providing for action on gubernatorial nominations or appointments, (iii) those providing for action on appointments by the General Assembly pursuant to G.S. 120-121, (iv) those providing for amendments to the North Carolina Constitution, (v) those containing statutory amendments necessary to implement proposed amendments to the North Carolina Constitution, (vi) those establishing districts for Congress or State or local entities, (vii) those addressing election laws, (viii) those ratifying an amendment or amendments to the Constitution of the United States, and (ix) those adjourning the General Assembly.

**RULE 41.1. Effect of adjournment resolution.** – Rule 40.2 and 41 are subject to and may be modified by a resolution jointly adjourning both chambers to a date certain.

**RULE 42. Reference of appropriation and finance bills.** – (a) All bills introduced in the Senate providing for appropriations from the State, or any subdivision thereof, shall, before being considered by the Senate, be referred to the Committee on Appropriations/Base Budget and bills referred to other committees carrying any such provisions shall be reported to the Senate as being bills to be referred to the Appropriations/Base Budget Committee before proper action may be taken by the Senate.

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

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

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

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

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

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

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

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

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

- (1) State, municipal, or other retirement system funded in whole or in part out of public funds; or
  - (2) Program of hospital, medical, disability, or related benefits provided for teachers and State employees, funded in whole or in part by State funds,
- shall have attached to it at the time of its consideration by any committee a brief explanatory statement or note that shall include a reliable estimate of the financial

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

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

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

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

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

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

**RULE 42.3. Assessment reports.** – Municipal Incorporations. Every legislative proposal introduced in the Senate, or received in the Senate from the House, proposing the incorporation of a municipality shall have attached to the jacket of the original bill at the time of its consideration on second or third readings by the Senate or by any committee of the Senate prior to a favorable report, a recommendation from the Municipal Incorporations Subcommittee of the Joint Legislative Committee on Local Government established by Article 20 of Chapter 120 of the General Statutes. The recommendation of that Subcommittee shall be made in accordance with the provisions and criteria set forth in Article 20 of Chapter 120 of the General Statutes and shall include the findings required to be made by G.S. 120-166 through G.S. 120-170.

**RULE 42.3A. Proposed increases in incarceration.** – (a) Every bill, amendment, and resolution proposing any change in the law that could cause a net increase in the length of time for which persons are incarcerated or the number of persons incarcerated, whether by increasing penalties for violating existing laws, by criminalizing behavior, or by any other means, shall have attached to it at the time of its consideration by the Senate a fiscal note prepared by the Fiscal Research Division. The fiscal note shall be prepared in consultation with the Sentencing Policy and Advisory Commission and shall identify and estimate, for the first five fiscal years the proposed change would be in effect, all costs of the proposed net increase in incarceration, including capital outlay costs if the legislation would require increased cell space. If, after careful investigation, the Fiscal Research Division determines that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given. No comment or opinion shall be included in the fiscal note with regard to the merits of the measure for which the note is prepared. However, technical and mechanical defects may be noted.

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

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

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

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

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

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

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

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

**RULE 42.5. Appropriations/Base Budget Committee meetings.** – The Appropriations/Base Budget Cochairs may in their exclusive discretion direct that the Appropriations/Base Budget Committee or its subcommittees or both may consider the budget and the budget plan, including all appropriations, in separate meetings from the House of Representatives and may do all things separately from the House of Representatives.

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

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

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

**RULE 45. Reports of committees.** – Every Senator presenting a report of a committee shall endorse the report with the name of the committee. The report of the committee shall show that a quorum of the committee was present and a majority of those present voted in favor of the report. Every report of the committee upon a bill or resolution shall stand upon the general orders with the bill or resolution. No committee shall report a bill or resolution without prejudice.

**RULE 45.1. Action on amendment or committee substitute; distribution of committee substitutes.** – (a) 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 shall be placed on the calendar for the next legislative day or re-referred if the bill or resolution was serially referred. The committee substitute's original bill or resolution shall lie on the table.

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

(c) Unless a committee substitute of a bill or resolution being considered by a committee is distributed to members of that committee no later than the day prior to the committee meeting, the committee substitute shall be carried over to the next day, unless a majority of the members of that committee present and voting vote to take up the measure at that time.

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

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

(b) A motion to discharge a committee from consideration of a bill or resolution may be filed with the Principal Clerk if accompanied by a petition signed by two-thirds of the members of the Senate asking that the committee be discharged from further consideration of the bill or resolution. No petition may be circulated for signatures until 10 legislative days after the bill has been referred to

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

(c) This rule shall not be temporarily suspended.

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

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

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

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

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**RULE 52. Procedure when necessary number of Senators not present.**

– If, on taking the question on a bill, it appears that a constitutional quorum is not present, or if the bill requires a vote of a certain proportion of all the Senators to pass it, and it appears that such number is not present, the bill shall be again read and the question taken thereon; if the bill fails a second time for the want of the necessary number being present and voting, the bill shall not be finally lost but shall be returned to the calendar in its proper order.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**RULE 59.1. Engrossment.** – Bills which originate in the Senate and that are amended shall be engrossed before being sent to the House.

**RULE 59.2. Vetoed bills.** – (a) Unless directed otherwise by the President Pro Tempore of the Senate on behalf of the Senate, the Principal Clerk or an employee designated by the Principal Clerk shall receive Senate bills not approved by the Governor. The veto message shall be read in the Senate on the next legislative day following its receipt by the Principal Clerk.

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

## VII. LEGISLATIVE OFFICERS AND EMPLOYEES

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

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

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

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

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

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

**RULE 63. Legislative assistants and other Senate staff.** – (a) Each member shall be assigned one legislative assistant position. Additional staff positions may be allocated to members in the discretion of the President Pro Tempore. The selection of the person to fill a staff position assigned or allocated to an individual member's office shall be his or her prerogative.

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

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

**RULE 64. Senate Journal.** – The President Pro Tempore of the Senate shall cause the Journal of the Senate to be examined daily before the hour of convening to determine if the proceedings of the previous day have been correctly recorded.

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

#### **VIII. GENERAL RULES**

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

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

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

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

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

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

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

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

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

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

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

January 9, 2019

**RULE 73. Administrative rules and regulations involving Senate employees.** – All administrative rules, regulations, and orders involving all individuals employed to perform duties for the Senate, other than those appointed by the Principal Clerk and the Sergeant-at-Arms, shall be first approved by the Committee on Rules and Operations of the Senate.

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

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

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

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

(b) Except as otherwise provided herein, the Senate, upon motion of the Chairman of the Committee on Rules and Operations of the Senate, the President Pro Tempore of the Senate, or the Deputy President Pro Tempore of the Senate, and the three-fifths vote of the membership of the Senate present and voting, may temporarily suspend any of these rules.

**SECTION 2.** This resolution is effective upon adoption.

## **ELECTION OF AN OFFICER ESTABLISHED BY SENATE RULES**

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

“Today I rise to nominate Senator Ralph Hise to serve as the next Deputy President *Pro Tempore* of the Senate. Senator Hise and I were both elected to this body in 2010, and it has been my pleasure to serve alongside him for the last eight years. Back then he was the youngest member of the Senate, but we all quickly learned that he is wise beyond his years. Senator Hise has earned his reputation as a wonk who will dive in and become an expert on the most complex issues facing our state. He is as smart as he is humble. Despite having a young family and a long commute, he is one of the hardest working legislators around. He shows a tremendous commitment to this body. He is a friend to most everyone he meets. I know he is to me. With that, Mr. President, I formally nominate Senator Hise to serve as our Deputy President *Pro Tempore*.”

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

“I would like to second the nomination of Senator Hise for the high office of Deputy President *Pro Tempore*. You all, some of you weren’t here then, but Senator Hise was a first term guy from the mountains, and we didn’t know much about him, and the Democrats didn’t know anything about him at all I don’t think. One of their high ranking, very intelligent, Harvard Law grads took on Senator Hise with a little debate on the floor one time. We didn’t figure we were going to get a lot out of Ralph, he was young, first term, but he smoked him pretty good. I went to that senator afterward, and I said, ‘I don’t guess you’ll take him on again, will you?’ He said, ‘Oh yeah, he got lucky.’ Well, about two weeks later he took him on. Senator Hise, you well remember, that senator sat back there. He now occupies a high office in this state, very high. Anyway, same result, only it was worse this time. I asked the senator again, I said, ‘I guess he got lucky again?’ He said, ‘No, he’s that good.’ Senator Hise, I am happy to second this motion for you, and I further move that the nominations be closed and Senator Hise be nominated and accepted by acclamation.”

The motion offered by Senator Tillman that the nominations be closed and the nomination of Senator Ralph Hise for Deputy President *Pro Tempore* of the 2019 Senate be accepted by acclamation prevails.

The President declares Senator Ralph Hise duly elected Deputy President *Pro Tempore* and appoints Senator Ballard, Senator Daniel, Senator Harrington, and Senator Tillman to escort the Deputy President *Pro Tempore*-elect to the well of the Senate. Senator Harrington presents Senator Hise to the President. The President directs the Sergeant-at-Arms to escort the senator’s wife, Linn; his children, Deren and Thomas; and his mother, Shirley, to the well of the Senate, where they join him as he receives the prescribed oath of office. The Honorable Mark Martin, Chief Justice of the North Carolina Supreme Court, administers the prescribed oath of office.

The President recognizes Senator Ralph Hise, Deputy President *Pro Tempore*, who addresses the body from the well of the Senate, offering the following remarks:

“Thank you, Mr. President, President *Pro Tempore*, distinguished members of the judiciary, visitors, guests and fellow members of the Senate. I will do the very best I can for this office to support the President *Pro Tem*, Phil Berger, and all the members of this exalted chamber. I appreciate the support that you have given. I want to start by thanking my wife, Linn, without whom none of this would be possible; my sons, Thomas and Deren, who, when we began this, I guess, eight years ago now, they were still in diapers and climbing under Senator Gunn’s desk trying to figure how to turn his microphone on during the session—they were quite interested in that. I especially appreciate my mother being here today. Two years ago she couldn’t be here; she was diagnosed with cancer. We had to put up

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a video feed for her to see it. You know, every time I meet so many members of this chamber from both parties, what I hear is that they are praying for her and they are lifting her up, and it is through those prayers that she is here today. Thank you for this vote of confidence as we progress into what is now a decade in the dawn in the new age of the history of the North Carolina Senate under the amazing leadership of Senator Phil Berger. I would also like to extend a heartfelt thank you to our President and Lieutenant Governor, Dan Forest. He does an amazing job moderating our debates, but it is really his words of encouragement and his uplift to us as members that means so much more to us, and we are very grateful for you and your service. I am going to be brief in comments. Senator Tillman has a strong tradition he started of reciting scripture every time before he prays and often before he speaks. As we've ended the Christmas season, I have a scripture that I just wanted to read very quickly and make a few statements. It comes from Isaiah 9:6, and it says, 'For unto us a child is born, unto us a son is given. And the government shall be upon his shoulders. And his name shall be called Wonderful Counselor, Mighty God, Everlasting Father, Prince of Peace.' You know, we all stand here today on so many shoulders, from our family members that have supported us—and they are the real reason we can serve—to the great leadership that we've had here in the Senate that makes the success North Carolina has possible, to a long history, as you look around us, of individuals who made dedications and lifted this state up before God. But it is that perspective to understand where the shoulders of government are really standing. For each of us, when we look and see whose shoulders we are standing on as we govern North Carolina, that is what gives us perspective and the ability to understand where we need to go and what we need to do. I thank you all again for your support. Hopefully, I can lift all of you up in prayers and support in your families as you all have done for me and my family. I look forward to serving again with you in this wonderful city. Thank you.”

#### **ELECTION OF STATUTORY OFFICERS**

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

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

“Mr. President and members, today I rise to nominate Sarah Holland to again serve as our Principal Clerk. Those of us who have had the opportunity to work with Sarah over the past eight years know she is an outstanding professional. She is one of the hardest working people in the building and she does this work behind the scenes. Sarah and her staff are the folks that keep the train on the tracks around here. They make the Senate and our day-to-day operations run smoothly and efficiently. And they do that while being welcoming and helpful to every member and every member's office. I think Sarah has done a tremendous job and I am pleased to recommend her to serve this body for another term. With that, Mr. President, I formally nominate Sarah Holland to serve as Principal Clerk 2019 Senate.”

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

“I am pleased to second the nomination of Sarah Holland, as a fellow Wake Countian and one of my constituents. In talking to a lot of the members, especially the Democratic members, the first term or adjective that comes to mind in describing Sarah is that she is just a humble person. She really is, and you have conversation with her and you know that that humbleness is genuine. She is cordial, she is helpful and very friendly. But I think that Senator Rabon hit the nail on the head. She is highly professional, not just professional in knowing what she is doing, but sort of setting a very high standard for other folks who work with her so that they too know what they are doing, but as importantly, what she’s doing as well. I keep urging her to take her skills and be even more active in the national organizations and to take her skills and share her skills with principal clerks in the other 98 legislative chambers in the country because she is very exceptional. She seeks input from all the members anytime there is an issue that her office may be dealing with. As one member told me, she just makes it so much easier for the members and their staffs to do their jobs and to look better than they really look. I believe that Sarah, over the last eight years, has embodied those attributes that a principal clerk ought to embody. She is a person who goes out of the way to make sure that regardless of party affiliation, that all of the members, when they mess up in the way they file bills and do other things, are corrected, and again, so that the work of this chamber is something that we can all be proud of. So I say that, Mr. President that I am pleased to second Sarah’s nomination and know that she will serve us well in this 2019-20 session of the General Assembly. That being said, Mr. Chairman, I further move that the nominations be closed and that Sarah Holland’s nomination as Principal Clerk be accepted by acclamation.”

The motion offered by Senator Blue that the nominations be closed and the nomination of Sarah Holland for Principal Clerk of the 2019 Senate be accepted by acclamation prevails.

The President declares Sarah Holland duly elected and instructs the Sergeant-at-Arms to escort the Principal Clerk-elect to the well of the Senate. The President directs the Sergeant-at-Arms to escort Mr. Perry Holland to the well of the Senate, where he joins his wife as she receives the prescribed oath of office. The Honorable Mark Martin, Chief Justice of the North Carolina Supreme Court, administers the prescribed oath of office, and the President directs the Principal Clerk to assume her seat.

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

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

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“I rise to nominate Robert ‘Bob’ Myrick to serve as Senate Sergeant-at-Arms for this body. For those of you who have served in this body for a time, I think you fully realize, and for those who are new coming in this morning, you will quickly realize what kind of responsibility and the tremendous job that our Sergeant-at-Arms give to us that are here. They create an atmosphere in this body that allows us to confidently go and pass the laws that affect so many of the citizens of our state. We are able to do that with a peace about it that allows us to do it the right way. As just a minute of recommendation of Bob Myrick, many of you who have been here previously will recognize Bob Myrick because Bob Myrick served as the Deputy Sergeant-at-Arms in this body from 2011 to 2016, at which time he decided to leave and spend more time with his family and play golf. I congratulate him on that. I hope that he did a better job with his family than he and I do at golf. I thank him for that. Bob was born in Moses Lake, Washington, the son of a U.S. Air Force officer. He moved to Goldsboro early on and was able to attend the University of North Carolina at Chapel Hill where he played football. He kind of balanced that out by transferring to East Carolina University where he played football also. As soon as he graduated with a degree in psychology – and that is probably the greatest asset that he brings into this chamber is a degree in psychology, because psychology is the study of the human mind, especially as it relates to our behavior – believe me that can become quite a challenge at times in this body. He returned to Goldsboro after he played two years in the Canadian Football League and began teaching and coaching. In 1983 Bob realized a lifelong dream and entered into the service of the Federal Bureau of Investigation. While he was there, he held many very important offices. He was actually an instructor at the FBI Academy in Quantico. He was the supervisor in the special operations and research unit in the FBI. As a member of the hostage rescue team and supervisor in the critical incident response group, he coordinated several Olympic Games, which I find very fascinating for someone to be able to take that responsibility on and especially when it’s held in foreign countries. Bob was asked to come back and we are thrilled that he has chosen to come and again serve this body. And we just look forward and really appreciate the gifts and talent that he will bring. Mr. President, I formally nominate Bob Myrick to serve as Sergeant-at-Arms of the 2019 North Carolina Senate.”

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

“I would like to second the nomination of Robert ‘Bob’ Myrick to the Sergeant-at-Arms, and also at a later time make a motion. Thank you for those comments, Senator Sanderson. We are really lucky to get Bob back in the chamber with us. I actually started in 2011, and that’s when our current Sergeant-at-Arms, Phil King, asked Bob to become the Deputy. Bob served us very, very well for those 5 years, but it came a point in his time that Bob did decide he wanted to concentrate more on some of his community endeavors and his family. And he does have a passion for golf, and he decided that he did want to concentrate on playing golf. For us the good news is, Bob is not going to recognize his lifelong dream of being on the PGA tour. That is our gain. I am sure he will continue to get playing lessons from Senator

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Sanderson and work on his game. But we really are privileged to have the opportunity to have him serve, and he is following in big footsteps as we certainly do know but I know that he will do it with the professionalism and character that we have come to expect from our Sergeant-at-Arms staff. So with that, I am honored to second the nomination of Bob Myrick to serve as our Sergeant-at-Arms and Mr. President, I also move that the nominations be closed and that Bob Myrick's nomination be accepted by acclamation.”

The motion offered by Senator Gunn that the nominations be closed and the nomination of Robert Myrick for Sergeant-at-Arms of the 2019 Senate be accepted by acclamation prevails.

The President declares Robert Myrick duly elected and directs the Sergeant-at-Arms of the 2017 session to escort the Sergeant-at-Arms-elect to the well of the Senate. The President directs the Sergeant-at-Arms of the 2017 Session to escort Mrs. Lynda Myrick to the well of the Senate, where she joins her husband as he receives the prescribed oath of office. The Honorable Chris Dillon of the North Carolina Court of Appeals administers the prescribed oath of office, and the President directs the Sergeant-at-Arms to assume his seat.

### **RECOGNITION OF PARTY OFFICERS**

The President directs the clerk to read as follows:

**North Carolina General Assembly**  
Senate Majority Leader

January 8, 2019

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

Dear President Forest:

This is to advise you that the Senate Republican Caucus met on November 28, 2018, with 27 members present and nominated the following officers for the 2019 Session of the General Assembly:

Senate Majority Leader - Senator Harry Brown  
Senate Majority Whip - Senator Jerry Tillman  
Senate Majority Whip - Senator Rick Gunn  
Republican Joint Caucus Leader - Senator Norman Sanderson

In addition, the following officers were nominated for the 2019 Session of the General Assembly:

January 9, 2019

President Pro Tempore - Senator Philip Berger  
Deputy President Pro Tempore - Senator Ralph Hise  
Principal Clerk - Ms. Sarah Lang Holland  
Sergeant-at-Arms - Mr. Robert Myrick

Sincerely,  
S/ Senator Harry Brown  
Majority Leader of the Republican Caucus

cc: The Honorable Philip Berger  
Ms. Sarah Lang Holland

**North Carolina General Assembly**

Senate Chamber  
State Legislative Building  
Raleigh, NC 27601-2808

January 5, 2019

The Honorable Dan Forest  
Legislative Building  
Room 2104  
Raleigh, NC 27601-1096

Dear Lt. Governor Forest:

The Senate Democratic Caucus met on Saturday, January 05, 2019, and elected the following officers for the 2019-20 Legislative Term:

Senator Daniel T. Blue, Jr. (Wake), Minority Leader  
Senator Jay Chaudhuri (Wake), Minority Whip  
Senator Robert (Ben) Clark, III (Hoke), Caucus Secretary

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

cc: The Honorable Philip E. Berger  
The Honorable Daniel T. Blue, Jr.  
Mrs. Sarah Holland, Principal Clerk

**MOTION TO RECONSIDER**

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

January 9, 2019

### INTRODUCTION OF A RESOLUTION

Upon motion of Senator Rabon, without objection, the rules are suspended and a resolution filed today for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Rabon:

**S.J.R. 2**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW.

Upon motion of Senator Rabon, without objection, the Joint Resolution is placed before the Senate for immediate consideration.

### CALENDAR

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

**S.J.R. 2**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW, upon second reading.

The Joint Resolution passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

### MESSAGE TO THE HOUSE OF REPRESENTATIVES

The President directs the Principal Clerk to send a message to the House of Representatives informing that honorable body that the Senate of the 2019 General Assembly is organized and ready to proceed with public business.

Upon motion of Senator Berger, seconded by Senator Rabon, the Senate adjourns at 1:27 p.m., in accordance with **S.J.R. 2**, subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Wednesday, January 30, at 12:00 p.m.

### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives  
January 9, 2019

Mr. President:

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

January 9, 2019

Speaker: Representative Tim Moore  
 Speaker Pro Tempore: Representative Sarah Stevens  
 Principal Clerk: James White

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

Sergeant-at-Arms: Garland D. Shephard

Further be advised that the House has been notified of the election of the following party officers:

Majority Leader:	Representative John R. Bell, IV
Deputy Majority Leader:	Representative Brenden Jones
Majority Whip:	Representative Jon Hardister
Deputy Majority Whips:	Representative James L. Boles, Jr. Representative Kevin Corbin Representative Pat McElraft
Conference Chair:	Representative John Szoka
Deputy Conference Chair:	Representative Holly Grange
Joint Caucus Chair:	Representative Pat B. Hurley
Majority Freshman Caucus Leader:	Representative Steve Jarvis
Majority Freshman Caucus Whip:	Representative Chris Humphrey
Democratic Leader:	Representative Darren G. Jackson
Deputy Democratic Leader:	Representative Robert T. Reives, II
Democratic Whips:	Representative Cynthia Ball Representative Deb Butler Representative Carla D. Cunningham Representative Garland E. Pierce Representative Amos L. Quick, III
Minority Freshman Co-Chairs:	Representative Ashton Wheeler Clemmons Representative Derwin L. Montgomery

Respectfully,  
 S/ James White  
 Principal Clerk

### ENROLLED RESOLUTION

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

**S.J.R. 2**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW. (Res. 2019-1)

January 9, 2019

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

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## SECOND DAY

Senate Chamber  
Wednesday, January 30, 2019

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

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

"Thou who art eternal, we thank you for this day. We thank you for all that you have done for our lives. We thank you for the opportunity to help make this state and the citizenry of this state better. We ask that you would continue to be with us as we pray in thy name. And all of the people said, 'Amen.'"

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, January 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

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

Upon motion of Senator Berger, seconded by Senator Brown, the Senate adjourns at 12:17 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Thursday, January 31, at 9:00 a.m.

### SENATE COMMITTEE APPOINTMENTS 2019-2020

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, made the following appointments of Committee Chairs and Committee Members for the 2019-2020 Session, on January 10, 2019:

#### Agriculture/Environment/Natural Resources

**Co-Chair:** Senator Sanderson

**Co-Chair:** Senator Wells

**Members:** Senators J. Alexander, T. Alexander, Burgin, D. Davis, Edwards, Gallimore, B. Jackson, J. Jackson, McInnis, Newton, Nickel, Peterson, Sawyer, Woodard

January 30, 2019

**Appropriations/Base Budget**

**Co-Chair:** Senator Brown

**Co-Chair:** Senator Harrington

**Co-Chair:** Senator B. Jackson

**Members:** Senators Ballard, Bishop, Blue, Britt, Chaudhuri, Daniel, J. Davis, Gunn, Horner, Krawiec, Lowe, Rabon, Sanderson, Smith, Tillman, Van Duyn, Wells, Woodard

**Appropriations on Department of Transportation**

**Co-Chair:** Senator J. Davis

**Co-Chair:** Senator McInnis

**Members:** Senators J. Alexander, deViere, Garrett, Rabon, Woodard

**Appropriations on Education/Higher Education**

**Co-Chair:** Senator Ballard

**Co-Chair:** Senator Tillman

**Members:** Senators T. Alexander, D. Davis, Edwards, Horner, Johnson, Nickel, Smith, Waddell

**Appropriations on General Government and Information Technology**

**Co-Chair:** Senator J. Alexander

**Co-Chair:** Senator Horner

**Members:** Senators Clark, Ford, Foushee, Searcy, Steinburg

**Appropriations on Health and Human Services**

**Co-Chair:** Senator Bishop

**Co-Chair:** Senator Krawiec

**Co-Chair:** Senator Pate

**Members:** Senators Burgin, Hise, Lowe, McKissick, Robinson, Van Duyn

**Appropriations on Justice and Public Safety**

**Co-Chair:** Senator Britt

**Co-Chair:** Senator Daniel

**Co-Chair:** Senator Sanderson

**Members:** Senators Blue, Fitch, J. Jackson, Steinburg

**Appropriations on Agriculture, Natural, and Economic Resources**

**Co-Chair:** Senator Edwards

**Co-Chair:** Senator Gunn

**Co-Chair:** Senator Wells

**Members:** Senators Chaudhuri, Gallimore, Marcus, Mohammed, Newton, Peterson, Sawyer

**Commerce and Insurance**

**Co-Chair:** Senator J. Alexander

**Co-Chair:** Senator Edwards

**Co-Chair:** Senator Gunn

**Members:** Senators Brown, Clark, Foushee, Johnson, Lowe, McInnis, Newton, Robinson, Sanderson, Sawyer, Smith, Steinburg

January 30, 2019



**Education/Higher Education**

**Co-Chair:** Senator Ballard

**Co-Chair:** Senator Horner

**Co-Chair:** Senator Tillman

**Members:** Senators Chaudhuri, D. Davis, Edwards, Foushee, Harrington, Johnson, Krawiec, McInnis, Newton, Robinson, Sanderson, Searcy

**Finance**

**Co-Chair:** Senator Hise

**Co-Chair:** Senator Newton

**Co-Chair:** Senator Tillman

**Members:** Senators J. Alexander, Bishop, Blue, Brown, Clark, Daniel, J. Davis, Edwards, Fitch, Gunn, Harrington, B. Jackson, Krawiec, McKissick, Rabon, Waddell, Wells, Woodard

**Health Care**

**Co-Chair:** Senator Bishop

**Co-Chair:** Senator Krawiec

**Co-Chair:** Senator Pate

**Members:** Senators Ballard, Burgin, D. Davis, J. Davis, Ford, Foushee, Hise, Horner, Robinson, Sawyer, Van Duyn

**Judiciary**

**Co-Chair:** Senator Britt

**Co-Chair:** Senator Daniel

**Members:** Senators Bishop, Brown, J. Davis, Fitch, Harrington, Horner, B. Jackson, J. Jackson, Marcus, Mohammed, Newton, Tillman, Van Duyn

**Pensions and Retirement and Aging**

**Co-Chair:** Senator Rabon

**Co-Chair:** Senator Wells

**Members:** Senators T. Alexander, Britt, Chaudhuri, deViere, Gallimore, Hise, Horner, Johnson, McKissick, Nickel, Pate, Steinburg

**Redistricting and Elections**

**Co-Chair:** Senator Bishop

**Co-Chair:** Senator Daniel

**Co-Chair:** Senator Hise

**Members:** Senators J. Alexander, Blue, Britt, Brown, Garrett, Harrington, B. Jackson, Marcus, McKissick, Newton, Rabon

**Rules and Operations of the Senate**

**Chair:** Senator Rabon

**Members:** Senators Ballard, Bishop, Blue, Brown, Clark, D. Davis, Edwards, Gunn, Harrington, Hise, B. Jackson, Krawiec, Lowe, McKissick, Sawyer, Tillman, Waddell, Wells

January 30, 2019

**State and Local Government**

**Co-Chair:** Senator J. Alexander

**Co-Chair:** Senator Horner

**Members:** Senators T. Alexander, Burgin, Ford, Gallimore, J. Jackson, McInnis, Mohammed, Pate, Peterson, Sanderson, Searcy, Steinburg

**Transportation**

**Co-Chair:** Senator J. Davis

**Co-Chair:** Senator McInnis

**Members:** Senators J. Alexander, Ballard, Britt, Daniel, deViere, Fitch, Ford, Garrett, Gunn, Harrington, Rabon, Smith, Waddell

**MODIFICATIONS TO 2019-2020 SENATE COMMITTEES**

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, made the following standing committee membership changes on January 30, 2019:

Senator Brown is appointed as Vice-Chair of the **Rules and Operations of the Senate Committee**.

Senator Fitch is appointed to the **Agriculture/Environment/Natural Resources Committee**.

Senator Robinson is appointed to the **Appropriations/Base Budget Committee**.

Senator D. Davis is appointed to the **Appropriations/Base Budget Committee**.

Senator McKissick is appointed to the **Commerce and Insurance Committee**.

Senator Van Duyn is appointed to the **Finance Committee**.

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

Senator Blue is appointed to the **Judiciary Committee**.

Senator Woodard is appointed to the **Health Care Committee**.

Senator Waddell is appointed to the **Pensions and Retirement and Aging Committee**.

Senator Clark is appointed to the **Redistricting and Elections Committee**.

Senator Smith is appointed to the **State and Local Government Committee**.

Senator J. Jackson is appointed to the **Transportation Committee**.

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

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January 30, 2019

**THIRD DAY**

Senate Chamber  
Thursday, January 31, 2019

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 Paul Newton, Senator from Cabarrus County, as follows:

“Heavenly Father, we thank you for this morning. We thank you for the service that you have entrusted us with. We pray for your guidance, your wisdom, your knowledge, and your understanding as we march through the long session of 2019. Help us to remember whom we serve. We serve you; we serve the people of North Carolina. May your wisdom guide us every step of the way. In Jesus’ name we pray. Amen.”

Senator Tillman announces that the Senate Journal of Wednesday, January 30, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Cora King from Fayetteville, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Newton, seconded by Senator Tillman, the Senate adjourns at 9:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene Monday, February 4, at 7:00 p.m.

**INTRODUCTION OF BILLS**

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

By Senators Clark, Blue, Robinson (Primary Sponsors); Chaudhuri, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, Mohammed, Nickel, Peterson, Searcy, Van Duyn, Waddell and Woodard:

**S.B. 3, A BILL TO BE ENTITLED AN ACT TO CLOSE THE MEDICAID COVERAGE GAP FOR FAMILIES AND INDIVIDUALS IN NORTH CAROLINA.**

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

By Senator Brown:

**S.B. 4, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TERMS OF OFFICE OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF COASTAL CAROLINA COMMUNITY COLLEGE.**

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

January 31, 2019

By Senators Brown, Harrington, Krawiec (Primary Sponsors); J. Alexander, Ballard, Bishop, Burgin, Daniel, J. Davis, Edwards, Ford, Gunn, B. Jackson, Johnson, McInnis, Newton, Rabon, Sanderson and Steinburg:

**S.B. 5**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL INSTITUTIONS ACCESS TO FUNDING FROM THE STATE CAPITAL AND INFRASTRUCTURE FUND TO ADDRESS CRITICAL CAPITAL FUNDING NEEDS.

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

By Senator Steinburg:

**S.B. 6**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES.

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

By Senators Rabon (Primary Sponsor); Clark and Lowe:

**S.B. 7**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO THE STATE ETHICS COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

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

By Senators Smith (Primary Sponsor) and Lowe:

**S.B. 8**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WINDSOR TOWNSHIP DEVELOPMENT COMMISSION AND BERTIE COUNTY TO COLLABORATE TO PROVIDE AFFORDABLE RENTAL HOUSING UNITS TO TEACHERS AND OTHER GOVERNMENT EMPLOYEES.

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

#### **MODIFICATIONS TO 2019-2020 SENATE COMMITTEES**

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

Senator Chaudhuri is appointed to the **Rules and Operations of the Senate Committee**.

Senator Foushee is appointed to the **State and Local Government Committee**.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

January 31, 2019

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

**S.B. 7**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO THE STATE ETHICS COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, with a favorable report.

**MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

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

ROY COOPER  
GOVERNOR

January 9, 2019

**VIA HAND DELIVERY**

The Honorable Philip E. Berger  
Senate President Pro Tempore  
16 W. Jones St., Room 2007  
Raleigh, North Carolina 27601-2808

Dear Senator Berger:

Pursuant to N.C. Gen. Stat. §97-77(a1), I am pleased to nominate James C. Gillen of Henderson County to serve on the North Carolina Industrial Commission for a term that began on July 1, 2018 and hereby submit his name for confirmation by the General Assembly:

I am grateful for Mr. Gillen'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 Tim Moore  
The Honorable Dan Forest  
The Honorable Dan Blue

The Honorable Darren G. Jackson  
Ms. Sarah Holland  
Mr. James White

January 31, 2019

**MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

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

ROY COOPER  
GOVERNOR

January 30, 2019

**VIA HAND DELIVERY**

The Honorable Philip E. Berger  
Senate President Pro Tempore  
16 W. Jones St., Room 2007  
Raleigh, North Carolina 27601-2808

Dear Senator Berger:

Pursuant to N.C. Gen. Stat. §53C-2-2, I am pleased to nominate Mr. Raymond E. Grace of Wake County to serve as the Commissioner of Banks for a term beginning on April 1, 2019 and hereby submit his name for confirmation by the General Assembly.

I am grateful for his willingness to continue 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 Tim Moore                      Ms. Sarah Holland  
The Honorable Dan Blue                         Mr. James White  
The Honorable Darren G. Jackson

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 4**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TERMS OF OFFICE OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF COASTAL CAROLINA COMMUNITY COLLEGE, referred to the **Rules and Operations of the Senate Committee** on January 31.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

January 31, 2019

**S.B. 5**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL INSTITUTIONS ACCESS TO FUNDING FROM THE STATE CAPITAL AND INFRASTRUCTURE FUND TO ADDRESS CRITICAL CAPITAL FUNDING NEEDS, referred to the **Rules and Operations of the Senate Committee** on January 31.

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

#### **MODIFICATIONS TO 2019-2020 SENATE COMMITTEES**

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

Senator T. Alexander is removed from the **Agriculture/Environment/Natural Resources Committee** and appointed to the **Commerce and Insurance Committee**.

Senator Steinburg is removed from the **Commerce and Insurance Committee** and appointed to the **Agriculture/Environment/Natural Resources Committee**.

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

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#### **FOURTH DAY**

Senate Chamber  
Monday, February 4, 2019

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

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Father, as we gather together, we thank you for your goodness and for your graciousness. Thank you for all the skills and talents that you’ve given us—each and every one of us. We pray that you will give us great wisdom and insight as we discuss our work plans and make decisions about the future. We open our hearts to you now, and we invite your Holy Spirit to be present among us. These blessings we ask in your name. And let all of the people say, ‘Amen.’”

February 4, 2019

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, January 31, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Brown, Senator Fitch, Senator J. Jackson, Senator Van Duyn, and Senator Wells.

#### **SEATING OF THE HONORABLE JAMES ALLEN PERRY**

The Chair recognizes Senator Rabon, who announces the appointment of Senator D. Davis, Senator B. Jackson, Senator Rabon, Senator Sawyer, and Senator Smith as an escort committee for the seating of The Honorable James Allen Perry.

The Chair orders the Sergeant-at-Arms to open the chamber doors and directs the escort committee to lead The Honorable James Allen Perry to the well of the Senate.

The Chair instructs the clerk to read the Proclamation from the Governor appointing James Allen Perry as follows:

#### **THE APPOINTMENT OF JAMES ALLEN PERRY**

2019-2020

**BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA**

#### **A PROCLAMATION**

**WHEREAS**, Louis Pate, elected Senator from Senate District 7, 2019-2020 General Assembly, has resigned; and

**WHEREAS**, the provisions of N.C. Gen. Stat. §163A-719 require that the vacancy created by the resignation of Senator Louis Pate be filled by appointment of the person recommended by the Senate District 7 Executive Committee; and

**WHEREAS**, the Senate District 7 Executive Committee has notified me of its recommendation of James Allen Perry of Lenoir County, North Carolina, to fill the unexpired term;

I do, by these presents appoint

**JAMES ALLEN PERRY**

as a member of the

**NORTH CAROLINA SENATE**

2019-2020 General Assembly

February 4, 2019



**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 thirty-first day of January in the year of our Lord two thousand and nineteen, and of the Independence of the United States of America the two hundred and forty-second.

(SEAL)

S/ Roy Cooper  
Governor

ATTEST:  
S/ Elaine F. Marshall  
Secretary of State

Senator Perry was administered the oath of office on February 4, 2019. He is escorted to seat number 23, and the House of Representatives is notified.

### CALENDAR

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

**S.B. 7**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO THE STATE ETHICS COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, upon second reading.

The bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

### INTRODUCTION OF A RESOLUTION

Without objection, a resolution filed for introduction is presented to the Senate out of sequential order, read the first time, and disposed of as follows:

By Senators Rabon (Primary Sponsor); Bishop, Clark, J. Davis, Hise and Perry:

**S.R. 10**, A SENATE RESOLUTION TO AMEND THE 2019 SENATE PERMANENT RULES.

Upon motion of Senator Rabon, without objection, the resolution is placed on today's calendar.

### CALENDAR *(continued)*

**S.R. 10**, A SENATE RESOLUTION TO AMEND THE 2019 SENATE PERMANENT RULES, for adoption.

Upon motion of Senator Rabon, the Senate Resolution is adopted (45-0).

February 4, 2019

**SENATE PAGES**

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

Dru Lindsay, Weldon; and Hardy Tippet, Laurinburg.

**POINTS OF PERSONAL PRIVILEGE**

Upon motion of Senator Ballard, the words spoken by Senator D. Davis and Senator Robinson are spread upon the Journal as follows:

**SENATOR D. DAVIS:** “I stand today, actually, full of joy and excitement. Today was a very important day in the state of North Carolina for Senator Robinson. It was around December that Bennett College was notified that they had to raise money to continue to remain a part of SACS. Bennett College was like many others in our system coming out of the 2010 recession that struggled with enrollment and many other external factors to the institution. They were given that task of \$5 million by February 1, and, I think, Senator, you reported \$8.2 million today. Ladies and gentlemen, that’s a big deal for Bennett College and the state of North Carolina, and I’m going to share why. When I think of the opportunity it provided for people like my mom—Bennett adjusted its mission in 1926 to focus on educating, in particular, African-American females. My mom, at the time that I was born, was a senior in high school. Interestingly, in the wisdom of my grandmother—she looked my mom in the eye and said, ‘You have no choice. You are bringing a child into this world. You have to go to college.’ And this is coming from a person who barely graduated from high school. My mom went on to become a Bennett Belle, and that degree opened up enormous opportunities. She went on to be very successful with Proctor and Gamble in Greenville, North Carolina. She eventually came to the Research Triangle and started with IBM. By the way, she received the skills from Bennett—those basic skills from that Bennett degree in mathematics—to serve over 30 years and retire from IBM this past year. But not only that, a kid that grew up cropping tobacco, helping the family make ends meet—and later when she went on to work and all of a sudden life just magically seemed different, and I had no idea what was going on—at least, let me say that it wasn’t a pure appreciation for what was actually taking place at that time—but it was that Bennett College degree that made a big difference. For many of you, Senator Daniel, you know, I went on to the Air Force Academy. It was that degree that put me in the right places, exposed me to the right things. So, I am extremely excited. I went on to look at the announcement to see where they were today, and I saw a picture of my mom actually in tears. She was in tears, and she was holding the hands of a student that’s at the college right now, and the student was in tears, and she embraced the student. I just saw the picture—I hadn’t even spoken with my mom, and it just brought tears to my eyes to know that such an institution can make a life-changing—provide life-changing moments for so many people and especially my mom, who was a single mother. And it was just us, it was just us out there. So, I am excited. And I look over at Senator Robinson. I wanted to take this on tonight to let you know how proud I am of you—Senator Robinson is the chairwoman of the Board of Trustees—and to President Dawkins,

February 4, 2019

to all the alums, students, friends, who worked so hard to get here. This is a great day indeed for the state of North Carolina. It's a great day, actually, for the United States of America and all those who sent in contributions from across the world. And I want to say to you, Senator Robinson, you did it. And I am extremely pleased and glad. Even to my colleague here to my right with the North Carolina Legislative Black Caucus that actually weighed in and sent a check out. To everybody that stepped up and made this happen and made this day a reality. This is helping not only my mom, but the greater picture, people like her, to realize the American dream right here in North Carolina, and you just don't know how much this means to me. I am just asking if you would indulge me please. Senator Robinson, you are here on the floor with us. We can't invite every alum, every person that made this day a reality, but you represent that tonight—every person, even High Point University and Methodist. I am just asking if you could please join me in extending a hearty congratulations and a round of applause for a job well done.”

**SENATOR ROBINSON:** “Thank you so much. You know, to follow a minister on the floor is always dangerous, and since Senator Davis probably stole my thunder. But I appreciate the congratulations and all. I want to say to some of the new members, you may not know that my passion is about education in North Carolina. And those old members who have been around know that I have served probably in every phase on some committee, some PTA, Board of Governors, you name it, because I care about the education of all of our children. I fight very hard for that. In addition, I have fought very hard for HBCUs in North Carolina and across the country—as I have worked with UNCF—because I know the value of education to one's life and that it raises a person up and gives them an opportunity, oftentimes, that they don't have before they come into an institution. So, whereas, I had several choices when I went to college—I was a valedictorian—I chose Bennett College and came to North Carolina. It taught me a lot, and it set me on the path for where I am today. It still does the same thing. There's a young lady who came to Bennett with a 2.3 conditional and graduated with a 3.9 and now is at Columbia University. That's the work we do. So I want to thank Senator Davis, and I want to thank all of you because there may be some way that you contributed to some young woman that came to Bennett College. Or you will encourage her that there is a place for her. There is a place for her to learn, to blossom, to be empowered, to know that she can be all that she wants to be. So I thank you. Thank those of you who supported and contributed. I know I can't ask for money on the floor, but you know how that goes, whatever. We'll still take it. So thank you so very much, and Bennett is just an example of what can happen when people work together. We didn't do it by ourselves. We had friends across the nation that reached out to help us. Even our friends at High Point University across the county there reached out and did a lot. And a lot of you gave. So thank you for giving these young women an opportunity to thrive.”

Upon motion of Senator Berger, seconded by Senator Perry, the Senate adjourns at 7:37 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Tuesday, February 5, at 11:00 a.m.

February 4, 2019

**INTRODUCTION OF BILLS**

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

By Senators Krawiec, Sawyer, Ballard (Primary Sponsors); T. Alexander, Bishop, Burgin, Daniel, J. Davis, Edwards, Ford, Hise, B. Jackson, Johnson, McInnis, Newton, Perry, Sanderson and Searcy:

**S.B. 9, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS.**

Referred to the **Judiciary Committee** and upon a favorable report will be referred to the **Rules and Operations of the Senate Committee.**

By Senators Wells (Primary Sponsor); J. Davis and Sanderson:

**S.B. 11, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS.**

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

By Senator Wells:

**S.B. 12, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY.**

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

By Senator Wells:

**S.B. 13, A BILL TO BE ENTITLED AN ACT RELATING TO THE 42ND SENATORIAL DISTRICT.**

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

February 4, 2019

**VIA HAND DELIVERY**

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

February 4, 2019

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. §143B-291, I am pleased to nominate the following individuals to serve on the North Carolina Mining Commission and hereby submit their names for confirmation by the General Assembly:

- Mr. Robert J. Conner of Henderson County, mining industry representative
- Mr. Corey M. Viers of Forsyth County, mining industry representative

I am grateful for their willingness to assume this important responsibility for the State of North Carolina. Attached is their 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

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

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### FIFTH DAY

Senate Chamber  
Tuesday, February 5, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

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

“Father, we come humbly before you because you are the God who knows all. Lord, you know our thoughts before we think them. You know our words before we speak them. You know our actions before we do them. Lord, even though there are so many times that we don't think, that we don't speak, and that we don't act in a way that brings honor to you, Lord, you allow us to do it anyway, because, God, you give us a choice. Father, we choose this morning to worship and honor you, to speak your name over this day and the activities of this day, to speak your Word over every conversation that will be had. Lord, we just pray that since you know us so well, Lord, we ask that you help us. Father, bring into order, into godly order, every thought and every word and every action, and we'll give you the praise for it. In Jesus' name, Amen.”

February 5, 2019

Senator Ford announces that the Senate Journal of Monday, February 4, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Denise Isibel from Southport, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Ford, seconded by Senator Burgin, the Senate adjourns at 11:05 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Wednesday, February 6, at 9:30 a.m.

### INTRODUCTION OF BILLS

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

By Senator Horner:

**S.B. 14**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 11TH SENATORIAL DISTRICT.

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

By Senator Tillman:

**S.B. 15**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 26TH SENATORIAL DISTRICT.

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

By Senator McInnis:

**S.B. 16**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 25TH SENATORIAL DISTRICT.

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

By Senator McInnis:

**S.B. 17**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY FOR CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

By Senator Johnson:

**S.B. 18**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 35TH SENATORIAL DISTRICT.

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

By Senators Lowe, Foushee (Primary Sponsors); Clark, Mohammed, Nickel and Van Duyn:

**S.B. 19**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE 2015 LAW RELATING TO THE PROTECTION OF MONUMENTS AND MEMORIALS.

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

February 5, 2019

**SENATE COMMITTEE APPOINTMENTS 2019-2020**

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

Senator Perry is appointed to the **Appropriations on Health and Human Services Committee**, the **Health Care Committee**, the **Pensions and Retirement and Aging Committee**, and the **State and Local Government Committee**.

**ADDITIONAL BILL SPONSORS**

Senator T. Alexander requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 5**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL INSTITUTIONS ACCESS TO FUNDING FROM THE STATE CAPITAL AND INFRASTRUCTURE FUND TO ADDRESS CRITICAL CAPITAL FUNDING NEEDS.

Senator Smith requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 3**, A BILL TO BE ENTITLED AN ACT TO CLOSE THE MEDICAID COVERAGE GAP FOR FAMILIES AND INDIVIDUALS IN NORTH CAROLINA.

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

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**SIXTH DAY**

Senate Chamber  
Wednesday, February 6, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Prayer is offered by Senator Hise, as follows:

"Dear heavenly Father, God, we thank you, once again, for this opportunity to come together and to serve the people of this state and, most importantly, to serve you. We ask that you guide us. Give us wisdom and direction as we make decisions for this state that keep it and push it in the purpose that you have laid out from the beginning of time, for both this state and its people. We offer this prayer in the only authority given under heaven, the name of Jesus Christ. Amen."

February 6, 2019

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

*The Chair extends privileges of the floor to Jennifer Smith from Hampstead, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Ford, seconded by Senator Burgin, the Senate adjourns at 9:37 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Thursday, February 7, at 10:30 a.m.

### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 6**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES, referred to the **Rules and Operations of the Senate Committee** on January 31.

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

**S.B. 11**, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 12**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY, referred to the **Rules and Operations of the Senate Committee** on February 4.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

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

February 6, 2019



**H.J.R. 36**, A JOINT RESOLUTION INVITING HIS EXCELLENCY, GOVERNOR ROY COOPER, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND SENATE.

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

#### ADDITIONAL BILL SPONSORS

Senator Blue, Senator Chaudhuri, Senator Clark, Senator deViere, Senator Fitch, Senator Garrett, Senator J. Jackson, Senator Marcus, Senator McKissick, Senator Peterson, Senator Robinson, Senator Searcy, Senator Smith, Senator Waddell and Senator Woodard request to be added as co-sponsors of previously introduced legislation:

**S.B. 19**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE 2015 LAW RELATING TO THE PROTECTION OF MONUMENTS AND MEMORIALS.

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

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#### SEVENTH DAY

Senate Chamber  
Thursday, February 7, 2019

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 Carl Ford, Senator from Rowan County, as follows:

"Father, we thank you for this day and we thank you for this time together. We pray that you'll guide and direct us today as we do your business here on this earth. We thank you for the great state of North Carolina. We pray that you will bless and guide us all today, Father. In Jesus' name, Amen."

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, February 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Elissa Brody from Cary, North Carolina, who is serving the Senate as Nurse of the Day.*

February 7, 2019

**ENROLLED BILL**

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

**S.B. 7, AN ACT TO APPOINT PERSONS TO THE STATE ETHICS COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.**

Upon motion of Senator Hise, seconded by Senator Sawyer, the Senate adjourns at 10:48 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Monday, February 11, at 7:00 p.m.

**INTRODUCTION OF BILLS**

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

By Senators Britt, Ballard, McInnis (Primary Sponsors); T. Alexander, J. Davis, Ford, Gallimore, Harrington, Hise, Perry, Sanderson and Steinburg:

**S.B. 20, A BILL TO BE ENTITLED AN ACT TO ENACT THE EMERGENCY WORKER PROTECTION ACT.**

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

By Senator Britt:

**S.B. 21, A BILL TO BE ENTITLED AN ACT RELATING TO THE 13TH SENATORIAL DISTRICT.**

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

By Senators Britt, McInnis, Ballard (Primary Sponsors); T. Alexander, Chaudhuri, Daniel, D. Davis, J. Davis, Ford, Gallimore, Garrett, Harrington, Hise, J. Jackson, Johnson, Marcus, Mohammed, Nickel, Sanderson, Searcy, Smith, Steinburg and Van Duyn:

**S.B. 22, A BILL TO BE ENTITLED AN ACT TO ADD SURVIVORS OF CORRECTIONAL OFFICERS KILLED IN THE LINE OF DUTY AND THE SPOUSES AND CHILDREN OF CORRECTIONAL OFFICERS WHO ARE DISABLED DUE TO A TRAUMATIC INJURY SUSTAINED IN THE LINE OF DUTY TO THE STATUTES PROVIDING FOR A WAIVER OF TUITION FOR CERTAIN INDIVIDUALS TAKING COURSES THROUGH THE UNIVERSITY OF NORTH CAROLINA OR A NORTH CAROLINA COMMUNITY COLLEGE.**

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

February 7, 2019

By Senator T. Alexander:

**S.B. 23**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 44TH SENATORIAL DISTRICT.

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

By Senator Burgin:

**S.B. 24**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 12TH SENATORIAL DISTRICT.

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

By Senator J. Alexander:

**S.B. 25**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT.

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

By Senator B. Jackson:

**S.B. 26**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 10TH SENATORIAL DISTRICT.

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

By Senators B. Jackson, Britt, Sanderson (Primary Sponsors); Daniel, J. Davis, Ford, Horner, McInnis and Steinburg:

**S.B. 27**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES.

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

By Senators Britt, Horner (Primary Sponsors); Blue, Chaudhuri, Clark, J. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Perry, Peterson, Robinson, Sawyer, Searcy, Smith, Van Duyn, Waddell and Woodard:

**S.B. 28**, A BILL TO BE ENTITLED AN ACT TO REINSTATE EDUCATION-BASED SALARY SUPPLEMENTS FOR CERTAIN TEACHERS.

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

By Senators Britt, McInnis (Primary Sponsors); T. Alexander, J. Davis, Hise, Johnson, Sanderson and Steinburg:

**S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW.

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

February 7, 2019

By Senator Ford:

**S.B. 30**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 33RD SENATORIAL DISTRICT.

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

By Senator Marcus:

**S.B. 31**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 41ST SENATORIAL DISTRICT.

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

#### **MODIFICATION TO A 2019-2020 SENATE COMMITTEE**

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

Senator McKissick is appointed as an advisory member of the **Judiciary Committee**.

#### **MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

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

ROY COOPER  
GOVERNOR

February 6, 2019

#### **VIA HAND DELIVERY**

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

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. §143B-293.2, I am pleased to nominate the following individuals to serve on the North Carolina Oil and Gas Commission and hereby submit their names for confirmation by the General Assembly:

- Mr. W. Hugh Bailey of Wake County, licensed attorney with experience in legal matters associated with oil and gas exploration
- Dr. William Vizuite of Orange County, experience in matters related to public health

February 7, 2019

I am grateful for their willingness to assume this important responsibility for the State of North Carolina. Attached is their 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

#### **RE-REFERRAL OF BILLS AND A RESOLUTION**

Senator Rabon orders the following bills and resolution withdrawn from the **Rules and Operations of the Senate Committee** and disposed of as follows:

**S.B. 20**, A BILL TO BE ENTITLED AN ACT TO ENACT THE EMERGENCY WORKER PROTECTION ACT, referred to the **Rules and Operations of the Senate Committee** on February 7.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW, referred to the **Rules and Operations of the Senate Committee** on February 7.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.J.R. 36**, A JOINT RESOLUTION INVITING HIS EXCELLENCY, GOVERNOR ROY COOPER, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND SENATE, referred to the **Rules and Operations of the Senate Committee** on February 6.

The Joint Resolution is placed on the calendar of Monday, February 11.

#### **ESTABLISHMENT OF A COMMITTEE**

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, establishes the **Select Committee on Nominations**. The members are as follows:

**Chair:** Senator Rabon

**Members:** Senators Ballard, Bishop, Blue, Brown, D. Davis, Foushee, Harrington, Hise, B. Jackson, McKissick, Robinson, and Wells.

February 7, 2019

**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. 7, AN ACT TO APPOINT PERSONS TO THE STATE ETHICS COMMISSION UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.** (Became law upon ratification, February 7, 2019 - S.L. 2019-1)

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

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**EIGHTH DAY**

Senate Chamber  
Monday, February 11, 2019

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 Joyce Waddell, Senator from Mecklenburg County, as follows:

“Lord, may nothing separate us from you in this assembly. Teach us how to choose only your ways, so each decision that we make leads us clearer and closer to you. Help us to walk by your Word, and help us to keep our hearts pure and undivided. Most of all, help us to rest in your truth. These blessings we ask in Jesus' name. And all the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, February 7, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for tonight to Senator Bishop, Senator Britt, Senator Chaudhuri, Senator Fitch, Senator Foushee, Senator Lowe, and Senator Robinson.

**CALENDAR**

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

February 11, 2019

**H.J.R. 36**, A JOINT RESOLUTION INVITING HIS EXCELLENCY, GOVERNOR ROY COOPER, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND SENATE, upon second reading.

Senator Rabon offers Amendment No. 1, which is adopted (43-0).

The Joint Resolution, as amended, passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in Senate Amendment No. 1.

### SENATE PAGES

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

Christina Bond, Windsor; Giavonni Gerald, Greensboro; and Madison Jordan, Rockingham.

### A SENATORIAL STATEMENT

Senator Brown and Senator Daniel submit a Senatorial Statement, entitled, **“HONORING THE BOY SCOUTS OF AMERICA AND EMERGENCY FIRST RESPONDERS.”** (See Appendix for full text.)

Upon motion of Senator Hise, seconded by Senator D. Davis, the Senate adjourns at 7:27 p.m., in honor and in memory of Congressman Walter B. Jones, Jr., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, February 12, at 10:00 a.m.

### INTRODUCTION OF BILLS

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

By Senator Krawiec:

**S.B. 32**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 31ST SENATORIAL DISTRICT.

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

By Senator Lowe:

**S.B. 33**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 32ND SENATORIAL DISTRICT.

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

By Senator deViere:

**S.B. 34**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 19TH SENATORIAL DISTRICT.

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

February 11, 2019

By Senator Garrett:

**S.B. 35**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 27TH SENATORIAL DISTRICT.

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

By Senator Gallimore:

**S.B. 36**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 29TH SENATORIAL DISTRICT.

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

By Senator Britt:

**S.B. 37**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

#### **ADDITIONAL BILL SPONSOR**

Senator Johnson requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 20**, A BILL TO BE ENTITLED AN ACT TO ENACT THE EMERGENCY WORKER PROTECTION ACT.

**S.B. 27**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES.

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

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#### **NINTH DAY**

Senate Chamber  
Tuesday, February 12, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

February 12, 2019



Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, we thank you for this day. We thank you for the rain you have sent our way. We thank you for your grace and mercy and love. We pray that you will guide and direct our thoughts, words, and deeds, Father. In Jesus’ name, Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, February 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Julie Harrison-Swartz from Fayetteville, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Hise, seconded by Senator T. Alexander, the Senate adjourns at 10:08 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Wednesday, February 13, at 10:00 a.m.

### INTRODUCTION OF BILLS

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

By Senator Horner:

**S.B. 38**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE SCHOOL PRINCIPAL REPORT TO THE SUPERINTENDENT ON NONCOMPLIANCE WITH CLASS SIZE REQUIREMENTS IN KINDERGARTEN THROUGH THIRD GRADE.

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

By Senator Steinburg:

**S.B. 39**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 1ST SENATORIAL DISTRICT.

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

By Senator Smith:

**S.B. 40**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 3RD SENATORIAL DISTRICT.

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

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

February 12, 2019

By Senator J. Alexander for the **State and Local Government Committee**:

**S.B. 4**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TERMS OF OFFICE OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF COASTAL CAROLINA COMMUNITY COLLEGE, with a favorable report.

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

**S.B. 12**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY, with a favorable report.

Pursuant to Rule 43, the bill is re-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

February 12, 2019

Mr. James White, Principal Clerk  
North Carolina House of Representatives  
Legislative Building, Room 2330  
Raleigh, NC 27603-5925

Ms. Sarah Holland, Principal Clerk  
North Carolina Senate  
Legislative Building, Room 2020  
Raleigh, NC 27603-5925

Dear Mr. White and Ms. Holland,

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

This shall serve as my official designation of Room 1140 within the Department of Administration Building as the "Office of the Legislative Counsel" under provision of Section 1.

February 12, 2019

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

Laurence Eason "Lee" Lilley, III  
Justin A. Clayton  
Sallie James  
Claudia Shoemaker

Lee Lilley and Justin Clayton shall serve as the designated liaisons to lobby on behalf of this office. Mr. Lilley's office is located in room 1140B of the Administration Building and his phone number is (919) 814-2027. Mr. Clayton's office is located in room 1140C of the Administration Building and his phone number is (919) 814-2034.

Very truly yours,  
S/ Roy Cooper

cc: Senator Phil Berger  
Representative Tim Moore

#### **ADDITIONAL BILL SPONSOR**

Senator D. Davis requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 28, A BILL TO BE ENTITLED AN ACT TO REINSTATE EDUCATION-BASED SALARY SUPPLEMENTS FOR CERTAIN TEACHERS.**

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

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#### **TENTH DAY**

Senate Chamber  
Wednesday, February 13, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

February 13, 2019

“Lord, we invite you into our presence this morning. We invoke your name as we meet to conduct your business. We pray now for your divine presence upon our state and nation, and we seek your guidance and wisdom as we seek to bring your perfect kingdom here on earth as it is in heaven. Forgive us, Lord, when we fail you, and, God, let us move forward with the knowledge that your essence is good and that you desire good government. Keep all of our military and those who work to protect us safe. I pray this in the name of Jesus Christ. Amen.”

Senator Burgin announces that the Senate Journal of Tuesday, February 12, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Mary Ann Turner from Lake Waccamaw, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Ford, seconded by Senator T. Alexander, the Senate adjourns at 10:05 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, February 14, at 10:00 a.m.

### INTRODUCTION OF BILLS

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

By Senator Nickel:

**S.B. 41**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 16TH SENATORIAL DISTRICT.

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

By Senator Newton:

**S.B. 42**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 36TH SENATORIAL DISTRICT.

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

By Senators Perry, D. Davis, and Krawiec (Primary Sponsors):

**S.B. 43**, A BILL TO BE ENTITLED AN ACT ESTABLISHING STANDARDS FOR SURGICAL TECHNOLOGY CARE IN HOSPITALS AND AMBULATORY SURGICAL FACILITIES.

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

By Senator Perry:

**S.B. 44**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

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

February 13, 2019

By Senator Searcy:

**S.B. 45**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 17TH SENATORIAL DISTRICT.

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

By Senators Daniel, Britt, McKissick (Primary Sponsors); deViere, Edwards, Foushee, Garrett, J. Jackson, Marcus, McInnis, Mohammed, Nickel, Searcy and Smith:

**S.B. 46**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS.

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

By Senator Daniel:

**S.B. 47**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 46TH SENATORIAL DISTRICT.

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

By Senators Smith (Primary Sponsor); Foushee and Mohammed:

**S.B. 48**, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN SCHOOL SYSTEMS TO ALIGN THEIR SCHOOL CALENDARS WITH THOSE OF COMMUNITY COLLEGES SERVING THEIR COMMUNITIES.

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

By Senators Foushee (Primary Sponsor) and Mohammed:

**S.B. 49**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CHAPEL HILL TO AUTHORIZE THE TOWN TO INVEST EMPLOYEE BENEFIT FUNDS HELD IN TRUST IN ONE OR MORE OF THE TYPES OF SECURITIES OR OTHER INVESTMENTS AUTHORIZED BY STATE LAW FOR THE STATE TREASURER.

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

By Senators Foushee, Mohammed (Primary Sponsors); Chaudhuri, Garrett, Lowe, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard:

**S.B. 50**, A BILL TO BE ENTITLED AN ACT TO REENACT THE EARNED INCOME TAX CREDIT.

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

By Senators Krawiec, Ballard, Sawyer (Primary Sponsors); T. Alexander, Daniel, Edwards, Ford, Johnson, McInnis, Newton and Steinburg:

**S.B. 51**, A BILL TO BE ENTITLED AN ACT PROHIBITING DISMEMBERMENT ABORTIONS.

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

February 13, 2019

By Senators Krawiec, Sawyer, Ballard (Primary Sponsors); T. Alexander, Daniel, Edwards, Ford, Johnson, McInnis, Newton and Steinburg:

**S.B. 52**, A BILL TO BE ENTITLED AN ACT DIRECTING THAT PHYSICIANS WHO PERFORM DRUG-INDUCED ABORTIONS FURNISH PATIENTS WITH CERTAIN WRITTEN INFORMATION FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ABOUT THE POSSIBILITY OF REVERSING THE EFFECTS OF A DRUG-INDUCED ABORTION AFTER THE FIRST DOSE OF MEDICATION IS ADMINISTERED; AND REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DISTRIBUTE CERTAIN WRITTEN MATERIALS TO EVERY PHYSICIAN WHO PERFORMS DRUG-INDUCED ABORTIONS.

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

By Senator Waddell:

**S.B. 53**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH SENATORIAL DISTRICT.

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

#### RE-REFERRAL OF A BILL

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

**S.B. 6**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES, referred to the **Appropriations/Base Budget Committee** on February 6, with sequential referrals to the **Education/Higher Education Committee** and the **Rules and Operations of the Senate Committee**

The sequential referral to the **Education/Higher Education Committee** is stricken.

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

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

**S.B. 5**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL INSTITUTIONS ACCESS TO FUNDING FROM THE STATE CAPITAL AND INFRASTRUCTURE FUND TO ADDRESS CRITICAL CAPITAL FUNDING NEEDS, with a favorable report.

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

February 13, 2019

**S.B. 6**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES, with a favorable report.

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

#### ENROLLED RESOLUTION

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

**H.J.R. 36**, A JOINT RESOLUTION INVITING HIS EXCELLENCY, GOVERNOR ROY COOPER, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND SENATE. (Res. 2019-2)

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary Committee**:

**S.B. 11**, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15028, is adopted and engrossed.

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

#### RE-REFERRAL OF A BILL

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

**S.B. 38**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE SCHOOL PRINCIPAL REPORT TO THE SUPERINTENDENT ON NONCOMPLIANCE WITH CLASS SIZE REQUIREMENTS IN KINDERGARTEN THROUGH THIRD GRADE, referred to the **Rules and Operations of the Senate Committee** on February 12.

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

February 13, 2019

**ADDITIONAL BILL SPONSOR**

Senator Perry requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 51**, A BILL TO BE ENTITLED AN ACT PROHIBITING DISMEMBERMENT ABORTIONS.

**S.B. 52**, A BILL TO BE ENTITLED AN ACT DIRECTING THAT PHYSICIANS WHO PERFORM DRUG-INDUCED ABORTIONS FURNISH PATIENTS WITH CERTAIN WRITTEN INFORMATION FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ABOUT THE POSSIBILITY OF REVERSING THE EFFECTS OF A DRUG-INDUCED ABORTION AFTER THE FIRST DOSE OF MEDICATION IS ADMINISTERED; AND REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DISTRIBUTE CERTAIN WRITTEN MATERIALS TO EVERY PHYSICIAN WHO PERFORMS DRUG-INDUCED ABORTIONS.

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

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**ELEVENTH DAY**

Senate Chamber  
Thursday, February 14, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, we thank you for this day. We thank you for your love and your grace and mercy today. We pray that we will love one another. Guide and direct us and give us all safe traveling mercies on the way home. Bless us today, Father. In Jesus' name, Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, February 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Renada Baker from Greenville, North Carolina, who is serving the Senate as Nurse of the Day.*

February 14, 2019



Upon motion of Senator Hise, seconded by Senator Sawyer, the Senate adjourns at 10:03 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene Monday, February 18, at 2:00 p.m.

### INTRODUCTION OF BILLS

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

By Senator Gunn:

**S.B. 54**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 24TH SENATORIAL DISTRICT.

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

By Senators Gunn, Newton, D. Davis (Primary Sponsors); J. Alexander, T. Alexander, Ballard, Bishop, Blue, Britt, Burgin, Chaudhuri, Clark, deViere, Edwards, Foushee, Garrett, Hise, B. Jackson, J. Jackson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Nickel, Perry, Peterson, Robinson, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell and Woodard:

**S.B. 55**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES.

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

By Senators Tillman, Hise, Newton (Primary Sponsors); Clark, Krawiec and Steinburg:

**S.B. 56**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS.

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

By Senators Lowe, Nickel, Peterson (Primary Sponsors); Chaudhuri, Marcus, Mohammed and Searcy:

**S.B. 57**, A BILL TO BE ENTITLED AN ACT TO REENACT THE CREDIT FOR QUALIFYING EXPENSES OF A PRODUCTION COMPANY.

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

By Senators Lowe, Foushee, Fitch (Primary Sponsors); Chaudhuri, Marcus, Mohammed, Nickel and Waddell:

**S.B. 58**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF MARIJUANA THAT MAY BE LEGALLY POSSESSED FOR PERSONAL USE AND TO ALLOW FOR THE EXPUNCTION OF RECORDS RELATED TO CERTAIN CONVICTIONS FOR POSSESSION OF MARIJUANA.

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

February 14, 2019

By Senator Robinson:

**S.B. 59**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 28TH SENATORIAL DISTRICT.

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

By Senators Mohammed, Foushee, Lowe (Primary Sponsors); deViere, Garrett, Marcus, Peterson, Robinson, Searcy and Waddell:

**S.B. 60**, A BILL TO BE ENTITLED AN ACT TO REENACT THE SALES AND USE TAX HOLIDAY FOR SCHOOL SUPPLIES.

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

By Senators J. Davis, McInnis, J. Jackson (Primary Sponsors); Garrett, Marcus and Mohammed:

**S.B. 61**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON.

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

By Senator Wells:

**S.B. 62**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PROPERTY DONATED TO THE STATE OR A LAND CONSERVATION ORGANIZATION BE INCLUDED IN CALCULATIONS OF PROJECT DENSITY UNDER STATE STORMWATER RULES.

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

By Senator Ford:

**S.B. 63**, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS.

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

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 4**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TERMS OF OFFICE OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF COASTAL CAROLINA COMMUNITY COLLEGE, with a favorable report.

**S.B. 6**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES, with a favorable report.

February 14, 2019

**S.B. 11** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS, with a favorable report.

**S.B. 12**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY, with a favorable report.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 56**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS, referred to the **Rules and Operations of the Senate Committee** on February 14.

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

**S.B. 62**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PROPERTY DONATED TO THE STATE OR A LAND CONSERVATION ORGANIZATION BE INCLUDED IN CALCULATIONS OF PROJECT DENSITY UNDER STATE STORMWATER RULES, referred to the **Rules and Operations of the Senate Committee** on February 14.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 63**, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, referred to the **Rules and Operations of the Senate Committee** on February 14.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **ESTABLISHMENT OF A COMMITTEE**

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, establishes the **Select Committee on Prison Safety**. The members are as follows:

**Chair:** Senator Steinburg

**Members:** Senators Britt, Burgin, Daniel, Fitch, Harrington, Hise, McInnis, McKissick, Peterson, Sanderson, Van Duyn, and Waddell.

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**ADDITIONAL BILL SPONSORS**

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

**S.B. 51**, A BILL TO BE ENTITLED AN ACT PROHIBITING DISMEMBERMENT ABORTIONS.

**S.B. 52**, A BILL TO BE ENTITLED AN ACT DIRECTING THAT PHYSICIANS WHO PERFORM DRUG-INDUCED ABORTIONS FURNISH PATIENTS WITH CERTAIN WRITTEN INFORMATION FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ABOUT THE POSSIBILITY OF REVERSING THE EFFECTS OF A DRUG-INDUCED ABORTION AFTER THE FIRST DOSE OF MEDICATION IS ADMINISTERED; AND REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DISTRIBUTE CERTAIN WRITTEN MATERIALS TO EVERY PHYSICIAN WHO PERFORMS DRUG-INDUCED ABORTIONS.

Senator Smith requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 5**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL INSTITUTIONS ACCESS TO FUNDING FROM THE STATE CAPITAL AND INFRASTRUCTURE FUND TO ADDRESS CRITICAL CAPITAL FUNDING NEEDS.

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

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**TWELFTH DAY**

Senate Chamber  
Monday, February 18, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene at 7:00 p.m.

**RECESS**

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**INTRODUCTION OF BILLS**

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

By Senators Foushee and Waddell (Primary Sponsors):

**S.B. 64**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION, EXCEPTIONAL CHILDREN DIVISION, TO DEVELOP AS PART OF ITS POLICIES AND PROCEDURES A SYSTEM OF EVALUATION OF THE DIVISION'S TECHNICAL ASSISTANCE AND SUPPORT PROGRAMS PROVIDED TO LOCAL EDUCATION AGENCIES AND TO DIRECT CERTAIN AGENCIES TO STUDY THE FEASIBILITY OF LOCAL EDUCATION AGENCIES PARTICIPATING IN NC HEALTHCONNEX, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

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

By Senator Ballard:

**S.B. 65**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 45TH SENATORIAL DISTRICT.

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

By Senators Gunn, McInnis, and J. Alexander (Primary Sponsors):

**S.B. 66**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS."

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

By Senator Brown:

**S.B. 67**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 6TH SENATORIAL DISTRICT.

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

By Senators Brown (Primary Sponsor); Harrington and Hise:

**S.B. 68**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES.

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

By Senators Robinson, Foushee, Krawiec (Primary Sponsors); J. Davis, deViere, Garrett, Lowe, Mohammed and Steinburg:

**S.B. 69**, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF MAY OF EACH YEAR AS LUPUS AWARENESS MONTH AND ESTABLISHING AN ADVISORY COUNCIL ON LUPUS WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES.

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

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By Senators Foushee and Waddell (Primary Sponsors):

**S.B. 70**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE STATE'S EROSION AND SEDIMENTATION PROGRAMS BY DIRECTING THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO REVIEW AND MAKE RECOMMENDATIONS REGARDING REPORTING BY DELEGATED LOCAL PROGRAMS, BY PROVIDING LIMITED LOCAL PROGRAMS ADDITIONAL FLEXIBILITY FOR CONDUCTING INSPECTIONS, BY REQUIRING PERIODIC REVIEW OF DELEGATED LOCAL PROGRAMS, BY DIRECTING THE PROGRAM TO COLLECT AND REPORT DATA ON ITS INTERNAL TARGETS FOR EROSION AND SEDIMENTATION PLAN REVIEW AND APPROVAL, BY REQUIRING THE USE OF SITE-SPECIFIC FACTORS TO PRIORITIZE MONITORING AND COMPLIANCE ACTIVITIES, BY REQUIRING THAT CERTAIN ROUTINE INSPECTIONS BE COORDINATED WITH THE REGULATED COMMUNITY, BY ADJUSTING PLAN REVIEW FEES TO MORE FULLY REFLECT PROGRAM OPERATIONAL COSTS, AND BY DIRECTING THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH INFORMATION MANAGEMENT POLICIES AND A PERFORMANCE MANAGEMENT SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

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

By Senators Lowe, Krawiec, and Gallimore (Primary Sponsors):

**S.B. 71**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT.

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

By Senators Waddell, Mohammed, Marcus (Primary Sponsors); Foushee, J. Jackson and Nickel:

**S.B. 72**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY FOR CHARLOTTE-MECKLENBURG SCHOOLS IN ADOPTING THE SCHOOL CALENDAR.

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

By Senator Peterson:

**S.B. 73**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 48TH SENATORIAL DISTRICT.

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

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

Prayer is offered by The Honorable Erica D. Smith, Senator from Northampton County, as follows:

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“Lord, as we assemble together, keep us focused on the things that matter the most. Let us look for ways, God, to change laws that impede the progress of setting people free from their infirmities and their afflictions. Let us not be like the hypocrites in the crowd, but let us deliver our work and our understanding into policies and advocacy that set the captives free. In your name we pray. Amen.”

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

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Blue, Senator Fitch, and Senator Robinson.

*The Chair extends privileges of the floor to Dr. Ernest Grant from Chapel Hill, North Carolina, who is serving the Senate as Doctor of the Day.*

### CALENDAR

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

**S.B. 4**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TERMS OF OFFICE OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF COASTAL CAROLINA COMMUNITY COLLEGE, upon second reading.

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

**S.B. 12**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY, upon second reading.

The bill passes its second reading.

Senator Daniel offers Amendment No. 1, which is adopted (36-9) and changes the title to read, **S.B. 12**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY AND SHERIFF OF BURKE COUNTY.

Without objection, 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.

### MOTION RELATIVE TO THE CALENDAR

**S.B. 11** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS, upon second reading.

Upon motion of Senator Rabon, the Committee Substitute bill is withdrawn from today’s calendar and placed on the calendar of Tuesday, February 19.

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**CALENDAR** *(continued)*

**S.B. 6**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES, upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**SENATE PAGES**

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

Michael Cartwright, Salisbury; Ashleigh Fields, Charlotte; Austin Stallings, Whitsett; and Clay Williams III, Raleigh.

**A SENATORIAL STATEMENT**

Senator Waddell submits a Senatorial Statement, entitled, “**RECOGNIZING THE OBSERVANCE OF BLACK HISTORY MONTH.**” (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Tillman, the Senate adjourns at 7:22 p.m., in memory of Mr. John Stackhouse, subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Tuesday, February 19, at 9:30 a.m.

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**THIRTEENTH DAY**

Senate Chamber  
Tuesday, February 19, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene at 4:00 p.m.

**RECESS****INTRODUCTION OF BILLS AND RESOLUTIONS**

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

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By Senators Robinson, Clark, Smith (Primary Sponsors); T. Alexander, deViere, Foushee, Garrett, J. Jackson, Lowe, Nickel, Peterson, Searcy, Steinburg and Waddell:

**S.J.R. 74**, A JOINT RESOLUTION RECOGNIZING NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR ITS LONG AND STORIED CONTRIBUTIONS TO THE EDUCATION AND TRAINING OF AFRICAN-AMERICANS AND OTHER DIVERSE STUDENTS AND CONGRATULATING THE UNIVERSITY'S FOOTBALL TEAM ON WINNING THE 2018 HISTORICALLY BLACK COLLEGES AND UNIVERSITIES NATIONAL CHAMPIONSHIP.

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

By Senators Hise, Daniel, Bishop (Primary Sponsors); J. Davis, Foushee, McKissick, Mohammed, Smith and Steinburg:

**S.B. 75**, A BILL TO BE ENTITLED AN ACT TO RESTORE THE NUMBER OF JUDGES ON THE NORTH CAROLINA COURT OF APPEALS TO FIFTEEN.

Referred to the **Judiciary Committee** and upon a favorable report, re-referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon (Primary Sponsor); Hise, Perry and Steinburg:

**S.R. 76**, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Select Committee on Nominations**.

By Senators Sawyer, Ballard, B. Jackson (Primary Sponsors); Daniel, J. Jackson, McInnis, Mohammed, Perry, Sanderson, Smith and Steinburg:

**S.B. 77**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF HURRICANE MICHAEL AFTER THE ORIGINAL DEADLINE.

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

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 5**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL INSTITUTIONS ACCESS TO FUNDING FROM THE STATE CAPITAL AND INFRASTRUCTURE FUND TO ADDRESS CRITICAL CAPITAL FUNDING NEEDS, with a favorable report.

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By Senator Britt for the **Judiciary Committee**:

**S.B. 75**, A BILL TO BE ENTITLED AN ACT TO RESTORE THE NUMBER OF JUDGES ON THE NORTH CAROLINA COURT OF APPEALS TO FIFTEEN, with a favorable report.

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

#### **RE-REFERRAL OF A BILL**

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

**S.B. 77**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF HURRICANE MICHAEL AFTER THE ORIGINAL DEADLINE, referred to the **Rules and Operations of the Senate Committee** on February 19.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Daniel for the **Judiciary Committee**:

**S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15044, is adopted and engrossed.

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

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

**S.B. 56**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45040, is adopted and engrossed.

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

February 19, 2019

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

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Father, we come together to pray as one that we may be as one, just as the Lord Jesus prayed that we who are his body may be united together in love and purpose. We pray for harmony, for peace. Father, bind our hearts together, and keep us motivated by the same purpose, and unite us together under the same banner of truth to serve all people. From whom be all praise and glory, forever and ever. And all the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, February 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander and Senator Fitch.

*The Chair extends privileges of the floor to Cynthia Bracey from Hope Mills, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

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

**S.B. 11** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS, upon second reading.

*Upon the appearance of Senator J. Alexander in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.*

*Without objection, Senator Searcy is excused from voting on the bill due to a potential conflict of interest with personal business.*

Senator Wells offers Amendment No. 1, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

### A SENATORIAL STATEMENT

Senator Tillman submits a Senatorial Statement, entitled, “**RECOGNIZING THE STATE’S AGRICULTURAL EDUCATION PROGRAM AND THE FUTURE FARMERS OF AMERICA ORGANIZATION.**” (See Appendix for full text.)

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Upon motion of Senator Berger, seconded by Senator J. Davis, the Senate adjourns at 4:14 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Wednesday, February 20, at 9:30 a.m.

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## FOURTEENTH DAY

Senate Chamber  
Wednesday, February 20, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:37 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

## RECESS

## INTRODUCTION OF BILLS AND A RESOLUTION

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

By Senators Sanderson, Britt, Horner (Primary Sponsors); Ballard, Newton and Steinburg:

**S.B. 78**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS.

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

By Senator Chaudhuri:

**S.B. 79**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 15TH SENATORIAL DISTRICT.

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

By Senator Ford:

**S.B. 80**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE.

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

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By Senators T. Alexander (Primary Sponsor); Gallimore and Van Duyn:

**S.B. 81**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE TERM "LITTER" INCLUDES YARD WASTE.

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

By Senators McKissick, Daniel, Britt (Primary Sponsors); deViere, J. Jackson, Lowe, Marcus, Mohammed, Nickel, Smith and Waddell:

**S.B. 82**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE AUTOMATIC EXPUNCTION OF CERTAIN RECORDS OF A PERSON WHEN THE CHARGE OR CHARGES AGAINST THE PERSON ARE DISMISSED OR THERE ARE FINDINGS OF NOT GUILTY.

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

By Senators Krawiec and Lowe (Primary Sponsors):

**S.B. 83**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF WINSTON-SALEM TO CONVEY CITY-OWNED REAL PROPERTY FOR THE PURPOSE OF INCREASING THE SUPPLY OF AFFORDABLE HOUSING FOR LOW- AND MODERATE-INCOME PERSONS.

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

By Senators Krawiec (Primary Sponsor) and Lowe:

**S.B. 84**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING.

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

By Senators Steinburg (Primary Sponsor) and J. Jackson:

**S.B. 85**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE PURCHASE OF CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OR THE LOCAL GOVERNMENT EMPLOYEES' RETIREMENT SYSTEM AT FULL COST BY LAW ENFORCEMENT OFFICERS HOLDING AN ADVANCED LAW ENFORCEMENT CERTIFICATE.

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

By Senators Bishop, Krawiec, Edwards (Primary Sponsors); Ballard, Brown, Burgin, Daniel, J. Davis, Ford, Hise, Johnson, McInnis, Newton, Perry and Steinburg:

**S.B. 86**, A BILL TO BE ENTITLED AN ACT TO CREATE GREATER OPPORTUNITIES FOR SMALL EMPLOYERS TO PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE.

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

By Senators Waddell and Wells (Primary Sponsors):

**S.B. 87**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE MERGER OF ABC SYSTEMS LOCATED IN A COUNTY WITH TWO OR MORE ABC SYSTEMS; TO REPEAL THE PURCHASE-TRANSPORTATION PERMIT

February 20, 2019

REQUIREMENT FOR SPIRITUOUS LIQUOR; TO REQUIRE THE ABC COMMISSION TO SUBMIT A QUARTERLY REPORT ON ITS PROCESS FOR OBTAINING A CONTRACT FOR STATE WAREHOUSE SERVICES; TO ALLOW THE PURCHASE OF INDIVIDUAL BOTTLES WHEN PLACING A SPECIAL ORDER OF SPIRITUOUS LIQUOR; TO ALLOW LOCAL ABC BOARDS TO CHARGE A DELIVERY FEE WHEN DELIVERING SPIRITUOUS LIQUOR TO MIXED BEVERAGES PERMITTEES; TO ALLOW LOCAL GOVERNMENTS THE OPTION OF OPERATING ABC STORES ON SUNDAYS; AND TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT ABC STORES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

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

By Senators Sawyer, T. Alexander (Primary Sponsors) and Perry:

**S.B. 88**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES REGULATING ELECTRICAL CONTRACTORS TO ENABLE LICENSED ELECTRICAL CONTRACTORS EMPLOYED BY SCHOOLS, HOSPITALS, AND NONPROFITS TO MAKE REPAIRS AND CONDUCT MAINTENANCE AT ALL FACILITIES AT ALL TIMES WHEN DONE AT THE DIRECTION OF THE SCHOOL, HOSPITAL, OR NONPROFIT.

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

By Senator Van Duyn:

**S.B. 89**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 49TH SENATORIAL DISTRICT.

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

By Senators Daniel, Britt, Johnson (Primary Sponsors); Ford, Gallimore, Hise, Newton and Steinburg:

**S.B. 90**, A BILL TO BE ENTITLED AN ACT TO ENACT THE RELIGIOUS ASSEMBLY SECURITY AND PROTECTION ACT OF 2019.

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

By Senator T. Alexander:

**S.B. 91**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE LINCOLN COUNTY BOARD OF EDUCATION TO ALIGN ITS SCHOOL CALENDAR WITH THAT OF GASTON COLLEGE.

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

By Senator Bishop:

**S.B. 92**, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA BOARD OF MASSAGE AND BODYWORK THERAPY.

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

By Senators Searcy, Chaudhuri, and Nickel (Primary Sponsors):

**S.B. 93**, A BILL TO BE ENTITLED AN ACT TO PERMIT WAKE COUNTY SCHOOLS TO ALIGN THE SCHOOL CALENDAR WITH THE LOCAL COMMUNITY COLLEGE CALENDAR.

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

By Senators Robinson, Clark, Smith (Primary Sponsors); Daniel, deViere, Garrett, Lowe, Nickel, Steinburg, Waddell and Woodard:

**S.R. 94**, A SENATE RESOLUTION RECOGNIZING NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR ITS LONG AND STORIED CONTRIBUTIONS TO THE EDUCATION AND TRAINING OF AFRICAN-AMERICANS AND OTHER DIVERSE STUDENTS AND CONGRATULATING THE UNIVERSITY'S FOOTBALL TEAM ON WINNING THE 2018 HISTORICALLY BLACK COLLEGES AND UNIVERSITIES NATIONAL CHAMPIONSHIP.

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

### REPORTS OF COMMITTEES

Standing committee reports and a select committee report are submitted as follows:

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 77**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF HURRICANE MICHAEL AFTER THE ORIGINAL DEADLINE, with a favorable report.

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

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 29** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW, with a favorable report.

**S.B. 75**, A BILL TO BE ENTITLED AN ACT TO RESTORE THE NUMBER OF JUDGES ON THE NORTH CAROLINA COURT OF APPEALS TO FIFTEEN, with a favorable report.

By Senator Rabon for the **Select Committee on Nominations**:

**S.R. 76**, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

February 20, 2019

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

Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

“Disturb us, O Lord, when we are too well-pleased with ourselves when our dreams have come true because we dreamed too little, because we sailed too close to the shore. Disturb us, O Lord, when with the abundance of things we possess, we have lost our thirst for the water of life when, having fallen in love with time, we have ceased to dream of eternity and in our efforts to build a new earth, we have allowed our vision of heaven to grow dim. Stir us, O Lord, to dare more boldly, to venture into wider seas where storms show Thy mastery, where losing sight of land, we shall find the stars. In the name of Him who pushed back the horizons of our hopes and invited the brave to follow. ’Amen.’”

Prayer by Archbishop Desmond Tutu

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, February 19, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Chaudhuri and Senator Fitch.

#### WITHDRAWAL FROM COMMITTEE

**S.R. 94**, A SENATE RESOLUTION RECOGNIZING NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR ITS LONG AND STORIED CONTRIBUTIONS TO THE EDUCATION AND TRAINING OF AFRICAN-AMERICANS AND OTHER DIVERSE STUDENTS AND CONGRATULATING THE UNIVERSITY’S FOOTBALL TEAM ON WINNING THE 2018 HISTORICALLY BLACK COLLEGES AND UNIVERSITIES NATIONAL CHAMPIONSHIP, referred to the **Rules and Operations of the Senate Committee** on February 20.

Pursuant to Rule 47(a), Senator Rabon offers a motion that the resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed on today’s calendar for immediate consideration, which motion prevails without objection, and the Chair so orders.

#### CALENDAR

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

February 20, 2019



**S.R. 94**, A SENATE RESOLUTION RECOGNIZING NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR ITS LONG AND STORIED CONTRIBUTIONS TO THE EDUCATION AND TRAINING OF AFRICAN-AMERICANS AND OTHER DIVERSE STUDENTS AND CONGRATULATING THE UNIVERSITY'S FOOTBALL TEAM ON WINNING THE 2018 HISTORICALLY BLACK COLLEGES AND UNIVERSITIES NATIONAL CHAMPIONSHIP, for adoption.

Upon motion of Senator Rabon, the resolution is read in its entirety.

Upon motion of Senator Robinson, the Senate Resolution is adopted (48-0).

**S.B. 5**, A BILL TO BE ENTITLED AN ACT TO ALLOW STATE AND LOCAL EDUCATIONAL INSTITUTIONS ACCESS TO FUNDING FROM THE STATE CAPITAL AND INFRASTRUCTURE FUND TO ADDRESS CRITICAL CAPITAL FUNDING NEEDS, upon second reading.

Senator Brown offers Amendment No. 1, which is adopted (48-0).

Senator Van Duyn offers Amendment No. 2, which fails (17-31).

Senator Smith offers Amendment No. 3, which fails (18-30).

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

Senator Foushee offers Amendment No. 4, which fails (18-29).

The bill, as amended, passes its second reading (33-14) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Hise, the Senate adjourns at 5:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Thursday, February 21, at 10:00 a.m.

#### **ADDITIONAL BILL SPONSOR**

Senator Gallimore requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 51**, A BILL TO BE ENTITLED AN ACT PROHIBITING DISMEMBERMENT ABORTIONS.

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

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#### **FIFTEENTH DAY**

Senate Chamber  
Thursday, February 21, 2019

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

February 21, 2019

Prayer is offered by The Honorable Ralph Hise, Senator from Mitchell County, as follows:

“Dear heavenly Father, God, we give thanks to you. God, we give thanks to you for this opportunity that you have given each of us to come here today and to represent the people in this state. God, we ask, just as you granted Solomon, that you give us the wisdom, God, to divine your purpose for this state and to move us together in unity for what you have declared. We offer this prayer in the only authority given under heaven, the name of Jesus Christ. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, February 20, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Chaudhuri, Senator Fitch, Senator Smith, and Senator Steinburg.

*The Chair extends privileges of the floor to Dr. Scott McCulloch from Durham, North Carolina, who is serving the Senate as Doctor of the Day, and to Kathy Jolly from Charlotte, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

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

**S.B. 29** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 75**, A BILL TO BE ENTITLED AN ACT TO RESTORE THE NUMBER OF JUDGES ON THE NORTH CAROLINA COURT OF APPEALS TO FIFTEEN, upon second reading.

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

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

February 21, 2019

**S.R. 76**, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, for adoption.

Upon motion of Senator Rabon, the Senate Resolution is adopted (47-0).

Upon motion of Senator Hise, seconded by Senator Woodard, the Senate adjourns at 10:31 a.m., in honor and in memory of Officer Jason Barton Quick of the Lumberton Police Department, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, February 25, at 2:00 p.m.

### INTRODUCTION OF BILLS

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

By Senators Burgin (Primary Sponsor); Daniel, Hise, Smith and Steinburg:

**S.B. 95**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020.

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

By Senator T. Alexander:

**S.B. 96**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE CLEVELAND COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

By Senators Foushee (Primary Sponsor); Lowe and Mohammed:

**S.B. 97**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CHATHAM COUNTY SCHOOLS IN ADOPTING THE SCHOOL CALENDAR.

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

By Senators Foushee (Primary Sponsor) and Lowe:

**S.B. 98**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

By Senators McKissick, Woodard (Primary Sponsors) and Lowe:

**S.B. 99**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM PUBLIC SCHOOLS BOARD OF EDUCATION TO PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER EMPLOYEES OF DURHAM PUBLIC SCHOOLS.

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

February 21, 2019

By Senator Sawyer:

**S.B. 100**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 34TH SENATORIAL DISTRICT.

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

By Senators Waddell, D. Davis, Foushee (Primary Sponsors) and Smith:

**S.B. 101**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

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

By Senators Robinson, Garrett (Primary Sponsors); Lowe and Smith:

**S.B. 102**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INTERNATIONAL CIVIL RIGHTS CENTER & MUSEUM.

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

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 6** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY TO ENTER INTO LEASES AND CONTRACTS WITH TERMS NOT TO EXCEED FORTY YEARS.

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

**H.B. 9**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF BESSEMER CITY TO AUTHORIZE THE CITY MANAGER TO APPOINT A POLICE CHIEF.

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

**H.B. 15**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF LEXINGTON TO DISSOLVE THE CITY'S UTILITIES COMMISSION.

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

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 56** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS, with a favorable report.

Senator Rabon orders the Committee Substitute bill placed on the calendar of Tuesday, February 26.

February 21, 2019

**S.B. 77**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF HURRICANE MICHAEL AFTER THE ORIGINAL DEADLINE, with a favorable report.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 61**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON, referred to the **Rules and Operations of the Senate Committee** on February 14.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 66**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," referred to the **Rules and Operations of the Senate Committee** on February 18.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 80**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, referred to the **Rules and Operations of the Senate Committee** on February 20.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 82**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE AUTOMATIC EXPUNCTION OF CERTAIN RECORDS OF A PERSON WHEN THE CHARGE OR CHARGES AGAINST THE PERSON ARE DISMISSED OR THERE ARE FINDINGS OF NOT GUILTY, referred to the **Rules and Operations of the Senate Committee** on February 20.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

February 21, 2019

**S.B. 86**, A BILL TO BE ENTITLED AN ACT TO CREATE GREATER OPPORTUNITIES FOR SMALL EMPLOYERS TO PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 20.

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

**S.B. 68**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES, referred to the **Rules and Operations of the Senate Committee** on February 18.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 78**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, referred to the **Rules and Operations of the Senate Committee** on February 20.

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

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

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### SIXTEENTH DAY

Senate Chamber  
Monday, February 25, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:01 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 6:00 p.m.

**RECESS**

February 25, 2019

**INTRODUCTION OF BILLS**

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

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

**S.B. 103**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

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

By Senators Nickel, Chaudhuri, Waddell (Primary Sponsors); Peterson and Searcy:

**S.B. 104**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH NORTH CAROLINA AS A MEMBER OF THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE.

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

By Senators J. Jackson, J. Davis, Britt (Primary Sponsors) and McInnis:

**S.B. 105**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM.

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

By Senators J. Jackson, J. Davis, Britt (Primary Sponsors); Hise, Marcus, McInnis, Mohammed and Peterson:

**S.B. 106**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE APPLICABILITY OF LIMITED IMMUNITY FOR DRUG OVERDOSE VICTIMS.

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

By Senator Rabon:

**S.B. 107**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 8TH SENATORIAL DISTRICT.

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

By Senator Sanderson:

**S.B. 108**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 2ND SENATORIAL DISTRICT.

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

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

**S.B. 109**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

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

February 25, 2019

By Senators Robinson, Tillman (Primary Sponsors); Garrett and Mohammed:

**S.B. 110**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF GREENSBORO TO SUPPORT HOUSING RESTORATION NEEDS IN THE AFTERMATH OF THE APRIL 2018 TORNADO.

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

By Senator McInnis:

**S.B. 111**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PAYMENTS IN LIEU OF TAXES TO SUPPORT LOCAL SCHOOLS FOR LANDS INCLUDED IN THE SANDHILLS GAME LAND.

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

By Senators J. Davis, Van Duyn (Primary Sponsors); deViere, Marcus and Mohammed:

**S.B. 112**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CONDITIONALLY RESTORE THE DRIVERS LICENSES OF PERSONS WHO HAVE SUCCESSFULLY COMPLETED A DRUG TREATMENT OR DWI TREATMENT COURT PROGRAM.

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

By Senators J. Davis (Primary Sponsor); deViere, Marcus, Mohammed and Steinburg:

**S.B. 113**, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON TO PROVIDE EMERGENCY CONTACT INFORMATION TO THE DIVISION OF MOTOR VEHICLES FOR USE BY LAW ENFORCEMENT IN AN EMERGENCY.

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

By Senator J. Davis:

**S.B. 114**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH SENATORIAL DISTRICT.

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

By Senators Garrett, Robinson (Primary Sponsors) and Mohammed:

**S.B. 115**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FLEXIBILITY FOR THE GUILFORD COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

By Senator Bishop:

**S.B. 116**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 39TH SENATORIAL DISTRICT.

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



By Senators Waddell, Mohammed, Peterson (Primary Sponsors) and Marcus:

**S.B. 117**, A BILL TO BE ENTITLED AN ACT TO MODIFY SCHOOL PERFORMANCE SCORES BY GIVING EQUAL WEIGHT TO SCHOOL ACHIEVEMENT AND SCHOOL GROWTH AND TO MODIFY SCHOOL PERFORMANCE GRADES BY ADOPTING A FIFTEEN-POINT SCALE.

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

By Senators B. Jackson, Krawiec, Ballard (Primary Sponsors) and Peterson:

**S.B. 118**, A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE.

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

By Senators B. Jackson, Sanderson, Foushee (Primary Sponsors) and Peterson:

**S.B. 119**, A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE.

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

By Senator Woodard:

**S.B. 120**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 22ND SENATORIAL DISTRICT.

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

By Senators Woodard (Primary Sponsor) and Mohammed:

**S.B. 121**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO PERSON COUNTY SCHOOLS IN ADOPTING THE SCHOOL CALENDAR.

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

By Senators Woodard (Primary Sponsor) and Mohammed:

**S.B. 122**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO GRANVILLE COUNTY SCHOOLS IN ADOPTING THE SCHOOL CALENDAR.

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

By Senator Sanderson:

**S.B. 123**, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TO BE TRANSFERRED BETWEEN A CHARTER SCHOOL AND A LOCAL SCHOOL ADMINISTRATIVE UNIT.

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

February 25, 2019

**MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

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

ROY COOPER  
GOVERNOR

February 22, 2019

**VIA HAND DELIVERY**

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

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. § 7A-45.1(a10), I am pleased to nominate the following individuals as Special Superior Court judges:

- Chief Business Court Judge Louis A. Bledsoe, III to be reappointed after term expiration on 07/01/2019; and
- Steve Warren to fill the vacancy created on 01/10/2019.

I hereby submit their names for confirmation by the General Assembly by joint resolution.

I am grateful for these individuals' willingness to assume this important responsibility for the State of North Carolina. Attached is biographical information for each judge for your review. Please feel free to call my staff for any additional information.

Sincerely,  
S/ Roy Cooper

Enclosures

cc: The Honorable Dan Blue      Ms. Sarah Holland, Senate Principal Clerk  
The Honorable Darren Jackson      Mr. James White, House Principal Clerk

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

February 25, 2019

Prayer is offered by The Honorable Erica D. Smith, Senator from Northampton County, as follows:

“God, we thank you for another opportunity to come together. As we work together in brotherly love, we ask that you put your wisdom in our mind, your hard work in our hands, but most of all, your love in our hearts. We ask a special blessing upon all the pages and youth that are gathered here on behalf of Tarheel Challenge. We ask that you pour into their lives and enrich them in wonderful ways, God, that you bless their every endeavor, and that you be a hedge of protection all around them. We ask you, God, to comfort the bereaved family of former Senator Frank Ballance—U.S. Congressman Frank Ballance—whose widow—his wife—lost her mother and the senator on the same day on Friday, that you would comfort his children as well, and to all who mourn his death. Now as we prepare to receive the State of the State [address], Lord we ask that you bless our governor, that you bless the council of state, that you bless all of us who serve that we might do the best of our ability to use the love and the blessings you have bestowed upon us to serve your people with godly wisdom, understanding, and love. In your name we pray, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, February 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

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

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

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

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

House of Representatives  
February 25, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **H.J.R. 36 (Resolution 2019-2)**, A JOINT RESOLUTION INVITING HIS EXCELLENCY, GOVERNOR ROY COOPER, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND SENATE, the Speaker has appointed the following members of the House of Representatives to serve with a like committee of the Senate to escort the Governor Roy Cooper to the Joint Session:

February 25, 2019

Representative Bell, Chair  
Representative Carney  
Representative Graham  
Representative Howard  
Representative Jackson  
Representative Lucas  
Representative Setzer

Respectfully,  
S/ James White  
Principal Clerk

### CALENDAR

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

**S.B. 77, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF HURRICANE MICHAEL AFTER THE ORIGINAL DEADLINE**, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

### SENATE PAGES

The Chair recognizes the following Tarheel Challenge Academy Cadets, who are serving as pages in the Senate this week:

Jalen Anderson-John, Salemburg; Kalil Barnes, Salemburg; Daniella Bautista, Salemburg; Jordan Boddie-Kelly, New London; Robert Douglas, Salemburg; Josiah Harbour, Salemburg; Jamiya Johnson, New London; Andrei Kloehn, Salemburg; Zaleha Mohamad Ali, Salemburg; Elius Momanyi, Salemburg; Tomorah Paige, Salemburg; Ariana Ragland, Salemburg; Jefferey Robertin, Salemburg; Anika Smith, Salemburg; Kelsey Styles, Salemburg; Tiffany Taveras, New London; Sebastian Turner, New London; Michael Williams, New London; Maverick Wilson, Salemburg; and Jorge Zuniga, Salemburg.

### APPOINTMENT OF AN ESCORT COMMITTEE

Senator Brown announces the President *Pro Tempore's* appointment of Senator Brown, Chair; Senator Blue, Senator D. Davis, Senator Harrington, Senator Horner, and Senator Robinson to serve with a like committee of the House of Representatives to escort The Honorable Roy Cooper, Governor of North Carolina, to the Joint Session of the General Assembly on Monday, February 25. The House of Representatives is so notified.

February 25, 2019

Senator Berger offers a motion that the Senate stand in recess to repair to the Hall of the House of Representatives, there to sit in Joint Session for the purpose of hearing Governor Cooper's State-of-the-State address, and to adjourn upon the dissolution of the Joint Session, subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, February 26, at 9:30 a.m.

The President declares the Senate in recess at 6:40 p.m. The Senate, preceded by its officers, repairs to the Hall of the House of Representatives.

### RECESS

### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives  
February 25, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **H.J.R. 36 (Resolution 2019-2)**, A JOINT RESOLUTION INVITING HIS EXCELLENCY, GOVERNOR ROY COOPER, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND SENATE, the House stands ready to receive your Honorable Body in Joint Session.

Respectfully,  
S/ James White  
Principal Clerk

### JOINT SESSION

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

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

February 25, 2019

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

*The Speaker extends courtesies of the House to Mrs. Kristen Cooper, First Lady of North Carolina; Mrs. Alice Forest, wife of the Lieutenant Governor; and all invited guests.*

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

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

The President recognizes the Sergeant-at-Arms of the House of Representatives, who announces the presence of His Excellency, The Honorable Roy Cooper, Governor of North Carolina, at the doors of the chamber. The Sergeant-at-Arms of the House of Representatives, the Sergeant-at-Arms of the Senate, and the appointed committee escort the Governor to the well of the chamber. Representative Floyd is recognized and presents the Governor to the President. The President presents His Excellency, The Honorable Roy Cooper, who delivers the State-of-the-State address to the 2019 General Assembly.

#### **STATE-OF-THE-STATE ADDRESS**

“Mr. President, Mr. Speaker, Mr. President Pro Tem, Members of the General Assembly, the Council of State, members of the Judiciary, members of my Cabinet, and my fellow North Carolinians; I'm honored to join you tonight to report the state of our great state. I'm joined by my wife, Kristin, my partner in life and in public service, who for the past two years has traveled to every corner of North Carolina. I thank Kristin and our wonderful daughters, Hilary and Natalie, who are here tonight, and Claire, who is away at school, for their unwavering love and support. Stand up guys. Thank you so much. In recent months, North Carolinians have been put to the test. And we've learned we're made of strong stuff. In September, our state was slammed by Hurricane Florence. Homes, businesses, schools and crops were washed away. Dozens of lives were lost. Then Tropical Storm Michael blew through, bringing more damage. But adversity only defines us if we refuse to rise and conquer it. Days after Florence made landfall, I met an elderly woman in a Wilmington shelter who was rescued from floodwaters by first responders. All she had left were the few belongings that she had carried in her arms, but she didn't dwell on her loss. When I told her how sorry I was, she said to me, 'I thank God I'm alive, I thank God for that firefighter who rescued me, and I thank God for all these volunteers helping in

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this shelter—a lot of them had their own homes flooded. I’m going to make it.’ It’s that courage in the face of fear, that conviction in the face of uncertainty, that determined spirit in the face of challenges that make us, North Carolina, the greatest state in the nation. That’s why tonight, I’m proud to report that the state of our state is determined. Hurricane Florence showed us that we North Carolinians love our communities, that we help each other, that we’re resilient in tough times and that we are determined to work together to rebuild stronger and smarter. But the storm showed us that it’s also time to come together to meet other challenges that people face every day across our state. And we have to bring that same determination to every challenge. To start, we must come together and insist that our public schools come first. We must come together to create opportunities in our cities and in our rural communities and we must come together to get health care for hundreds of thousands of working people with no insurance. That’s the determination we need to make North Carolina truly excellent. First, we must be determined to help our state recover stronger and smarter than ever. It’s hard to find a part of our state that has been spared the blows of nature over the past two years, whether floods, rain, wind, tornadoes or mudslides. In my travels, I’ve witnessed people’s pain and loss. I’ve been inspired by their determination. Survivors who are working to rebuild their lives and their communities. Volunteers who served thousands of hot meals and repaired homes. First responders who pulled more than 5,200 North Carolinians and over a thousand animals from the flood waters. I’ve been honored to meet many of these storm heroes, including State Highway Patrol Trooper Nicholas Stoneroad. Just after the storm, he spent hours clearing roads and keeping his community safe. Even though his own home was crushed by fallen trees, he kept right on working. When he made it back home again, chest-deep floodwaters had destroyed almost everything he owned. But he still kept reporting for duty, protecting others, helping people in need, delivering food to provide meals for survivors. And you know what he said when he was asked why he kept on? He said this: ‘I had a job to do.’ Trooper Stoneroad, your state is deeply grateful to you and to all the people who answered the call to service above self. Please stand so we can thank you and all of our hurricane heroes. Like Trooper Stoneroad, we have a job to do. We’re determined to help North Carolinians recover, and we’re making progress. Local, state and federal leaders are working together. And tens of thousands of North Carolinians are already getting assistance. At our urging, the state and federal government have put in over a billion dollars to help North Carolinians get back on their feet, and we’re working for a lot more. This legislature really stepped up in a big way after Hurricane Florence. We worked together in a bipartisan way to help families, schools, small businesses, fishermen and farmers. But with many small business owners and families just one disaster away from bankruptcy, it’s not enough to simply respond to disaster when it strikes. We must also limit damage from the next storm by rebuilding stronger and more resilient. Weeks after Hurricane Florence, I formed the new Office of Recovery and Resilience to carry out recovery and develop strategies to protect our state from future storms. We have seen violent weather threaten every corner of our state, and scientists agree climate change is making storms more fierce. It is real. And we are the generation that must act. In October, I signed an executive order to reduce our

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state's greenhouse gas emissions 40 percent by the year 2025. This won't just help us in the fight against climate change—it will boost our economy by creating more clean energy jobs. We must also be determined to get people better educated for the jobs of today and tomorrow. When the founders of the University of North Carolina chartered America's first public university to open its doors in 1789, they knew even then that education creates opportunity. Public education lifts up families, communities and our economy. But too often, public schools have taken a back seat to tax breaks for those at the very top. Simply put, public education is our most important job as a state and we must do better. Now when I visit schools across North Carolina, I see determined teachers, I see eager students, and I see hope for our future. But too often I see teachers working second jobs to make ends meet; kids who missed out on early childhood education and Pre-K; trailers and crowded classrooms. If we want our educators to teach well, we need to treat them well. Last year, 20,000 teachers from across the state came here to Raleigh and asked us to help our schools. One of them was NaShonda Cooke, who is here with us tonight. The daughter and granddaughter of teachers, NaShonda decided to become one too during a visit to her mother's classroom. NaShonda said this: 'I knew immediately. I saw my mom change lives. I saw her help children reach their highest potential.' NaShonda has taught in North Carolina schools for 20 years. Over the years, she's seen fewer teacher assistants, fewer classroom supplies, and she's had trouble making ends meet on a teacher's salary. But when her youngest child said that she'd like to become a teacher too, NaShonda didn't hesitate to encourage her. We want NaShonda's daughter and thousands like her to follow through and become teachers. Let's show NaShonda and other educators that we value and respect them. NaShonda, please stand up so that we can recognize your hard work and the amazing service of teachers all across our state. North Carolina is still ranked 37th in teacher pay nationwide. That's not the respect they deserve. When I send you my budget, we'll put our schools and our teachers first. I know we disagree on some issues, but I believe that there is bipartisan agreement that education will succeed with a good teacher in every classroom and a good principal in every school. So our message to educators should be clear: we trust you to educate our children; we're putting our money where our trust is. And we must encourage more of our very best high schoolers to choose teaching as a career. If they'll teach here for at least four years, North Carolina will pay for their college. Teaching Fellows scholarships are a great deal for our state, and they lift the level of respect for the profession. Let's expand the Teaching Fellows program and let's give kids a better start by investing more in early childhood education. We've worked together to expand Pre-K to thousands more students, but we shouldn't stop until every child has it. And let's give our students safe, healthy places to learn. Right now, 4 in 10 public schools in our state are at least 50 years old. That means they are still using the schools you and I went to. That's great for nostalgia, but not so good for students in classrooms with unreliable heat, leaking roofs or crumbling walls. K through 12 schools need at least 8 billion dollars in new construction and renovations. There is a smart way to build them that locks in financing against the whims of future legislatures and lets the people decide at the same time. It gets hammers swinging all across our state, and still leaves money for good teachers and principals that I just talked

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about. This session, let's have the people vote on a strong school construction bond. And we have to be determined to build an economy that works for everyone. In many ways, our state is the picture of success. Raleigh, Durham, and Chapel Hill are hubs for innovation. The Triad is a growing center for aviation and advanced manufacturing. Charlotte is a global banking capital. And our rural areas offer unique opportunities. Just last week, Charlotte hosted the NBA All Star Game, showing people from around the world what we already know: North Carolina is America's best place to live and do business—and play basketball. When I took office, House Bill 2 was hurting North Carolinians and holding our economy back. Two years ago, I stood right here before you and said we must repeal it. And with bipartisan support, HB2 is gone. But there is more to do to fight discrimination. We must show the rest of the nation and the world who we really are: a state that values diversity, that is welcoming, and that is open for business. I've signed two executive orders that reaffirm those values by banning workplace discrimination. Our economy is strongest when every North Carolinian can contribute. As we continue to grow and thrive, we're determined not to leave anyone behind. In the past two years, we've announced more than 40,000 new jobs and billions of dollars of investment in both urban and rural parts of North Carolina. We have worked together, you legislators and our office, to expand our economic development tool kit, which now includes strong incentives. It's been great to welcome major companies including Honeywell, Advance Auto Parts, Credit Suisse, Egger Wood Products and Triangle Tyre. Our unemployment rate is below the national average and our economy is strong. But despite this success, middle class families are still struggling for better wages. There is an answer for them. Today, there are thousands of jobs available, from advanced manufacturing to construction to technology and health care—jobs that offer better pay. Yet employers tell me they struggle to find the skilled workers that they need. And many workers tell me they struggle to find the better-paying jobs. We're determined to get them together. That's why we started NC Job Ready, a program that trains workers in the skills that employers need. We've already seen success. Our Finish Line Grants help community college students living on the economic edge. The grants help people stay in school when they face unexpected costs like car repairs, medical emergencies and childcare. Take Tukeda Douglas, a community college student and a mother of three. I first met Tukeda during a visit to Alamance Community College last month. She wanted a better career, so she enrolled to become a dental assistant. But balancing the additional cost of childcare was too much, so Tukeda nearly dropped out. A Finish Line grant helped her stay in school and she expects to graduate this summer. Tukeda is determined not to let anything discourage her, and she's here with us tonight. Let's give her a round of applause for working hard to make a better life for herself and her family. Just last week, leaders from all over North Carolina, including this legislature, endorsed the goal for 2 million more North Carolinians to have a post-secondary degree or credential by the year 2030. But people need education in order for us to get there. People in North Carolina now have 41 billion dollars in student debt and many middle-class families often can't afford the education that they need. Last year, I pushed for an effort to provide tuition-free community college for high-demand jobs. This can help us meet our goal. Other states are already doing this, so let's get it done. Now our economy also depends on

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infrastructure. When I came into office, the Highway Trust Fund wasn't being used efficiently. You in this chamber challenged our Department of Transportation to build roads and bridges faster. We delivered on that challenge, and then we worked together to pass Build NC. This helps keep our state connected and our economy moving. Connecting our state, our entire state, is especially critical for our rural communities. We have the second-largest rural population of any state in the country. Growing up in Nash County, I spent my summers in the tobacco field, my Friday nights on the football field, and my Sunday mornings in Sunday school and church. My parents and my rural North Carolina community taught me the value of hard work. They taught me the value of a dollar and they taught me the importance of faith, family and community. For people like Lorenda and Harrell Overman, rural North Carolina will always be home. To them, tending crops and livestock on their farm is more than an occupation—it's a deeply rewarding way of life. But right now, many rural business owners and farmers are struggling. Lack of broadband access, trade tariffs and natural disasters have hit them hard. Last year, the Overmans saw their soybean crop wiped out by Hurricane Florence, threatening their ability to keep their 18 full-time employees. Thanks to the bipartisan hurricane relief bill we passed, the Overmans and many other farmers like them are getting help. The Overmans are determined to make their business thrive and pass it on to their kids—the next generation of farmers. Lorenda and Harrell, please stand so we can let you and other farmers across our state know that we are with you. We all know about our rural challenges. So that's why last year, I launched Hometown Strong. It's already making a difference, strengthening relationships between state government and over a dozen rural counties. For instance, some small communities didn't know how to get funds to fix up struggling downtowns. Hometown Strong is helping connect them with the right resources to get started. There's also a monster of an issue facing rural communities—internet access. Too many North Carolinians lack the internet connection they need to apply for a job, to do homework or to run a small business. Among households without broadband, about 95 percent of them are in rural areas—a digital divide with very real consequences. This legislature can make a real dent in this problem this session. I'm asking you to join with me in an expansive effort to complete rural broadband projects. We can leverage public/private partnerships to bridge the digital divide and connect all parts of our state to opportunity. Finally, we must be determined to help the people of our state become healthier and we've made important strides. We've protected our clean air and water by punishing polluters and stopping emerging contaminants from being discharged into the Cape Fear River. Every North Carolina family deserves to know their drinking water is safe. In October, our administration got people near coal ash ponds off bottled water, and now they have permanent, safe water. Our Department of Environmental Quality will continue to push for safe storage of coal ash across the state. We also must protect the health of our coastal communities from the threats of offshore drilling. The federal government must hear us loud and clear: not off our coast. And we know too many North Carolinians don't have health insurance. Tonight, I want to talk with you about a bipartisan way that we can get 500 thousand working North Carolinians some help. There are neighbors in your hometowns who are working two jobs that don't provide any health insurance. Doctors and nurses across our state see it every day. Are we willing to help them?

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It's time. Police chiefs and sheriffs say they're overwhelmed by the wreckage of opioid overdose and people who need treatment, not jails. Are we willing to help them? It's time. Business owners say they're tired of paying higher premiums to cover the cost of treating the uninsured in emergency rooms. Are we willing to help them? It is time. Rural hospitals are bordering on bankruptcy and even closing because many of their patients don't have health insurance. Are we willing to help them? Well it's time. Our communities could use an extra 30 to 40 thousand good-paying jobs. Are we willing to help them? It's time. Many North Carolinians are tired of their tax dollars going to Washington to cover people in other states, but not our state. Are we willing to help them? It's time. There is someone in our audience right now who's willing to help them. Dr. Gregory Adams, a pediatrician who practices in Watauga County. He sees the problem of lack of health insurance in his own community. He worries that many people won't get treated for their chronic conditions unless we do something about it. He says it makes no sense to say no to something our federal tax dollars already pay for in other states. Dr. Adams believes that as soon as we can, right now, we should expand Medicaid. So let's follow the doctor's orders. Dr. Adams is determined to keep people healthy. Dr. Adams, please stand so we can acknowledge you and all the doctors, nurses and hospitals that want to do this. Thank you Dr. Adams. Guys, I know we can do this. And I know some of you have some concerns. But let's listen to each other and get this done in a North Carolina way. We can do this, we can do this. When I became your governor, I envisioned a North Carolina where people are healthier, better educated, with more money in their pockets, and where people have the opportunity to live lives of purpose and abundance. I envisioned a North Carolina where every child in every school would get an excellent education that allowed them to pursue their purpose. I envisioned a North Carolina where every family could live fulfilling lives without the cost of health care stealing their dreams. I envisioned a North Carolina where every worker had a big enough paycheck to provide for themselves and their families. Those of you sitting in this House chamber tonight know that what we've outlined is easier said than done. But it's time to start doing. The people of North Carolina are determined for us to work together. They have spoken. They want a more balanced approach to government. They want us to invest in our public schools. They want the education and training they need to get a good-paying job. They want safe drinking water. They want their neighbors to have access to health care. They simply want the opportunity to make the most of their lives. They want us to do our jobs. It's our job to build a better North Carolina that makes that possible, whether a person lives in Cherokee or Chocowinity. There are several of you out there who represent Chocowinity so we need more than one clap. I love this state. I believe you do, too. Every single one of you. I believe we have broad agreement on what we want for our state. We sometimes differ on how to achieve it. But let's debate in good faith, not with political stunts. In the open, not behind closed doors. With respect for those who disagree, not disdain. We need to seek common ground and build solutions upon it. Just like the people I've met along the way, I'm determined. I'm determined to make our state better. I believe you are, too. Starting tonight, let's figure out how to best serve those who sent us here. There is nothing a determined North Carolina cannot do. God bless you, our country, and the great state of North Carolina. Thank you very much."

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Senator Brown and Representative Bell are recognized to escort Governor Roy Cooper from the Hall of the House of Representatives.

Upon motion of Senator Phil Berger, President *Pro Tempore* of the Senate, seconded by Representative Tim Moore, Speaker of the House of Representatives, the Joint Session is dissolved at 7:46 p.m., and pursuant to the motion prevailing earlier in the Senate, the Senate stands adjourned to reconvene on Tuesday, February 26, at 9:30 a.m.

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## SEVENTEENTH DAY

Senate Chamber  
Tuesday, February 26, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:36 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 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 Senator J. Alexander:

**S.B. 124**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS THAT MUST BE MET BEFORE CERTAIN SMALL TOWNS MAY HOLD A MIXED BEVERAGE ELECTION.

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

By Senator Clark:

**S.B. 125**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 21ST SENATORIAL DISTRICT.

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

By Senator Blue:

**S.B. 126**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 14TH SENATORIAL DISTRICT.

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

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By Senators Brown, Daniel, Hise (Primary Sponsors); Edwards, Sanderson and Steinburg:

**S.B. 127**, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATE AGENCIES' OBLIGATIONS TO REFRAIN FROM INTERFERENCE WITH STATE EMPLOYEES' DUTY TO REPORT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES; AND MAKE OTHER CHANGES TO FOSTER GOVERNMENTAL ACCOUNTABILITY TO PREVENT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES.

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

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

**S.B. 128**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

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

By Senators Steinburg (Primary Sponsor); Britt, Chaudhuri, deViere, Garrett, Marcus, Mohammed, Searcy and Van Duyn:

**S.B. 129**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE PURCHASE OF UP TO FOUR YEARS' CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OR THE LOCAL GOVERNMENT EMPLOYEES' RETIREMENT SYSTEM AT FULL COST BY LAW ENFORCEMENT OFFICERS HOLDING AN ADVANCED LAW ENFORCEMENT CERTIFICATE.

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

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 105**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 106**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE APPLICABILITY OF LIMITED IMMUNITY FOR DRUG OVERDOSE VICTIMS, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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

Prayer is offered by The Honorable Todd Johnson, Senator from Union County, as follows:

“Lord, as we go about our legislative duties today, in service to the citizens of North Carolina, let us remember the low priority that God places on kingdoms and the lofty place he has for those among us, particularly the least of these. As we serve North Carolina, help us, Lord, to recognize our underlying service to them. Blessed be the word of the Lord, and may our work today reflect his wisdom and glory. In Christ’s name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, February 25, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Clark and Senator Garrett.

*The Chair extends privileges of the floor to Joset Taylor from Morganton, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

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

**S.B. 56** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---48.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Wednesday, February 27, upon third reading.

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Upon motion of Senator Berger, seconded by Senator Britt, the Senate adjourns at 4:22 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Wednesday, February 27, at 9:30 a.m.

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 92**, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE RULES ADOPTED BY THE NORTH CAROLINA BOARD OF MASSAGE AND BODYWORK THERAPY, referred to the **Rules and Operations of the Senate Committee** on February 20.

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

**S.B. 95**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020, referred to the **Rules and Operations of the Senate Committee** on February 21.

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

**S.B. 103**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 109**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 113**, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON TO PROVIDE EMERGENCY CONTACT INFORMATION TO THE DIVISION OF MOTOR VEHICLES FOR USE BY LAW ENFORCEMENT IN AN EMERGENCY, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 124**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS THAT MUST BE MET BEFORE CERTAIN SMALL TOWNS MAY HOLD A MIXED BEVERAGE ELECTION, referred to the **Rules and Operations of the Senate Committee** on February 26.

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

**S.B. 127**, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATE AGENCIES' OBLIGATIONS TO REFRAIN FROM INTERFERENCE WITH STATE EMPLOYEES' DUTY TO REPORT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES; AND MAKE OTHER CHANGES TO FOSTER GOVERNMENTAL ACCOUNTABILITY TO PREVENT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES, referred to the **Rules and Operations of the Senate Committee** on February 26.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 128**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, referred to the **Rules and Operations of the Senate Committee** on February 26.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

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

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## EIGHTEENTH DAY

Senate Chamber  
Wednesday, February 27, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 9:41 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

**RECESS**

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**INTRODUCTION OF BILLS**

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

By Senators Britt, Krawiec, Chaudhuri (Primary Sponsors); Ballard, deViere, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Searcy, Smith, Van Duyn, Waddell and Woodard:

**S.B. 130**, A BILL TO BE ENTITLED AN ACT ENACTING THE STATE EMPLOYEES' PAID PARENTAL LEAVE ACT.

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

By Senator Foushee:

**S.B. 131**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 23RD SENATORIAL DISTRICT.

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

By Senators Garrett, Robinson (Primary Sponsors); Mohammed and Waddell:

**S.B. 132**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION FOR MEMBERS OF THE GUILFORD COUNTY BOARD OF EDUCATION FROM PARTISAN TO NONPARTISAN.

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

By Senators Johnson, Burgin, Sawyer (Primary Sponsors); T. Alexander, Perry, Steinburg and Waddell:

**S.B. 133**, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE RATE-MAKING LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

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

By Senators Tillman, Ballard, Chaudhuri (Primary Sponsors); Daniel, Edwards, Garrett, Hise, Horner, J. Jackson, Johnson, Lowe, McInnis, McKissick, Mohammed, Newton, Perry, Sanderson, Searcy, Steinburg, Van Duyn, Waddell and Woodard:

**S.B. 134**, A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN LOCAL SCHOOL ADMINISTRATIVE UNITS AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS.

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

By Senator Harrington:

**S.B. 135**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 43RD SENATORIAL DISTRICT.

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

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By Senator Mohammed:

**S.B. 136**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 38TH SENATORIAL DISTRICT.

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

By Senators Smith, Foushee, Van Duyn (Primary Sponsors); deViere, Mohammed, Searcy and Waddell:

**S.B. 137**, A BILL TO BE ENTITLED AN ACT TO ADVANCE ECONOMIC SECURITY IN NORTH CAROLINA BY INCREASING THE STATE MINIMUM WAGE IN PHASES TO FIFTEEN DOLLARS PER HOUR OVER FIVE YEARS, MANDATING EQUAL PAY FOR EQUAL WORK, REQUIRING PAID SICK LEAVE AND FAMILY MEDICAL LEAVE, INCREASING THE TIPPED MINIMUM WAGE, ENDING WAGE THEFT, REQUIRING THE FAIR ASSESSMENT OF PERSONS WITH CRIMINAL HISTORIES BY “BANNING THE BOX,” REPEALING PUBLIC EMPLOYEE COLLECTIVE BARGAINING RESTRICTIONS, AND REENACTING THE EARNED INCOME TAX CREDIT AND TAX CREDITS FOR CHILD CARE AND CERTAIN EMPLOYMENT-RELATED EXPENSES.

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

By Senator Edwards:

**S.B. 138**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF BLACK MOUNTAIN SHALL BE HELD IN EVEN-NUMBERED YEARS.

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

By Senator Edwards:

**S.B. 139**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF MONTREAT SHALL BE HELD IN EVEN-NUMBERED YEARS.

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

By Senator Edwards:

**S.B. 140**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 48TH SENATORIAL DISTRICT.

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

By Senators Edwards, Gunn, J. Alexander (Primary Sponsors) and Steinburg:

**S.B. 141**, A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

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

By Senator J. Jackson:

**S.B. 142**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 37TH SENATORIAL DISTRICT.

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

By Senators Hise (Primary Sponsor); Ballard, Britt, Burgin, Clark, Edwards, Garrett, McInnis, Peterson, Sanderson, Sawyer, Steinburg and Van Duyn:

**S.B. 143**, A BILL TO BE ENTITLED AN ACT TO DELIVER SAFE, ACCESSIBLE, VALUE DIRECTED AND EXCELLENT (SAVE) HEALTH CARE THROUGHOUT NORTH CAROLINA BY MODERNIZING NURSING REGULATIONS.

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

By Senators Hise (Primary Sponsor) and Clark:

**S.B. 144**, A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUM TAX.

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

By Senator Hise:

**S.B. 145**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 47TH SENATORIAL DISTRICT.

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

By Senators Hise (Primary Sponsor) and Daniel:

**S.B. 146**, A BILL TO BE ENTITLED AN ACT ADOPTING THE LINVILLE CAVERNS SPIDER AS THE STATE'S OFFICIAL SPIDER.

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

By Senator D. Davis:

**S.B. 147**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 5TH SENATORIAL DISTRICT.

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

By Senator D. Davis:

**S.B. 148**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LAW ENFORCEMENT AGENCIES TO HAVE SOLE DISCRETION TO RELEASE RECORDINGS FOR THE PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION AND FOR NONCRIMINAL INVESTIGATIVE PURPOSES.

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

By Senators D. Davis and Perry (Primary Sponsors):

**S.B. 149**, A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE OR PROVIDE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER.

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

February 27, 2019

By Senators D. Davis (Primary Sponsor); Lowe and Waddell:

**S.B. 150**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE GREENE COUNTY ARTS AND HISTORICAL SOCIETY.

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

By Senators McInnis, Britt, J. Davis (Primary Sponsors); Johnson, Sanderson and Steinburg:

**S.B. 151**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY.

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

By Senators Robinson, Foushee (Primary Sponsors) and Lowe:

**S.B. 152**, A BILL TO BE ENTITLED AN ACT TO RESTORE THE SALES TAX REFUND AUTHORIZED FOR LOCAL SCHOOL ADMINISTRATIVE UNITS.

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

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 123**, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TO BE TRANSFERRED BETWEEN A CHARTER SCHOOL AND A LOCAL SCHOOL ADMINISTRATIVE UNIT, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 148**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LAW ENFORCEMENT AGENCIES TO HAVE SOLE DISCRETION TO RELEASE RECORDINGS FOR THE PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION AND FOR NONCRIMINAL INVESTIGATIVE PURPOSES, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 138**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF BLACK MOUNTAIN SHALL BE HELD IN EVEN-NUMBERED YEARS, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 139**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF MONTREAT SHALL BE HELD IN EVEN-NUMBERED YEARS, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 144**, A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUM TAX, referred to the **Rules and Operations of the Senate Committee** on February 27.

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

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator McInnis for the **Transportation Committee**:

**S.B. 61**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON, with a favorable report.

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

**S.B. 68**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES, with a favorable report.

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

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

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

February 27, 2019

“Father, Lord God, the mightiest up above and divine creator of all, we want to thank you for the past weeks that we have been here in this assembly. You have kept us far from harm’s way, and you have sheltered us. We also want to thank you for uplifting us when we were in doubt of your power, and we hope you will continue to do so. Lord, let every day in this assembly be good. We ask you to renew our faith in you, and never let us waver from our paths. We pray with confidence today, knowing that the Lord Almighty is always with us. In Jesus’ name we pray. And all the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, February 26, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

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

*The Chair extends privileges of the floor to Connie Mason from Wilmington, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

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

**S.B. 56** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---49.

Voting in the negative: None.

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

### ADDITIONAL SPONSOR

Upon motion of Senator Hise, without objection, Senate Rule 40 is suspended and Senator J. Davis is added as a primary sponsor of previously introduced legislation:

**S.B. 143**, A BILL TO BE ENTITLED AN ACT TO DELIVER SAFE, ACCESSIBLE, VALUE DIRECTED AND EXCELLENT (SAVE) HEALTH CARE THROUGHOUT NORTH CAROLINA BY MODERNIZING NURSING REGULATIONS.

February 27, 2019

Upon motion of Senator Berger, seconded by Senator Chaudhuri, the Senate adjourns at 4:13 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Thursday, February 28, at 10:30 a.m.

**MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

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

ROY COOPER  
GOVERNOR

February 27, 2019

**VIA HAND DELIVERY**

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

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. § 97-77(a1), I am pleased to nominate Representative Kenneth L. Goodman of Richmond County to serve on the North Carolina Industrial Commission for a term beginning on May 1, 2019 and hereby submit his name for confirmation by the General Assembly.

I am grateful for Representative Goodman'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

**ENROLLED BILL**

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

**S.B. 75, AN ACT TO RESTORE THE NUMBER OF JUDGES ON THE  
NORTH CAROLINA COURT OF APPEALS TO FIFTEEN.**

February 27, 2019

**ADDITIONAL BILL SPONSORS**

Senator T. Alexander, Senator Johnson, Senator Krawiec, and Senator Perry request to be added as co-sponsors of previously introduced legislation:

**S.B. 129**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE PURCHASE OF UP TO FOUR YEARS' CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OR THE LOCAL GOVERNMENT EMPLOYEES' RETIREMENT SYSTEM AT FULL COST BY LAW ENFORCEMENT OFFICERS HOLDING AN ADVANCED LAW ENFORCEMENT CERTIFICATE.

**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. 75**, AN ACT TO RESTORE THE NUMBER OF JUDGES ON THE NORTH CAROLINA COURT OF APPEALS TO FIFTEEN. (Became law upon approval of the Governor, February 27, 2019 - S.L. 2019-2)

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

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**NINETEENTH DAY**

Senate Chamber  
Thursday, February 28, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

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

"Our dear God and our Father, we thank thee, and we love thee as the creator of all good and beautiful gifts. We thank thee for this day that you have given us. We thank thee for the time that you have given us to serve. We ask that you would continue to be with us and that you'd continue to uplift us as we continue to serve this Old North State. These things we ask in thy name, we pray. And all of the people said, 'Amen.'"

Senator T. Alexander announces that the Senate Journal of Wednesday, February 27, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

February 28, 2019



Upon motion of Senator Burgin, seconded by Senator Ford, the Senate adjourns at 10:35 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, March 4, at 2:00 p.m.

### INTRODUCTION OF BILLS

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

By Senator Fitch:

**S.B. 153**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 4TH SENATORIAL DISTRICT.

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

By Senators J. Davis (Primary Sponsor); Chaudhuri, Edwards, Hise, Lowe, Perry and Tillman:

**S.B. 154**, A BILL TO BE ENTITLED AN ACT TO ENABLE WAGERING ON SPORTING EVENTS ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT.

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

By Senators J. Jackson, Bishop, Daniel (Primary Sponsors) and Waddell:

**S.B. 155**, A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION.

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

By Senators J. Jackson, Bishop, Daniel (Primary Sponsors); D. Davis and Marcus:

**S.B. 156**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CONDITIONS OF PRETRIAL RELEASE ALSO APPLY TO PRETRIAL DETENTION AND NO-CONTACT PRETRIAL RELEASE CONDITIONS MAY BE SET IMMEDIATELY FOLLOWING ARREST FOR DEFENDANTS CHARGED WITH CERTAIN CRIMES OF DOMESTIC VIOLENCE.

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

By Senators Johnson (Primary Sponsor) and McInnis:

**S.B. 157**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO PROVIDE A GRANT-IN-AID TO BRIDGE TO RECOVERY, INC., FOR THE PROVISION OF SUBSTANCE USE DISORDER TREATMENT AND RECOVERY SERVICES IN THE CITY OF MONROE.

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

February 28, 2019

By Senator McInnis:

**S.B. 158**, A BILL TO BE ENTITLED AN ACT TO ALLOW RURAL CENSUS TRACTS OF TIER THREE COUNTIES TO BE ELIGIBLE FOR UTILITY ACCOUNT FUNDS.

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

By Senator McInnis:

**S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROVIDE MULTICAMPUS FUNDING FOR THE SCOTLAND COUNTY CAMPUS OF RICHMOND COMMUNITY COLLEGE.

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

By Senators Hise, T. Alexander, and D. Davis (Primary Sponsors):

**S.B. 160**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LIFE CHANGING EXPERIENCES SCHOOL PILOT PROGRAM FOR THE 2019-2021 FISCAL BIENNIUM.

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

By Senators Krawiec, Bishop, Hise (Primary Sponsors); Ballard, Clark, Lowe, Perry and Sawyer:

**S.B. 161**, A BILL TO BE ENTITLED AN ACT ENACTING THE NORTH CAROLINA CAREGIVERS ACT.

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

By Senators Krawiec, Rabon, Lowe (Primary Sponsors); Britt, D. Davis, Gunn, Hise, B. Jackson, Johnson, McInnis and Waddell:

**S.B. 162**, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LOAN ORIGATION FEE FOR NORTH CAROLINA BANKS AND TO ADJUST THE LATE PAYMENT CHARGE FOR CERTAIN LOANS.

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

By Senators Krawiec, Daniel, Hise (Primary Sponsors); Ballard and Ford:

**S.B. 163**, A BILL TO BE ENTITLED AN ACT REQUIRING PARENTAL NOTIFICATION AND AGREEMENT PRIOR TO ISSUING AN ORDER TO WITHHOLD CARDIOPULMONARY RESUSCITATION AND OTHER LIFE-PROLONGING MEASURES FROM PATIENTS WHO ARE UNEMANCIPATED MINORS.

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

By Senators Fitch (Primary Sponsor) and Lowe:

**S.B. 164**, A BILL TO BE ENTITLED AN ACT AUTHORIZING EDGECOME AND HALIFAX COUNTIES TO PROVIDE COMMUNICATIONS SERVICE AS A PUBLIC ENTERPRISE.

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

By Senators Fitch (Primary Sponsor) and Lowe:

**S.B. 165**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE NORTH CAROLINA STATE LOTTERY COMMISSION TO LICENSE AND REGULATE OFF-TRACK PARI-MUTUEL HORSE RACE WAGERING.

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

By Senators Garrett and Robinson (Primary Sponsors):

**S.B. 166**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM TO PROMOTE THE DEVELOPMENT OF SMALL BUSINESSES IN THE CITY AND TO ENHANCE THE OPPORTUNITIES FOR SMALL BUSINESSES TO PARTICIPATE IN CITY CONTRACTS.

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

By Senators Smith, Foushee (Primary Sponsors); Lowe, Marcus, Mohammed and Waddell:

**S.B. 167**, A BILL TO BE ENTITLED AN ACT TO CODIFY THE NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY POLICY THAT PROHIBITS THE RESTRAINT OF PREGNANT PRISONERS AND DETAINEES AND TO APPROPRIATE FUNDS.

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

By Senators McKissick, Hise (Primary Sponsors); Lowe, Marcus and Waddell:

**S.B. 168**, A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIDIOL AND EXPANDING THE PERMISSIBLE USE OF CANNABIDIOL AS AN ALTERNATIVE TREATMENT TO CHRONIC CONDITIONS.

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

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 3**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES.

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

**H.B. 32**, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM COLLABORATIVE LAW ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

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

February 28, 2019

**H.B. 33**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO REPEAL THE APPOINTING AUTHORITY OF THE CHARLOTTE SCHOOL OF LAW, WHICH HAS CLOSED; TO PROVIDE FOR THE TERMS OF MEMBERS TO BEGIN ON SEPTEMBER 1 RATHER THAN JUNE 1; AND TO HARMONIZE TWO PROVISIONS DEALING WITH VACANCIES AND HOLDOVER MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

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

**H.B. 72**, A BILL TO BE ENTITLED AN ACT TO EXPRESS THE SUPPORT OF THE GENERAL ASSEMBLY FOR MULTIPLE RECESS PERIODS FOR PUBLIC SCHOOLS LOCATED IN LINCOLN COUNTY AND UNION COUNTY.

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

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

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

**S.B. 61**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON, with a favorable report.

Senator Rabon orders the bill placed on the calendar of Tuesday, March 5.

**S.B. 68**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES, with a favorable report.

By Senator Gunn for the **Commerce and Insurance Committee**:

**S.B. 86**, A BILL TO BE ENTITLED AN ACT TO CREATE GREATER OPPORTUNITIES FOR SMALL EMPLOYERS TO PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Health Care Committee**.

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

February 28, 2019

**S.B. 141**, A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 27.

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

**S.B. 151**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY, referred to the **Rules and Operations of the Senate Committee** on February 27.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 155**, A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, referred to the **Rules and Operations of the Senate Committee** on February 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 156**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CONDITIONS OF PRETRIAL RELEASE ALSO APPLY TO PRETRIAL DETENTION AND NO-CONTACT PRETRIAL RELEASE CONDITIONS MAY BE SET IMMEDIATELY FOLLOWING ARREST FOR DEFENDANTS CHARGED WITH CERTAIN CRIMES OF DOMESTIC VIOLENCE, referred to the **Rules and Operations of the Senate Committee** on February 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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

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#### TWENTIETH DAY

Senate Chamber  
Monday, March 4, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

**RECESS**

March 4, 2019

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

By Senators Chaudhuri, Tillman, Marcus (Primary Sponsors); Mohammed, Robinson and Waddell:

**S.B. 169**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LENGTH OF LEGISLATIVE SESSIONS.

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

By Senators Tillman, Ballard, Horner (Primary Sponsors); McInnis, Perry and Robinson:

**S.B. 170**, A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR PRINCIPAL BONUSES PROVIDED IN THE 2018-2019 FISCAL YEAR AND TO PROVIDE ADDITIONAL PAYMENTS IN ACCORDANCE WITH THAT EXPANDED ELIGIBILITY.

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

By Senators deViere, Clark (Primary Sponsors) and Foushee:

**S.B. 171**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CUMBERLAND COUNTY SCHOOLS IN ADOPTING THE SCHOOL CALENDAR.

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

By Senator Hise:

**S.B. 172**, A BILL TO BE ENTITLED AN ACT ADOPTING THE GOLD FESTIVAL IN OLD FORT AS THE STATE'S OFFICIAL GOLD FESTIVAL.

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

By Senators Brown, D. Davis, Sanderson (Primary Sponsors); Hise, B. Jackson and Steinburg:

**S.J.R. 173**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER B. JONES, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

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

By Senators Brown, Edwards (Primary Sponsors) and Sanderson:

**S.J.R. 174**, A JOINT RESOLUTION CONFIRMING THE GOVERNOR'S REAPPOINTMENT OF RAYMOND E. GRACE TO THE OFFICE OF COMMISSIONER OF BANKS.

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

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

March 4, 2019

**S.B. 162**, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LOAN ORIGATION FEE FOR NORTH CAROLINA BANKS AND TO ADJUST THE LATE PAYMENT CHARGE FOR CERTAIN LOANS, referred to the **Rules and Operations of the Senate Committee** on February 28.

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

**S.B. 84**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING, referred to the **Rules and Operations of the Senate Committee** on February 20.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 102**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INTERNATIONAL CIVIL RIGHTS CENTER & MUSEUM, referred to the **Rules and Operations of the Senate Committee** on February 21.

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

**S.B. 110**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF GREENSBORO TO SUPPORT HOUSING RESTORATION NEEDS IN THE AFTERMATH OF THE APRIL 2018 TORNADO, referred to the **Rules and Operations of the Senate Committee** on February 25.

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

**S.B. 150**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE GREENE COUNTY ARTS AND HISTORICAL SOCIETY, referred to the **Rules and Operations of the Senate Committee** on February 27.

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

**S.B. 157**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO PROVIDE A GRANT-IN-AID TO BRIDGE TO RECOVERY, INC., FOR THE PROVISION OF SUBSTANCE USE DISORDER TREATMENT AND RECOVERY SERVICES IN THE CITY OF MONROE, referred to the **Rules and Operations of the Senate Committee** on February 28.

March 4, 2019

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

**S.B. 159**, A BILL TO BE ENTITLED AN ACT TO PROVIDE MULTICAMPUS FUNDING FOR THE SCOTLAND COUNTY CAMPUS OF RICHMOND COMMUNITY COLLEGE, referred to the **Rules and Operations of the Senate Committee** on February 28.

The bill is re-referred to the **Appropriations/Base Budget Committee** 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 The Honorable Dan Forest, Lieutenant Governor.

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

“Father, let the spirit of your righteousness be released and established in us and in every place where you have given us jurisdiction. Let your righteous kingdom come, let your will be done in earth as it is in heaven. In Jesus’ name, Amen.”

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

The Chair grants leaves of absence for today to Senator Daniel, Senator Searcy, and Senator Smith.

### CALENDAR

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

**S.B. 68**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

### SENATE PAGES

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

March 4, 2019



Megan Davis, Franklin; Nora Flynn-McIver, Asheville; Kiana Linehan, Waxhaw; Payton Martin, Lewisville; Antonio Massenberg, Jr.,\* Willard; Sherray Parker,\* Kannapolis; Imani Simmons, Raleigh; Zach Smith, Bailey; Ayonna Washington,\* Forest City; Jake Willis, Cherryville; Kennedy Young, Asheville; and Tyler Zanolio,\* Cary.

\*Members of SaySo (Strong Able Youth Speaking Out)

Upon motion of Senator Berger, seconded by Senator J. Davis, the Senate adjourns at 7:09 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, March 5, at 9:30 a.m.

#### **ADDITIONAL BILL SPONSOR**

Senator T. Alexander requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 163**, A BILL TO BE ENTITLED AN ACT REQUIRING PARENTAL NOTIFICATION AND AGREEMENT PRIOR TO ISSUING AN ORDER TO WITHHOLD CARDIOPULMONARY RESUSCITATION AND OTHER LIFE-PROLONGING MEASURES FROM PATIENTS WHO ARE UNEMANCIPATED MINORS.

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

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#### **TWENTY-FIRST DAY**

Senate Chamber  
Tuesday, March 5, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

#### **RECESS**

#### **INTRODUCTION OF BILLS**

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

March 5, 2019

By Senators Waddell, Marcus, Mohammed (Primary Sponsors); deViere, Fitch, Foushee, Garrett, Nickel, Peterson, Robinson, Searcy and Van Duyn:

**S.B. 175**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO ELIMINATE THE WAITLIST FOR THE NC PRE-KINDERGARTEN (NC PRE-K) PROGRAM STATEWIDE.

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

By Senators Waddell, Marcus, Mohammed (Primary Sponsors); Fitch, Foushee, Nickel, Peterson and Van Duyn:

**S.B. 176**, A BILL TO BE ENTITLED AN ACT TO MODIFY SCHOOL PERFORMANCE GRADES TO PROVIDE THAT ALL SCHOOLS RECEIVE A SCHOOL PERFORMANCE GRADE FOR SCHOOL ACHIEVEMENT AND A SCHOOL PERFORMANCE GRADE FOR SCHOOL GROWTH.

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

By Senator Sanderson:

**S.B. 177**, A BILL TO BE ENTITLED AN ACT TO TEMPORARILY MODIFY THE PURPOSES FOR WHICH CARTERET COUNTY MAY USE THE PROCEEDS OF THE ONE-QUARTER CENT LOCAL SALES AND USE TAX AUTHORIZED BY ARTICLE 46 OF CHAPTER 105 OF THE GENERAL STATUTES.

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

By Senator Bishop:

**S.B. 178**, A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE.

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

By Senators B. Jackson, Britt, McInnis (Primary Sponsors); Clark, deViere, Robinson, Sanderson and Van Duyn:

**S.B. 179**, A BILL TO BE ENTITLED AN ACT TO CREATE A SPECIAL SEPARATION ALLOWANCE FOR STATE AND LOCAL FIREFIGHTERS AND RESCUE SQUAD WORKERS.

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

By Senators D. Davis, Horner, and Perry (Primary Sponsors):

**S.B. 180**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO SUPPORT THE OPERATIONS OF THE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY.

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

By Senators D. Davis and Horner (Primary Sponsors):

**S.B. 181**, A BILL TO BE ENTITLED AN ACT TO RESTORE FUNDING FOR ACADEMIC AFFAIRS AT EAST CAROLINA UNIVERSITY.

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

By Senator D. Davis:

**S.B. 182**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INNOVATION EARLY COLLEGE HIGH SCHOOL.

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

By Senators D. Davis, Horner, and Perry (Primary Sponsors):

**S.B. 183**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO DEVELOP PLANS FOR THE CONSTRUCTION OF A NEW MEDICAL EDUCATION BUILDING AT THE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY.

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

#### **RE-REFERRAL OF BILLS AND A RESOLUTION**

Senator Rabon orders the following bills and resolution withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.J.R. 174**, A JOINT RESOLUTION CONFIRMING THE GOVERNOR'S REAPPOINTMENT OF RAYMOND E. GRACE TO THE OFFICE OF COMMISSIONER OF BANKS, referred to the **Rules and Operations of the Senate Committee** on March 4.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

**S.B. 175**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO ELIMINATE THE WAITLIST FOR THE NC PRE-KINDERGARTEN (NC PRE-K) PROGRAM STATEWIDE, referred to the **Rules and Operations of the Senate Committee** on March 5.

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

**S.B. 180**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO SUPPORT THE OPERATIONS OF THE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on March 5.

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

**S.B. 181**, A BILL TO BE ENTITLED AN ACT TO RESTORE FUNDING FOR ACADEMIC AFFAIRS AT EAST CAROLINA UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on March 5.

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

March 5, 2019

**S.B. 182**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INNOVATION EARLY COLLEGE HIGH SCHOOL, referred to the **Rules and Operations of the Senate Committee** on March 5.

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

**S.B. 183**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO DEVELOP PLANS FOR THE CONSTRUCTION OF A NEW MEDICAL EDUCATION BUILDING AT THE BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on March 5.

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

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Britt for the **Judiciary Committee**:

**S.B. 155**, A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, with a favorable report.

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

**S.B. 127**, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATE AGENCIES' OBLIGATIONS TO REFRAIN FROM INTERFERENCE WITH STATE EMPLOYEES' DUTY TO REPORT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES; AND MAKE OTHER CHANGES TO FOSTER GOVERNMENTAL ACCOUNTABILITY TO PREVENT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES, 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, 15086, is adopted and engrossed.

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

March 5, 2019

By Senator Horner for the **State and Local Government Committee**:

**S.B. 80**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

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

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, thank you for this day. We thank you for your grace, your mercy, and your love. We thank you for bringing us all here today. We pray that you will guide and direct our thoughts, words, and deeds. Protect our military protecting us around this world. We praise you for all that you do. In Jesus’ name, Amen.”

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

The Chair grants leaves of absence for today to Senator Chaudhuri, Senator Gallimore, and Senator Searcy.

*The Chair extends privileges of the floor to Dr. Thompson Forbes from Greenville, North Carolina, and to Wendy Murphy from Greenville, North Carolina, who are serving the Senate as Nurses of the Day.*

### CALENDAR

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

**S.B. 61**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Burgin, the Senate adjourns at 4:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, March 6, at 10:00 a.m.

March 5, 2019

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Horner for the **State and Local Government Committee**:

**S.B. 63**, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, 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, 35073, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

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

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**TWENTY-SECOND DAY**

Senate Chamber  
Wednesday, March 6, 2019

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

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

"Thou who art eternal, we thank thee for this day. We thank thee for waking us up and starting us on our way. We ask that you'd continue to be with us in our work and our deliberation in the things that we are here doing in the business of the Old North State. We ask that you would be with us as we continue to walk in thy steps. These things we pray. And all of the people said, 'Amen.'"

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

Upon motion of Senator Rabon, seconded by Senator T. Alexander, the Senate adjourns at 10:03 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, March 7, at 12:00 p.m.

March 6, 2019

**INTRODUCTION OF BILLS**

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

By Senators McKissick, Van Duyn, Smith (Primary Sponsors); Blue, Chaudhuri, Clark, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, Mohammed, Nickel, Peterson, Robinson, Searcy, Waddell and Woodard:

**S.B. 184**, A BILL TO BE ENTITLED AN ACT TO RATIFY THE EQUAL RIGHTS AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES OF AMERICA RELATING TO EQUAL RIGHTS FOR MEN AND WOMEN.

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

By Senators Sanderson, Krawiec, Johnson (Primary Sponsors); Bishop, Chaudhuri, D. Davis, deViere, Garrett, J. Jackson, Marcus, Nickel, Searcy, and Steinburg:

**S.B. 185**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTH CAROLINA POLICE BENEVOLENT ASSOCIATION CAN APPOINT ONE FULL-TIME SWORN LAW-ENFORCEMENT OFFICER TO SERVE ON THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION.

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

By Senator Sanderson:

**S.B. 186**, A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY.

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

By Senators deViere, Clark (Primary Sponsors) and Foushee:

**S.B. 187**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE MARTIN LUTHER KING, JR. PARK.

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

By Senators Burgin (Primary Sponsor); T. Alexander, Clark, D. Davis, deViere, Ford, Gallimore, J. Jackson, Marcus, Sanderson and Steinburg:

**S.B. 188**, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCOME TAX RELIEF FOR MEMBERS OF THE ARMED FORCES OF THE UNITED STATES.

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

March 6, 2019

By Senators Tillman, Gunn, Robinson (Primary Sponsors); Foushee and Garrett:

**S.B. 189**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY SCHOOLS TO ESTABLISH AND OPERATE AN INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM IN ITS TRADITIONAL HIGH SCHOOLS AND TO PROVIDE FOR A TAX CREDIT FOR CERTAIN PARTICIPANTS IN THE INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM.

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

By Senator McInnis:

**S.B. 190**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR.

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

By Senators Waddell, Bishop (Primary Sponsors); Daniel, Hise and Steinburg:

**S.B. 191**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION.

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

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 127** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY STATE AGENCIES' OBLIGATIONS TO REFRAIN FROM INTERFERENCE WITH STATE EMPLOYEES' DUTY TO REPORT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES; AND MAKE OTHER CHANGES TO FOSTER GOVERNMENTAL ACCOUNTABILITY TO PREVENT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES, with a favorable report.

**S.B. 155**, A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, with a favorable report.

March 6, 2019



By Senator Daniel for the **Judiciary Committee**:

**S.B. 20**, A BILL TO BE ENTITLED AN ACT TO ENACT THE EMERGENCY WORKER PROTECTION ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15104, is adopted and engrossed.

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

**S.B. 106**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE APPLICABILITY OF LIMITED IMMUNITY FOR DRUG OVERDOSE VICTIMS, 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, 45089, is adopted and engrossed.

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

By Senator J. Davis for the **Transportation Committee**:

**S.B. 113**, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON TO PROVIDE EMERGENCY CONTACT INFORMATION TO THE DIVISION OF MOTOR VEHICLES FOR USE BY LAW ENFORCEMENT IN AN EMERGENCY, with a favorable report.

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

**S.B. 105**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35079, is adopted and engrossed.

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

#### **ADDITIONAL BILL SPONSORS**

Senator Johnson requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 130**, A BILL TO BE ENTITLED AN ACT ENACTING THE STATE EMPLOYEES' PAID PARENTAL LEAVE ACT.

March 6, 2019

Senator D. Davis and Senator Peterson request to be added as co-sponsors of previously introduced legislation:

**S.B. 184**, A BILL TO BE ENTITLED AN ACT TO RATIFY THE EQUAL RIGHTS AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES OF AMERICA RELATING TO EQUAL RIGHTS FOR MEN AND WOMEN.

Senator Searcy requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 185**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTH CAROLINA POLICE BENEVOLENT ASSOCIATION CAN APPOINT ONE FULL-TIME SWORN LAW-ENFORCEMENT OFFICER TO SERVE ON THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION.

Senator D. Davis requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 188**, A BILL TO BE ENTITLED AN ACT TO PROVIDE INCOME TAX RELIEF FOR MEMBERS OF THE ARMED FORCES OF THE UNITED STATES.

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### TWENTY-THIRD DAY

Senate Chamber  
Thursday, March 7, 2019

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

Prayer is offered by Lieutenant Governor Forest, as follows:

“Lord, we thank you for this day and for this opportunity to come to this chamber and serve you. We pray, Lord, that we will do that with the utmost humility and that you will give us wisdom and knowledge as we proceed so that we may serve the people of North Carolina well. We pray this in Christ’s name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, March 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

March 7, 2019

The Chair grants leaves of absence for today to Senator T. Alexander, Senator Blue, Senator Fitch, Senator Rabon, and Senator Van Duyn.

*The Chair extends privileges of the floor to Kristie King from Asheville, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILL

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

**S.B. 77**, AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF HURRICANE MICHAEL AFTER THE ORIGINAL DEADLINE.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Bishop for the **Health Care Committee**:

**S.B. 86**, A BILL TO BE ENTITLED AN ACT TO CREATE GREATER OPPORTUNITIES FOR SMALL EMPLOYERS TO PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45094, is adopted and engrossed.

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

### CALENDAR

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

**S.B. 127** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY STATE AGENCIES' OBLIGATIONS TO REFRAIN FROM INTERFERENCE WITH STATE EMPLOYEES' DUTY TO REPORT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES; AND MAKE OTHER CHANGES TO FOSTER GOVERNMENTAL ACCOUNTABILITY TO PREVENT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES, upon second reading.

Senator McKissick offers Amendment No. 1, which is adopted (44-0).

March 7, 2019

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

Senator Hise offers Amendment No. 2, which is adopted (44-0).

The Committee Substitute bill, as amended, passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 155**, A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, upon second reading.

The bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Garrett, the Senate adjourns at 12:18 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, March 11, at 2:00 p.m.

### INTRODUCTION OF BILLS

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

By Senators Daniel, Hise, Tillman (Primary Sponsors); Burgin, J. Davis, Ford, Johnson, Krawiec, Perry, Sanderson and Steinburg:

**S.B. 192**, A BILL TO BE ENTITLED AN ACT TO CREATE THE POSITION OF TEACHER RESOURCE OFFICER, TO PERMIT LAW ENFORCEMENT AGENCIES TO OBTAIN CERTIFICATION FOR CANDIDATE TEACHER RESOURCE OFFICERS, TO ESTABLISH THE CANDIDATE TEACHER RESOURCE OFFICER GRANT PROGRAM, TO PROVIDE SUPPLEMENTAL PAY TO TEACHER RESOURCE OFFICERS, TO ENCOURAGE PRIVATE SCHOOLS TO COORDINATE WITH LOCAL LAW ENFORCEMENT AGENCIES TO ADOPT SCHOOL RISK MANAGEMENT PLANS, TO PROVIDE THAT CERTAIN EMPLOYEES AND VOLUNTEERS AT PRIVATE SCHOOLS MAY CARRY CERTAIN WEAPONS ON EDUCATIONAL PROPERTY WHEN AUTHORIZED BY THE SCHOOL BOARD OF TRUSTEES OR SCHOOL ADMINISTRATIVE DIRECTOR, AND TO PROVIDE THAT A PERSON WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY CERTAIN WEAPONS ON EDUCATIONAL PROPERTY THAT IS THE LOCATION OF BOTH A SCHOOL AND A PLACE OF RELIGIOUS WORSHIP WHEN THE PERSON IS ATTENDING WORSHIP SERVICES AND OTHER SACERDOTAL FUNCTIONS AT THE PLACE OF RELIGIOUS WORSHIP AS LONG AS STUDENTS ARE NOT ATTENDING CLASS.

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

March 7, 2019

By Senators J. Jackson, J. Davis, McInnis (Primary Sponsors); Lowe and Waddell:

**S.B. 193**, A BILL TO BE ENTITLED AN ACT TO IMPOSE LIABILITY INSURANCE REQUIREMENTS ON MOTOCROSS RACING FACILITIES OPEN TO THE PUBLIC.

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

By Senator Ballard:

**S.B. 194**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON.

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

By Senator D. Davis:

**S.B. 195**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A TIME FOR SCIENCE IN PITT COUNTY.

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

By Senator D. Davis:

**S.B. 196**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE LOST SHEEP RESOURCE FOUNDATION.

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

By Senator D. Davis:

**S.B. 197**, A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY.

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

By Senator D. Davis:

**S.B. 198**, A BILL TO BE ENTITLED AN ACT EXTENDING THE TERMS OF OFFICE FROM TWO TO FOUR YEARS FOR MUNICIPAL ELECTIONS IN THE TOWN OF BETHEL BEGINNING IN 2021.

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

By Senators Britt, Harrington, Chaudhuri (Primary Sponsors); Bishop, Burgin, J. Davis, Hise, Johnson, Krawiec, Marcus, McInnis, Sanderson and Steinburg:

**S.B. 199**, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEX ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE MANDATORY DUTY OF REPORTING CHILD ABUSE, AND TO PROTECT CHILDREN FROM ONLINE PREDATORS.

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

By Senators Britt (Primary Sponsor); Bishop, Burgin, Daniel, D. Davis, J. Davis, Marcus, McInnis, Sanderson, Smith and Steinburg:

**S.B. 200**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION.

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

March 7, 2019

By Senator Britt:

**S.B. 201**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON.

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

By Senators Britt, McInnis, McKissick (Primary Sponsors); Bishop, Daniel, J. Davis and Marcus:

**S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS.

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

By Senators Waddell, Fitch, J. Jackson (Primary Sponsors); Lowe and Smith:

**S.B. 203**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ETHICS TRAINING FOR CERTAIN SCHOOL EMPLOYEES.

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

By Senator Krawiec:

**S.B. 204**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE VILLAGE OF TOBACCOVILLE TO USE POWELL BILL FUNDS FOR THE PLANNING, CONSTRUCTION, AND MAINTENANCE OF PARKS AND RECREATIONAL FACILITIES.

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

By Senator Krawiec:

**S.B. 205**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE VILLAGE OF CLEMMONS.

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

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

The following messages are received from the House of Representatives:

**H.B. 30**, A BILL TO BE ENTITLED AN ACT TO ADOPT ICE CREAM AS THE OFFICIAL STATE FROZEN TREAT.

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

**H.B. 52**, A BILL TO BE ENTITLED AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS.

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

**H.B. 57**, A BILL TO BE ENTITLED AN ACT TO CREATE A TERM FOR PUBLIC SCHOOLS THAT INCLUDES THE VARIOUS TYPES OF PUBLIC SCHOOLS IN THE STATE AND TO CODIFY THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL PROGRAM.

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

March 7, 2019

**H.B. 59**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF WINSTON-SALEM TO CONVEY CITY-OWNED REAL PROPERTY FOR THE PURPOSE OF INCREASING THE SUPPLY OF AFFORDABLE HOUSING FOR LOW- AND MODERATE-INCOME PERSONS.

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

**H.B. 73** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE INSTRUCTION IN CIVIC RESPONSIBILITY IN ELEMENTARY, MIDDLE, AND HIGH SCHOOL COURSES.

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

**H.B. 75** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DEVELOPMENT OF A MENTAL HEALTH SCREENING PROCESS FOR CHILDREN IN NORTH CAROLINA PUBLIC SCHOOLS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SCHOOL SAFETY.

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

**H.B. 218** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT THE PROCEEDINGS OF THE HOUSE OF REPRESENTATIVES ARE BROADCAST TO THE GENERAL PUBLIC AND TO STUDY THE FEASIBILITY OF TELEVISIONING ALL SESSIONS.

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

**H.J.R. 253**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES C. GILLEN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION.

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

**H.J.R. 255**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENTS LOUIS A. BLEDSOE, III, AS A SPECIAL SUPERIOR COURT JUDGE.

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

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 46**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS, referred to the **Rules and Operations of the Senate Committee** on February 13.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

March 7, 2019

**S.B. 88**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES REGULATING ELECTRICAL CONTRACTORS TO ENABLE LICENSED ELECTRICAL CONTRACTORS EMPLOYED BY SCHOOLS, HOSPITALS, AND NONPROFITS TO MAKE REPAIRS AND CONDUCT MAINTENANCE AT ALL FACILITIES AT ALL TIMES WHEN DONE AT THE DIRECTION OF THE SCHOOL, HOSPITAL, OR NONPROFIT, referred to the **Rules and Operations of the Senate Committee** on February 20.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 55**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES, referred to the **Rules and Operations of the Senate Committee** on February 14.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 161**, A BILL TO BE ENTITLED AN ACT ENACTING THE NORTH CAROLINA CAREGIVERS ACT, referred to the **Rules and Operations of the Senate Committee** on February 28.

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

**S.B. 168**, A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIDIOL AND EXPANDING THE PERMISSIBLE USE OF CANNABIDIOL AS AN ALTERNATIVE TREATMENT TO CHRONIC CONDITIONS, referred to the **Rules and Operations of the Senate Committee** on February 28.

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

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator J. Alexander for the **Commerce and Insurance Committee**:

**S.B. 162**, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LOAN ORIGATION FEE FOR NORTH CAROLINA BANKS AND TO ADJUST THE LATE PAYMENT CHARGE FOR CERTAIN LOANS, with a favorable report.

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

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**S.B. 66**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," 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, 15107, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

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

**S.B. 20** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE EMERGENCY WORKER PROTECTION ACT, with a favorable report.

**S.B. 105** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM, with a favorable report.

Senator Rabon places the Committee Substitute bill on the calendar of Tuesday, March 12.

**S.B. 106** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THE APPLICABILITY OF LIMITED IMMUNITY FOR DRUG OVERDOSE VICTIMS, with a favorable report.

**S.B. 113**, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON TO PROVIDE EMERGENCY CONTACT INFORMATION TO THE DIVISION OF MOTOR VEHICLES FOR USE BY LAW ENFORCEMENT IN AN EMERGENCY, with a favorable report.

Senator Rabon places the bill on the calendar of Tuesday, March 12.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 187**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE MARTIN LUTHER KING, JR. PARK, referred to the **Rules and Operations of the Senate Committee** on March 6.

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

March 7, 2019

**S.B. 194**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON, referred to the **Rules and Operations of the Senate Committee** on March 7.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 195**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A TIME FOR SCIENCE IN PITT COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 7.

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

**S.B. 196**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE LOST SHEEP RESOURCE FOUNDATION, referred to the **Rules and Operations of the Senate Committee** on March 7.

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

**H.J.R. 255**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENTS LOUIS A. BLEDSOE, III, AS A SPECIAL SUPERIOR COURT JUDGE, referred to the **Rules and Operations of the Senate Committee** on March 7.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

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

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#### TWENTY-FOURTH DAY

Senate Chamber  
Monday, March 11, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

**RECESS**

March 11, 2019

**INTRODUCTION OF BILLS**

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

By Senator Johnson:

**S.B. 206**, A BILL TO BE ENTITLED AN ACT TO ADD ONE DISTRICT COURT JUDGE TO DISTRICT 20D IN UNION COUNTY AND TO ADD THREE MAGISTRATES TO UNION COUNTY AND TO APPROPRIATE FUNDS.

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

By Senators Waddell, J. Jackson, Mohammed (Primary Sponsors) and Marcus:

**S.B. 207**, A BILL TO BE ENTITLED AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY.

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

By Senators McInnis, Daniel, Hise (Primary Sponsors); Sanderson and Steinburg:

**S.B. 208**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SIZE RESTRICTIONS FOR POLITICAL SIGNS PLACED ON PRIVATE PROPERTY WITH THE PERMISSION OF THE PROPERTY OWNER.

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

By Senators Chaudhuri, Foushee, Mohammed (Primary Sponsors); Clark, Fitch, Lowe, Marcus, Nickel, Smith, Van Duyn, Waddell and Woodard:

**S.B. 209**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SCOPE AND PUNISHMENT OF HATE CRIMES; TO REQUIRE THE STATE BUREAU OF INVESTIGATION TO CREATE AND MAINTAIN A HATE CRIMES STATISTICS DATABASE; TO REQUIRE THE NORTH CAROLINA JUSTICE ACADEMY TO DEVELOP AND PROVIDE LAW ENFORCEMENT OFFICERS WITH TRAINING ON IDENTIFYING, RESPONDING TO, AND REPORTING HATE CRIMES; AND TO REQUIRE THE CONFERENCE OF DISTRICT ATTORNEYS OF NORTH CAROLINA TO DEVELOP AND PROVIDE TRAINING TO PROSECUTORS ON HOW TO PROSECUTE HATE CRIMES.

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

By Senators Krawiec, McKissick, Horner (Primary Sponsors); D. Davis, Lowe, Smith, Van Duyn and Woodard:

**S.B. 210**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION.

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

March 11, 2019

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 4**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT.

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

**H.B. 7**, A BILL TO BE ENTITLED AN ACT TO CREATE GRAHAM COUNTY DISTRICT G AND AUTHORIZE THE LEVY OF AN OCCUPANCY TAX IN THE DISTRICT.

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

**H.B. 76** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THAT SCHOOL SAFETY REQUIREMENTS APPLY TO ALL PUBLIC SCHOOLS, CLARIFY THE POWERS AND DUTIES OF THE CENTER FOR SAFER SCHOOLS, REQUIRE THREAT ASSESSMENT TEAMS BE ESTABLISHED AT EACH PUBLIC SCHOOL AND CODIFY THE DUTIES OF THREAT ASSESSMENT TEAMS, REQUIRE LME/MCOS TO PROVIDE ASSISTANCE TO STUDENTS REFERRED BY THE SUPERINTENDENT, REQUIRE LOCAL BOARDS OF EDUCATION TO REQUIRE PEER-TO-PEER SUPPORT PROGRAMS AT ALL SCHOOLS WITH GRADES SIX AND HIGHER, REQUIRE REPORTING ON THE OPERATIONAL STATUS OF ALL PUBLIC SCHOOLS DURING STATES OF EMERGENCY, DEFINE THE TERM "SCHOOL RESOURCE OFFICER" AND REQUIRE TRAINING FOR SCHOOL RESOURCE OFFICERS, AND REQUIRE ANNUAL VULNERABILITY ASSESSMENTS FOR EACH PUBLIC SCHOOL BUILDING.

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

**H.B. 114** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUMS TAX.

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

**RE-REFERRAL OF BILLS**

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

**H.B. 114** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUMS TAX, referred to the **Rules and Operations of the Senate Committee** on March 11.

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

March 11, 2019

**S.B. 144**, A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUM TAX, referred to the **Health Care Committee** on February 27, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The bill is withdrawn from the **Health Care Committee** and re-referred to the **Finance Committee** 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 The Honorable Dan Forest, Lieutenant Governor.

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

“Father, as we start our work in Raleigh this week, Lord, we know that you will judge us not by our outward attitudes; you will judge us by the intent of our hearts. Lord, turn our hearts toward you so that no matter what we think you may be leading us to do, God, that you will give us the wisdom to know truly what you would have us do. And we pray these things in Jesus’ name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, March 7, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Garrett, Senator Perry, and Senator Smith.

### CALENDAR

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

**S.B. 20** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE EMERGENCY WORKER PROTECTION ACT, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 106** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THE APPLICABILITY OF LIMITED IMMUNITY FOR DRUG OVERDOSE VICTIMS, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

March 11, 2019

**MOTION RELATIVE TO INTRODUCTIONS**

Upon motion of Senator Rabon, without objection, the rules are suspended to allow for the introduction today of **S.B. 214** and **S.J.R. 216**.

**SENATE PAGES**

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

Madison Aloia, Trenton; Carter Askins, Jacksonville; Amanda Dorsey, Albemarle; Kelley Hamilton, Knightdale; Wayne Hunter, Knightdale; Eleanor McNamee, Cary; Shefali Pai, Apex; and Savannah Sinor, Raleigh.

**A SENATORIAL STATEMENT**

Senator Waddell submits a Senatorial Statement, entitled, "**HONORING AND OBSERVING WOMEN'S HISTORY MONTH.**" (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Bishop, the Senate adjourns at 7:21 p.m., in memory of Adam Snyder, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Tuesday, March 12, at 9:30 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 Senators Hise and Daniel (Primary Sponsors):

**S.B. 214**, A BILL TO BE ENTITLED AN ACT TO DELAY THE IMPLEMENTATION OF THE REGULATORY REQUIREMENTS OF S.L. 2018-144 IN ORDER TO ENSURE THE EFFICIENT ADMINISTRATION OF UNEXPECTED SPECIAL ELECTIONS.

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

By Senators Brown, D. Davis, Sanderson (Primary Sponsors); Hise, Steinburg, Waddell and Woodard:

**S.J.R. 216**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER B. JONES, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

Senator Rabon places the Joint Resolution on the calendar of Tuesday, March 12.

**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:

March 11, 2019

**S.B. 77**, AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF HURRICANE MICHAEL AFTER THE ORIGINAL DEADLINE. (Became law upon approval of the Governor, March 8, 2019 - S.L. 2019-3)

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

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## TWENTY-FIFTH DAY

Senate Chamber  
Tuesday, March 12, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 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 Edwards, Gunn, and J. Alexander (Primary Sponsors):

**S.B. 211**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

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

By Senators Krawiec, Hise (Primary Sponsors) and Edwards:

**S.B. 212**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUSPEND DEVELOPMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS.

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

March 12, 2019

By Senators Gallimore, Tillman (Primary Sponsors); T. Alexander, Daniel, Johnson, Perry and Steinburg:

**S.B. 213**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A DISTINGUISHING REGISTRATION PLATE DECAL.

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

By Senator Steinburg:

**S.B. 215**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE.

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

By Senators Britt, Daniel (Primary Sponsors) and J. Jackson:

**S.B. 217**, A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN PROSECUTORIAL DISTRICTS WITH SUPERIOR AND DISTRICT COURT DISTRICTS.

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

By Senators Britt, Bishop, McInnis (Primary Sponsors) and Clark:

**S.B. 218**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA.

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

By Senators McInnis, Tillman, Johnson (Primary Sponsors); Edwards and Perry:

**S.B. 219**, A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS.

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

By Senators D. Davis, Tillman, Hise (Primary Sponsors); Ballard, McInnis, Steinburg and Waddell:

**S.B. 220**, A BILL TO BE ENTITLED AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED.

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

By Senators D. Davis, Daniel, Hise (Primary Sponsors); Ballard, Mohammed and Steinburg:

**S.B. 221**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT NOTARIES PUBLIC WHO ARE ELECTED PUBLIC OFFICIALS OR CANDIDATES FOR PUBLIC OFFICE FROM NOTARIZING ABSENTEE BALLOTS.

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



By Senators D. Davis, Hise, Daniel (Primary Sponsors); Mohammed, Steinburg and Waddell:

**S.B. 222**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NORTH CAROLINA STATE BOARD OF ELECTIONS TO VERIFY POLITICAL PARTY SUBCOMMITTEES.

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

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Hise for the **Redistricting and Elections Committee**:

**S.B. 214**, A BILL TO BE ENTITLED AN ACT TO DELAY THE IMPLEMENTATION OF THE REGULATORY REQUIREMENTS OF S.L. 2018-144 IN ORDER TO ENSURE THE EFFICIENT ADMINISTRATION OF UNEXPECTED SPECIAL ELECTIONS, with a favorable report.

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

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 86** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE GREATER OPPORTUNITIES FOR SMALL EMPLOYERS TO PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE, with a favorable report.

**S.B. 162**, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LOAN ORIGATION FEE FOR NORTH CAROLINA BANKS AND TO ADJUST THE LATE PAYMENT CHARGE FOR CERTAIN LOANS, with a favorable report.

By Senator Britt for the **Judiciary Committee**:

**S.B. 151**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY, 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, 35105, is adopted and engrossed.

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

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

**S.B. 63** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, with a favorable report.

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

March 12, 2019

**S.B. 80**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, with a favorable report.

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

**S.B. 144**, A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUM TAX, with a favorable report, as amended, unengrossed.

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

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 214**, A BILL TO BE ENTITLED AN ACT TO DELAY THE IMPLEMENTATION OF THE REGULATORY REQUIREMENTS OF S.L. 2018-144 IN ORDER TO ENSURE THE EFFICIENT ADMINISTRATION OF UNEXPECTED SPECIAL ELECTIONS, with a favorable report.

**S.B. 144**, A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUM TAX, 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, 45108, which changes the title to read **S.B. 144** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTENDED DATE OF ENACTMENT OF LEGISLATION APPLYING THE GROSS PREMIUMS TAX TO MEDICAID CAPITATION PAYMENTS TO PREPAID HEALTH PLANS, is adopted and engrossed.

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

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Father, Lord God, the mightiest up above, and divine creator of all, first we want to thank you for what you have given us, our health and our strength, and for our ability to be here to serve the people of North Carolina. We also want to thank you for uplifting us when we were in doubt. Bless us and guide us as we move forward in this General Assembly. I pray that we will walk in complete confidence of you today. Lord, Almighty God, be with us. And all of the people said, ‘Amen.’”

March 12, 2019

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, March 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

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

### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that pass third reading today will be sent to the House of Representatives by special message.

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, without objection, the rules are suspended and the following bills are placed on today's calendar:

**S.B. 214**, A BILL TO BE ENTITLED AN ACT TO DELAY THE IMPLEMENTATION OF THE REGULATORY REQUIREMENTS OF S.L. 2018-144 IN ORDER TO ENSURE THE EFFICIENT ADMINISTRATION OF UNEXPECTED SPECIAL ELECTIONS, upon second reading.

**S.B. 144** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTENDED DATE OF ENACTMENT OF LEGISLATION APPLYING THE GROSS PREMIUMS TAX TO MEDICAID CAPITATION PAYMENTS TO PREPAID HEALTH PLANS, upon second reading.

### CALENDAR

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

*Upon motion of Senator Rabon, S.J.R. 216 is withdrawn from the regular order of business and placed at the beginning of today's calendar.*

**S.J.R. 216**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER B. JONES, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY, upon second reading.

Upon motion of Senator Rabon, the Joint Resolution is read in its entirety.

The Joint Resolution passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

March 12, 2019

**S.B. 105** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 113**, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON TO PROVIDE EMERGENCY CONTACT INFORMATION TO THE DIVISION OF MOTOR VEHICLES FOR USE BY LAW ENFORCEMENT IN AN EMERGENCY, upon second reading.

The bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 214**, A BILL TO BE ENTITLED AN ACT TO DELAY THE IMPLEMENTATION OF THE REGULATORY REQUIREMENTS OF S.L. 2018-144 IN ORDER TO ENSURE THE EFFICIENT ADMINISTRATION OF UNEXPECTED SPECIAL ELECTIONS, upon second reading.

Senator Marcus offers Amendment No. 1.

Senator Daniel moves that Amendment No. 1 do lie upon the table, seconded by Senator Gunn, which motion prevails (29-21).

Senator Nickel offers Amendment No. 2.

Senator Daniel moves that Amendment No. 2 do lie upon the table, seconded by Senator Gunn, which motion prevails (29-21).

Senator Nickel offers Amendment No. 3.

Senator Daniel moves that Amendment No. 3 do lie upon the table, seconded by Senator Gunn, which motion prevails (29-21).

The bill passes its second reading (29-21) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 144** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTENDED DATE OF ENACTMENT OF LEGISLATION APPLYING THE GROSS PREMIUMS TAX TO MEDICAID CAPITATION PAYMENTS TO PREPAID HEALTH PLANS, upon second reading.

The Committee Substitute bill passes its second reading (49-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

Upon motion of Senator Berger, seconded by Senator Sawyer, the Senate adjourns at 5:14 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, March 13, at 9:30 a.m.

March 12, 2019

**ADDITIONAL BILL SPONSOR**

Senator T. Alexander requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 192**, A BILL TO BE ENTITLED AN ACT TO CREATE THE POSITION OF TEACHER RESOURCE OFFICER, TO PERMIT LAW ENFORCEMENT AGENCIES TO OBTAIN CERTIFICATION FOR CANDIDATE TEACHER RESOURCE OFFICERS, TO ESTABLISH THE CANDIDATE TEACHER RESOURCE OFFICER GRANT PROGRAM, TO PROVIDE SUPPLEMENTAL PAY TO TEACHER RESOURCE OFFICERS, TO ENCOURAGE PRIVATE SCHOOLS TO COORDINATE WITH LOCAL LAW ENFORCEMENT AGENCIES TO ADOPT SCHOOL RISK MANAGEMENT PLANS, TO PROVIDE THAT CERTAIN EMPLOYEES AND VOLUNTEERS AT PRIVATE SCHOOLS MAY CARRY CERTAIN WEAPONS ON EDUCATIONAL PROPERTY WHEN AUTHORIZED BY THE SCHOOL BOARD OF TRUSTEES OR SCHOOL ADMINISTRATIVE DIRECTOR, AND TO PROVIDE THAT A PERSON WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY CERTAIN WEAPONS ON EDUCATIONAL PROPERTY THAT IS THE LOCATION OF BOTH A SCHOOL AND A PLACE OF RELIGIOUS WORSHIP WHEN THE PERSON IS ATTENDING WORSHIP SERVICES AND OTHER SACERDOTAL FUNCTIONS AT THE PLACE OF RELIGIOUS WORSHIP AS LONG AS STUDENTS ARE NOT ATTENDING CLASS.

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

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**TWENTY-SIXTH DAY**

Senate Chamber  
Wednesday, March 13, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 2:30 p.m.

**RECESS**

March 13, 2019

**ENROLLED RESOLUTION**

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

**S.J.R. 216**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER B. JONES, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY. (Res. 2019-3)

**INTRODUCTION OF BILLS**

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

By Senators Robinson, Foushee, Garrett (Primary Sponsors); Lowe, Marcus, Mohammed and Waddell:

**S.B. 223**, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS TO PROVIDE RELIEF FOR CAREGIVERS IN THIS STATE.

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

By Senators Robinson, Foushee (Primary Sponsors); Mohammed and Waddell:

**S.B. 224**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE TERMS AND CONDITIONS OF SCHOOL FINANCE OFFICERS' EMPLOYMENT TO MIRROR THOSE OF ASSISTANT AND ASSOCIATE SUPERINTENDENTS.

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

By Senators Perry, Tillman, Horner (Primary Sponsors); Hise, Johnson, McInnis, Mohammed, Newton and Waddell:

**S.B. 225**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM.

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

By Senators Sanderson (Primary Sponsor) and Hise:

**S.B. 226**, A BILL TO BE ENTITLED AN ACT TO LIMIT WHO MAY ADVERTISE FOR THE ADOPTION OF A MINOR CHILD UNDER THE LAWS PERTAINING TO ADOPTIONS.

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

March 13, 2019

By Senators Tillman (Primary Sponsor); Ford, Hise, Newton, Perry and Steinburg:

**S.B. 227**, A BILL TO BE ENTITLED AN ACT TO BROADEN CHARTER SCHOOL ENROLLMENT PRIORITY TO INCLUDE SIBLINGS WHO APPLY TO THE CHARTER SCHOOL FOR ADMISSION IN THE SAME SCHOOL YEAR AND CHILDREN OF PERSONS EMPLOYED TO WORK FULL-TIME FOR THE CHARTER SCHOOL.

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

By Senator Ballard:

**S.B. 228**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES.

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

By Senator Ballard:

**S.B. 229**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A SINGLE COUNTY TO ADMINISTER ELECTIONS HELD IN CITIES THAT LIE IN MORE THAN ONE COUNTY AS RELATED TO CERTAIN COUNTIES.

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

By Senators D. Davis, Brown, Ballard (Primary Sponsors); Daniel, Lowe, Perry and Waddell:

**S.B. 230**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES.

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

By Senators D. Davis, Brown, Perry (Primary Sponsors); Daniel, Lowe and Steinburg:

**S.B. 231**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND THE DEPARTMENT OF COMMERCE TO STUDY THE CREATION OF ECONOMIC ZONES AROUND COMMUNITIES THAT HOST MILITARY INSTALLATIONS.

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

By Senators D. Davis, Brown, B. Jackson (Primary Sponsors); Daniel, Lowe, Perry, Steinburg and Waddell:

**S.B. 232**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO DOCUMENT, COLLECT, AND ANALYZE OUTCOMES OF PROGRAMS DESIGNED TO SERVE VETERANS AND THEIR FAMILIES IN THIS STATE.

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

March 13, 2019

By Senator Burgin:

**S.B. 233**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY FOR A TWO-YEAR PERIOD TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

By Senators Robinson, Foushee, Garrett (Primary Sponsors); Lowe, Marcus, Mohammed, Searcy and Waddell:

**S.B. 234**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR HEALTHY FAMILIES AND HEALTHY WORKPLACES BY ENSURING THAT ALL WORKERS HAVE EARNED PAID SICK DAYS TO ADDRESS THEIR OWN HEALTH NEEDS AND THE HEALTH NEEDS OF THEIR FAMILIES.

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

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

Prayer is offered by The Honorable Todd Johnson, Senator from Union County, as follows:

“Lord, help us to remember today, as we move about our business, that without fruit the vine holds no purpose. Help us to remain dependent on the true vine in just service, loving mercy and walking humbly so that our works may bear worthy fruit. In Jesus Christ the true vine’s name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, March 12, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Brown and Senator Foushee.

### **ENROLLED BILL**

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

**S.B. 214**, AN ACT TO DELAY THE IMPLEMENTATION OF THE REGULATORY REQUIREMENTS OF S.L. 2018-144 IN ORDER TO ENSURE THE EFFICIENT ADMINISTRATION OF UNEXPECTED SPECIAL ELECTIONS.

March 13, 2019



**RECOGNITION OF MISS AMERICA 2019**

The President directs the Sergeant-at-Arms to open the doors of the Senate and to escort Miss Nia Imani Franklin, Miss America 2019, to the well of the Senate.

The President recognizes Senator Lowe for a point of personal privilege out of order. Senator Lowe introduces Miss Franklin, providing biographical information about her and submitting a Senatorial Statement, entitled, **“CONGRATULATING NIA IMANI FRANKLIN, MISS AMERICA 2019, DURING MUSIC IN OUR SCHOOLS MONTH.”** (See Appendix for full text.)

Upon the conclusion of Senator Lowe’s remarks, and upon an invitation from the President, Miss Nia Imani Franklin, Miss America 2019, sings “God Bless America” and then addresses the Senate from the well.

Upon the conclusion of Miss Franklin’s remarks, the President directs the Sergeant-at-Arms to escort her out of the chamber, and she departs to a standing ovation.

**REPORT OF COMMITTEE**

A select committee report is submitted as follows:

By Senator Rabon for the **Select Committee on Nominations:**

**H.J.R. 255,** A JOINT RESOLUTION CONFIRMING THE APPOINTMENTS LOUIS A. BLEDSOE, III, AS A SPECIAL SUPERIOR COURT JUDGE, with a favorable report.

**MEMORANDUM**

TO: Senate Principal Clerk Sarah Holland; Members of the Senate

FROM: Senator Bill Rabon, Chair, Senate Select Committee on Nominations

DATE: March 13, 2019

*Re: The University of North Carolina Board of Governors Nominees*

Pursuant to Senate Resolution 76, “A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA,” the Senate Select Committee on Nominations has met and voted on the following slate of candidates to be submitted to the Senate. The Senate will elect six (6) individuals from this slate to serve on the Board of Governors of The University of North Carolina.

March 13, 2019

**Nominee**

Darrell T. Allison  
 Kirk J. Bradley  
 Sharon A. Decker  
 Thomas C. Goolsby  
 Scott Lampe  
 Kaye Bernard McGarry  
 Anna Spangler Nelson  
 O. Temple Sloan, III  
 Michael L. Williford  
 Steven D. Wyatt

**Sponsor(s)**

Sen. Rabon  
 Sen. Gunn and Sen. Burgin  
 Sen. Hise  
 Sen. Krawiec  
 Sen. Newton  
 Sen. Bishop  
 Sen. Bishop  
 Sen. B. Jackson  
 Sen. Harrington  
 Sen. Edwards

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Krawiec for the **Health Care Committee**:

**S.B. 168**, A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIDIOL AND EXPANDING THE PERMISSIBLE USE OF CANNABIDIOL AS AN ALTERNATIVE TREATMENT TO CHRONIC CONDITIONS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary Committee**.

**CALENDAR**

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

**S.B. 86** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE GREATER OPPORTUNITIES FOR SMALL EMPLOYERS TO PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE, upon second reading.

Senator Searcy offers Amendment No. 1.

Senator Daniel moves that Amendment No. 1 do lie upon the table, seconded by Senator Gunn, which motion prevails (28-20).

Senator Garrett offers Amendment No. 2.

Senator Daniel moves that Amendment No. 2 do lie upon the table, seconded by Senator Gunn, which motion prevails (28-20).

Senator deViere offers Amendment No. 3.

Senator Daniel moves that Amendment No. 3 do lie upon the table, seconded by Senator Gunn, which motion prevails (28-20).

The Committee Substitute bill passes its second reading (40-8).

Senator Blue objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Thursday, March 14, upon third reading.

March 13, 2019

**S.B. 162**, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE LOAN ORIGATION FEE FOR NORTH CAROLINA BANKS AND TO ADJUST THE LATE PAYMENT CHARGE FOR CERTAIN LOANS, upon second reading.

*Without objection, Senator J. Alexander is excused from voting on the bill due to a conflict of interest.*

The bill passes its second reading (46-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Blue, the Senate adjourns at 3:57 p.m., in memory of Roy Dean Chisolm, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, March 14, at 11:00 a.m.

#### **ADDITIONAL BILL SPONSOR**

Senator Gallimore requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 192**, A BILL TO BE ENTITLED AN ACT TO CREATE THE POSITION OF TEACHER RESOURCE OFFICER, TO PERMIT LAW ENFORCEMENT AGENCIES TO OBTAIN CERTIFICATION FOR CANDIDATE TEACHER RESOURCE OFFICERS, TO ESTABLISH THE CANDIDATE TEACHER RESOURCE OFFICER GRANT PROGRAM, TO PROVIDE SUPPLEMENTAL PAY TO TEACHER RESOURCE OFFICERS, TO ENCOURAGE PRIVATE SCHOOLS TO COORDINATE WITH LOCAL LAW ENFORCEMENT AGENCIES TO ADOPT SCHOOL RISK MANAGEMENT PLANS, TO PROVIDE THAT CERTAIN EMPLOYEES AND VOLUNTEERS AT PRIVATE SCHOOLS MAY CARRY CERTAIN WEAPONS ON EDUCATIONAL PROPERTY WHEN AUTHORIZED BY THE SCHOOL BOARD OF TRUSTEES OR SCHOOL ADMINISTRATIVE DIRECTOR, AND TO PROVIDE THAT A PERSON WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY CERTAIN WEAPONS ON EDUCATIONAL PROPERTY THAT IS THE LOCATION OF BOTH A SCHOOL AND A PLACE OF RELIGIOUS WORSHIP WHEN THE PERSON IS ATTENDING WORSHIP SERVICES AND OTHER SACERDOTAL FUNCTIONS AT THE PLACE OF RELIGIOUS WORSHIP AS LONG AS STUDENTS ARE NOT ATTENDING CLASS.

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

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March 13, 2019

**TWENTY-SEVENTH DAY**

Senate Chamber  
Thursday, March 14, 2019

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

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, we thank you for this day, and we thank you for your grace and mercy. We praise you for the honor to be here and to serve you. We pray that you will give everyone traveling mercies home today. We pray that you will guide and direct our thoughts, words, and deeds. Father, we love you. In Jesus’ name, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, March 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Britt, Senator Brown, Senator Fitch, and Senator Foushee.

*The Chair extends privileges of the floor to Debra Hrelac from Southport, North Carolina, who is serving the Senate as Nurse of the Day.*

**CALENDAR**

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

**H.J.R. 255**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENTS LOUIS A. BLEDSOE, III, AS A SPECIAL SUPERIOR COURT JUDGE, upon second reading.

The Joint Resolution passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**S.B. 86** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE GREATER OPPORTUNITIES FOR SMALL EMPLOYERS TO PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE, upon third reading.

The Committee Substitute bill passes its third reading (38-8) and is ordered sent to the House of Representatives.

March 14, 2019

Upon motion of Senator Berger, seconded by Senator Harrington, the Senate adjourns at 11:19 a.m., in memory of Senate Assistant Sergeant-at-Arms Larry Hancock, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene Monday, March 18, at 2:00 p.m.

### INTRODUCTION OF BILLS

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

By Senator J. Alexander:

**S.B. 235**, A BILL TO BE ENTITLED AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN COUNTY THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES.

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

By Senators Mohammed, Foushee (Primary Sponsors); Chaudhuri, deViere, Garrett, Marcus, Nickel and Robinson:

**S.B. 236**, A BILL TO BE ENTITLED AN ACT TO REENACT THE CHILD CARE TAX CREDIT.

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

By Senators Lowe (Primary Sponsor) and Foushee:

**S.B. 237**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCESS FOR FILLING VACANCIES ON THE CITY COUNCIL IN THE CITY OF WINSTON-SALEM.

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

By Senators Woodard, Ballard (Primary Sponsors); deViere, Foushee, Garrett, Marcus and Nickel:

**S.B. 238**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT PRIOR TO GRADUATION FROM HIGH SCHOOL.

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

By Senators D. Davis, Brown (Primary Sponsors); Daniel, Foushee, Perry, Robinson and Steinburg:

**S.B. 239**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS.

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

March 14, 2019

By Senators D. Davis, Krawiec, and Perry (Primary Sponsors):

**S.B. 240**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA HYPERBARIC OXYGEN THERAPY FUND.

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

By Senators D. Davis, Hise, and Krawiec (Primary Sponsors):

**S.B. 241**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A COUNTY OR MUNICIPAL RECREATION PROGRAM TAKE PRECAUTIONS TO ENSURE THE SAFETY AND WELL-BEING OF ACTIVITY PARTICIPANTS, INCLUDING PROVIDING CONCUSSION AWARENESS INFORMATION AND A RESPONSE PROTOCOL FOR CERTAIN ATHLETIC ACTIVITIES.

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

By Senator Burgin:

**S.B. 242**, A BILL TO BE ENTITLED AN ACT TO ALLOW HARNETT COUNTY TO USE FUNDS RECEIVED FOR RECREATIONAL PURPOSES IN CONNECTION WITH ITS SUBDIVISION CONTROL ORDINANCE TO DEVELOP RECREATIONAL SITES.

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

By Senators Waddell, D. Davis, Smith (Primary Sponsors); Foushee, Garrett, Marcus, Nickel and Robinson:

**S.B. 243**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A COST-OF-LIVING ADJUSTMENT FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM.

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

By Senators Waddell, Mohammed (Primary Sponsors); Blue, Fitch, Foushee, Garrett, Nickel, Robinson and Searcy:

**S.B. 244**, A BILL TO BE ENTITLED AN ACT TO REINSTATE EDUCATION-BASED SALARY SUPPLEMENTS FOR TEACHERS AND INSTRUCTIONAL SUPPORT PERSONNEL.

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

By Senators Burgin, Krawiec, McKissick (Primary Sponsors); T. Alexander and Chaudhuri:

**S.B. 245**, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PERMANENCY INNOVATION INITIATIVE AND APPROPRIATE FUNDS FOR THAT PURPOSE.

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

By Senators Rabon (Primary Sponsor); Blue, Garrett, Harrington, J. Jackson, Marcus, Nickel, Robinson and Waddell:

**S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES.

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

By Senators Blue, Chaudhuri, Mohammed (Primary Sponsors); Foushee, Garrett, Nickel, Robinson and Waddell:

**S.B. 247**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMITTEE ON THE IMPACT OF CHARTER SCHOOLS ON LOCAL SCHOOL ADMINISTRATIVE UNITS AND TO PLACE A MORATORIUM ON CHARTER SCHOOL GROWTH PENDING FURTHER LEGISLATION.

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

By Senators B. Jackson, Burgin, J. Davis (Primary Sponsors); Ford and Steinburg:

**S.B. 248**, A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING.

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

By Senators Krawiec, Hise, and Bishop (Primary Sponsors):

**S.B. 249**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF HEALTH AND HUMAN SERVICES TO ALLOW LICENSED MARRIAGE AND FAMILY THERAPISTS TO CONDUCT INITIAL (FIRST-LEVEL) EXAMINATIONS FOR INVOLUNTARY COMMITMENT OF INDIVIDUALS WITH MENTAL ILLNESS OR SUBSTANCE USE DISORDERS.

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

By Senators Krawiec, Sanderson, Burgin (Primary Sponsors); Daniel and Edwards:

**S.B. 250**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS.

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

March 14, 2019

By Senators Britt, J. Davis, and Foushee (Primary Sponsors):

**S.B. 251**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH JUDICIALLY MANAGED ACCOUNTABILITY AND RECOVERY COURTS THROUGHOUT THE STATE OF NORTH CAROLINA TO PROVIDE CASE MANAGEMENT AND CONTINUITY OF CARE FOR THOSE ENROLLED IN THE PROGRAM.

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

By Senator J. Davis:

**S.B. 252**, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES.

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

By Senators Garrett, Robinson, Woodard (Primary Sponsors); Foushee and Nickel:

**S.B. 253**, A BILL TO BE ENTITLED AN ACT RESTORING FAIR TREATMENT FOR JOURNALISM IN GUILFORD COUNTY BY REPEALING A PILOT PROGRAM AUTHORIZING GUILFORD COUNTY AND MUNICIPALITIES LOCATED WHOLLY OR PARTLY IN GUILFORD COUNTY TO PUBLISH REQUIRED NOTICES ELECTRONICALLY AND AUTHORIZING GUILFORD COUNTY TO PUBLISH LEGAL NOTICES VIA THE COUNTY-MAINTAINED WEB SITE FOR A FEE.

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

By Senators McInnis, Britt, Perry (Primary Sponsors) and Steinburg:

**S.B. 254**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST COUNTIES WITH DRAINAGE DITCH CLEANUP.

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

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 67** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROHIBITION ON THE REMOVAL, DESTRUCTION, OR DRIVING THROUGH OF ROADWAY CONSTRUCTION BARRIERS TO INCLUDE DANGEROUS ROADWAY CONDITION CLOSURE BARRIERS.

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

**H.B. 82** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT VEHICLES AND PERSONS MUST OBEY RAILROAD SIGNALS AND CROSSING RULES FOR ON-TRACK EQUIPMENT.

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

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**H.B. 100**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS.

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

**H.B. 158** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO VARIOUS DEPARTMENT OF TRANSPORTATION REPORTING REQUIREMENTS.

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

**H.B. 224** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND ON AN EMPLOYEE OF A DETENTION FACILITY.

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

**H.J.R. 254**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF KENNETH L. GOODMAN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION.

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

**H.B. 263**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN 2018.

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

**H.B. 264** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

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

**S.B. 12** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER IN WHICH VACANCIES ARE FILLED IN THE OFFICE OF SHERIFF IN ALEXANDER COUNTY AND THE OFFICES OF SHERIFF, REGISTER OF DEEDS, AND BOARD OF COMMISSIONERS IN BURKE COUNTY, for concurrence in the House Committee Substitute bill.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 63** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, with a favorable report.

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**S.B. 80**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, with a favorable report.

**S.B. 151** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY, with a favorable report.

#### **RE-REFERRAL OF BILLS**

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

**S.B. 46**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS, referred to the **Judiciary Committee** on March 7, with a sequential referral to the **Rules and Operations of the Senate Committee**.

A sequential referral to the **Appropriations/Base Budget Committee** is added between the existing referrals.

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 134**, A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN LOCAL SCHOOL ADMINISTRATIVE UNITS AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, referred to the **Rules and Operations of the Senate Committee** on February 27.

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

**S.B. 154**, A BILL TO BE ENTITLED AN ACT TO ENABLE WAGERING ON SPORTING EVENTS ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT, referred to the **Rules and Operations of the Senate Committee** on February 28.

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

**S.B. 191**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION, referred to the **Rules and Operations of the Senate Committee** on March 6.

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The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 199**, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEX ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE MANDATORY DUTY OF REPORTING CHILD ABUSE, AND TO PROTECT CHILDREN FROM ONLINE PREDATORS, referred to the **Rules and Operations of the Senate Committee** on March 7.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 201**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, referred to the **Rules and Operations of the Senate Committee** on March 7.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS, referred to the **Rules and Operations of the Senate Committee** on March 7.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 205**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE VILLAGE OF CLEMMONS, referred to the **Rules and Operations of the Senate Committee** on March 7.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 206**, A BILL TO BE ENTITLED AN ACT TO ADD ONE DISTRICT COURT JUDGE TO DISTRICT 20 IN UNION COUNTY AND TO ADD THREE MAGISTRATES TO UNION COUNTY AND TO APPROPRIATE FUNDS, referred to the **Rules and Operations of the Senate Committee** on March 11.

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

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**S.B. 208**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SIZE RESTRICTIONS FOR POLITICAL SIGNS PLACED ON PRIVATE PROPERTY WITH THE PERMISSION OF THE PROPERTY OWNER, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 210**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION, referred to the **Rules and Operations of the Senate Committee** on March 11.

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

**S.B. 212**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUSPEND DEVELOPMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on March 12.

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

**S.B. 220**, A BILL TO BE ENTITLED AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 225**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 13.

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

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**S.B. 149**, A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE OR PROVIDE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, referred to the **Rules and Operations of the Senate Committee** on February 27.

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

**S.B. 186**, A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY, referred to the **Rules and Operations of the Senate Committee** on March 6.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 217**, A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN PROSECUTORIAL DISTRICTS WITH SUPERIOR AND DISTRICT COURT DISTRICTS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 221**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT NOTARIES PUBLIC WHO ARE ELECTED PUBLIC OFFICIALS OR CANDIDATES FOR PUBLIC OFFICE FROM NOTARIZING ABSENTEE BALLOTS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 222**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NORTH CAROLINA STATE BOARD OF ELECTIONS TO VERIFY POLITICAL PARTY SUBCOMMITTEES, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 227**, A BILL TO BE ENTITLED AN ACT TO BROADEN CHARTER SCHOOL ENROLLMENT PRIORITY TO INCLUDE SIBLINGS WHO APPLY TO THE CHARTER SCHOOL FOR ADMISSION IN THE SAME SCHOOL YEAR AND CHILDREN OF PERSONS EMPLOYED TO WORK FULL-TIME FOR THE CHARTER SCHOOL, referred to the **Rules and Operations of the Senate Committee** on March 13.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 229**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A SINGLE COUNTY TO ADMINISTER ELECTIONS HELD IN CITIES THAT LIE IN MORE THAN ONE COUNTY AS RELATED TO CERTAIN COUNTIES, referred to the **Rules and Operations of the Senate Committee** on March 13.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 230**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, referred to the **Rules and Operations of the Senate Committee** on March 13.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 231**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND THE DEPARTMENT OF COMMERCE TO STUDY THE CREATION OF ECONOMIC ZONES AROUND COMMUNITIES THAT HOST MILITARY INSTALLATIONS, referred to the **Rules and Operations of the Senate Committee** on March 13.

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

**S.B. 232**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO DOCUMENT, COLLECT, AND ANALYZE OUTCOMES OF PROGRAMS DESIGNED TO SERVE VETERANS AND THEIR FAMILIES IN THIS STATE, referred to the **Rules and Operations of the Senate Committee** on March 13.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

March 14, 2019

**S.B. 235**, A BILL TO BE ENTITLED AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN COUNTY THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES, referred to the **Rules and Operations of the Senate Committee** on March 14.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 239**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS, referred to the **Rules and Operations of the Senate Committee** on March 14.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 240**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA HYPERBARIC OXYGEN THERAPY FUND, referred to the **Rules and Operations of the Senate Committee** on March 14.

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

**S.B. 242**, A BILL TO BE ENTITLED AN ACT TO ALLOW HARNETT COUNTY TO USE FUNDS RECEIVED FOR RECREATIONAL PURPOSES IN CONNECTION WITH ITS SUBDIVISION CONTROL ORDINANCE TO DEVELOP RECREATIONAL SITES, referred to the **Rules and Operations of the Senate Committee** on March 14.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 245**, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PERMANENCY INNOVATION INITIATIVE AND APPROPRIATE FUNDS FOR THAT PURPOSE, referred to the **Rules and Operations of the Senate Committee** on March 14.

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

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**S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES, referred to the **Rules and Operations of the Senate Committee** on March 14.

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

**S.B. 254**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST COUNTIES WITH DRAINAGE DITCH CLEANUP, referred to the **Rules and Operations of the Senate Committee** on March 14.

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

#### ADDITIONAL BILL SPONSOR

Senator Lowe requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES.

#### 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. 214**, AN ACT TO DELAY THE IMPLEMENTATION OF THE REGULATORY REQUIREMENTS OF S.L. 2018-144 IN ORDER TO ENSURE THE EFFICIENT ADMINISTRATION OF UNEXPECTED SPECIAL ELECTIONS. (Became law upon approval of the Governor, March 14, 2019 - S.L. 2019-4)

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

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March 14, 2019



**TWENTY-EIGHTH DAY**

Senate Chamber  
Monday, March 18, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:00 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

**RECESS****INTRODUCTION OF BILLS AND RESOLUTIONS**

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

By Senator Rabon:

**S.B. 255**, A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM.

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

By Senator Marcus:

**S.B. 256**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEVY OF A MUNICIPAL SALES AND USE TAX OF UP TO ONE-HALF PERCENT.

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

By Senator Marcus:

**S.B. 257**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEVY OF A MUNICIPAL ONE-QUARTER PERCENT SALES AND USE TAX.

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

By Senators Marcus (Primary Sponsor); J. Jackson and Mohammed:

**S.B. 258**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF DAVIDSON TO ADOPT ORDINANCES REGULATING THE DEMOLITION OF HISTORIC STRUCTURES.

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

By Senators Marcus (Primary Sponsor); J. Jackson, Mohammed and Waddell:

**S.B. 259**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWN OF DAVIDSON MAY ADOPT ORDINANCES THAT PROHIBIT THE REMOVAL OF HERITAGE TREES FROM PROPERTY TO BE DEVELOPED FOR SINGLE-FAMILY OR DUPLEX RESIDENTIAL USES.

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

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By Senators Marcus (Primary Sponsor); J. Jackson, Mohammed and Waddell:  
**S.B. 260**, A BILL TO BE ENTITLED AN ACT TO EXEMPT DESIGNATED HISTORIC DISTRICTS FROM CERTAIN RESTRICTIONS ON ZONING IN THE TOWN OF DAVIDSON.

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

By Senator Gunn:

**S.B. 261**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN POOL SELLING ACTIVITY AMONG PERSONS AND NONPROFITS.

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

By Senator Johnson:

**S.B. 262**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY.

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

By Senators Lowe and Krawiec (Primary Sponsors):

**S.B. 263**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC RECORD STATUTES WITH REGARD TO THE CITY OF WINSTON-SALEM RELATED TO LAW ENFORCEMENT AGENCY RECORDINGS AND CLOSED SESSIONS.

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

By Senator Burgin:

**S.B. 264**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR MUNICIPALITIES IN LEE COUNTY.

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

By Senator Ford:

**S.B. 265**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA TRANSPORTATION MUSEUM.

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

By Senators Clark, deViere (Primary Sponsors) and Robinson:

**S.B. 266**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE FAYETTEVILLE PUBLIC WORKS COMMISSION TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM.

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

By Senators Edwards and Van Duyn (Primary Sponsors):

**S.B. 267**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE.

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

March 18, 2019

By Senators Edwards (Primary Sponsor); Ford, Perry and Steinburg:

**S.B. 268**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF EXCESSIVE RAIN AND FLOODING THAT OCCURRED DURING MAY 15, 2018, THROUGH DECEMBER 31, 2018, AFTER THE ORIGINAL DEADLINE.

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

By Senator Edwards:

**S.B. 269**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN EQUIPMENT USED FOR CUT STONE AND STONE PRODUCTS FROM SALES TAX.

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

By Senators McKissick and Woodard (Primary Sponsors):

**S.B. 270**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM.

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

By Senators McKissick and Woodard (Primary Sponsors):

**S.B. 271**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM TO ESTABLISH A PILOT PROGRAM FOR THE USE OF ELECTRONIC SPEED-MEASURING SYSTEMS TO DETECT SPEED LIMIT VIOLATIONS IN SCHOOL ZONES.

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

By Senators McKissick, Woodard (Primary Sponsors) and Robinson:

**S.B. 272**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY.

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

By Senator McKissick:

**S.B. 273**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 20TH SENATORIAL DISTRICT.

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

By Senator Woodard:

**S.B. 274**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN GRANVILLE COUNTY.

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

March 18, 2019

By Senators Woodard and McKissick (Primary Sponsors):

**S.B. 275**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY TO REIMBURSE NONMUNICIPAL UTILITY OWNERS FOR UTILITY RELOCATION COSTS WITHOUT COMPLYING WITH THE STATE'S CONTRACTING LAWS.

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

By Senators Woodard and McKissick (Primary Sponsors):

**S.B. 276**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY TO CONDEMN OR ACQUIRE PROPERTY NECESSARY TO PROVIDE TRANSPORTATION PROJECT RIGHTS-OF-WAY FOR THE RELOCATION OF UTILITIES.

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

By Senators Marcus (Primary Sponsor) and Mohammed:

**S.B. 277**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF HUNTERSVILLE TO STUDY AND ABATE FREQUENT CASES OF OCULAR MELANOMA IN THE AREA.

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

By Senators Bishop, Waddell (Primary Sponsors) and Mohammed:

**S.B. 278**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE CITY OF CHARLOTTE SHALL HAVE AUTHORITY TO OWN AND OPERATE CHARLOTTE DOUGLAS INTERNATIONAL AIRPORT.

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

By Senator D. Davis:

**S.B. 279**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY FOR A THREE-YEAR PERIOD TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

By Senators Ballard, Horner, and Tillman (Primary Sponsors):

**S.J.R. 280**, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES.

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

By Senator Ballard:

**S.B. 281**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

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

By Senator Clark:

**S.B. 282**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CUMBERLAND COUNTY PREPARED FOOD AND BEVERAGE TAX ORIGINALLY AUTHORIZED TO FACILITATE THE FINANCING OF AN ARENA IN CUMBERLAND COUNTY.

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

By Senator Krawiec:

**S.B. 283**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN.

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

By Senator Hise:

**S.B. 284**, A BILL TO BE ENTITLED AN ACT RELATING TO VERIFICATION BY THE STATE AUDITOR OF COMPLIANCE WITH STATUTORY REQUIREMENTS SUCH AS CONDITIONS PRECEDENT, CLASSIFICATIONS, AND SIMILAR ELIGIBILITY OR QUALIFYING STANDARDS AND PROVIDING THE AUDITOR ACCESS TO INFORMATION NECESSARY FOR VERIFICATION.

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

By Senator Hise:

**S.B. 285**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF COMMERCE TO REINSTATE THE TOWN OF BURNSVILLE TO THE MAIN STREET PROGRAM.

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

By Senators Rabon and Johnson (Primary Sponsors):

**S.B. 286**, A BILL TO BE ENTITLED AN ACT TO AMEND FIRE PROTECTION FEE PROCEDURES REGARDING CERTAIN ANNEXED AREAS IN BRUNSWICK AND UNION COUNTIES.

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

By Senator Woodard:

**S.B. 287**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE SPEED LIMITS TO 25 MILES PER HOUR ON RESIDENTIAL STREETS IN DURHAM EXPERIENCING CONGESTION AS DETERMINED BY THE CITY OF DURHAM'S TRANSPORTATION DEPARTMENT.

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

By Senator Smith:

**S.J.R. 288**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FRANK W. BALLANCE, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

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

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By Senator Britt:

**S.B. 289**, A BILL TO BE ENTITLED AN ACT AMENDING THE EXTRATERRITORIAL JURISDICTION AUTHORITY OF THE TOWN OF RED SPRINGS.

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

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 84**, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS.

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

**H.B. 241** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE EDUCATION BOND ACT OF 2019.

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

#### RE-REFERRAL OF A BILL AND A RESOLUTION

Senator Rabon orders the following bill and resolution withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 272**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.J.R. 280**, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, referred to the **Rules and Operations of the Senate Committee** on March 18.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

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

Prayer is offered by The Honorable Erica D. Smith, Senator from Northampton County, as follows:

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“This evening, our heavenly Father, we humbly bow. We first ask that you comfort those family members of the 50 souls who were lost in the mosque shooting in New Zealand. We pray for a world where our sisters and brothers will not have to worry about their children or loved ones being killed senselessly by gun violence. As we gather to work on policy, let our hearts be moved to action that we will pass sensible legislation that will protect the lives of our neighbors. For we know that you said in your word that we should love our neighbors as we love ourselves. We ask this in your name, no higher name on earth. Amen.”

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

The Chair grants leaves of absence for today to Senator Bishop, Senator Burgin, Senator Clark, Senator Horner, Senator Lowe, and Senator Robinson.

*The Chair extends privileges of the floor to Anne Thomas from Gastonia, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **ENROLLED BILL AND A RESOLUTION**

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

**S.B. 56, AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS.**

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. 255, A JOINT RESOLUTION CONFIRMING THE APPOINTMENTS LOUIS A. BLEDSOE, III, AS A SPECIAL SUPERIOR COURT JUDGE. (Res. 2019-4)**

#### **CALENDAR**

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

**S.B. 63** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 44, noes 0, as follows:

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Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, B. Jackson, J. Jackson, Johnson, Krawiec, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Tuesday, March 19, upon third reading.

**S.B. 80**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, B. Jackson, J. Jackson, Johnson, Krawiec, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

Voting in the negative: None.

The bill remains on the calendar for Tuesday, March 19, upon third reading.

**S.B. 12** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE MANNER IN WHICH VACANCIES ARE FILLED IN THE OFFICE OF SHERIFF IN ALEXANDER COUNTY AND THE OFFICES OF SHERIFF, REGISTER OF DEEDS, AND BOARD OF COMMISSIONERS IN BURKE COUNTY, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Wells, the Senate concurs in the House Committee Substitute bill (40-4) and the bill is ordered enrolled.

**S.B. 151** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY, upon second reading.

Senator McKissick offers Amendment No. 1, which is adopted (41-3).

The Committee Substitute bill, as amended, passes its second reading (40-4) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

### SENATE PAGES

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

Lily Ahlin, Raleigh; Tanner Baity, Yadkinville; Anthony Burnette, Shelby; Jessica Neer, Edenton; Sarah Neer, Edenton; Larkin Owens, Burlington; Noah Purgason, Stoneville; Wyatt Sullivan, Raleigh; Anaya Truss-Williams, Charlotte; and Ahmad Whitaker, Raleigh.

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Upon motion of Senator Hise, seconded by Senator Ford, the Senate adjourns at 7:28 p.m., in honor and in memory of Marcus Key, subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, March 19, at 9:30 a.m.

#### **ADDITIONAL BILL SPONSOR**

Senator Fitch requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES.

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

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#### **TWENTY-NINTH DAY**

Senate Chamber  
Tuesday, March 19, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:36 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 3:00 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 Gunn, Blue, Harrington (Primary Sponsors); deViere, Foushee, Garrett, Lowe, Marcus, Sawyer, Van Duyn and Woodard:

**S.B. 290**, A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW A DISTILLERY TO SELL MIXED BEVERAGES; TO ALLOW A DISTILLERY TO SELL SPIRITUOUS LIQUOR DISTILLED BY THE DISTILLER DIRECTLY TO MIXED BEVERAGES

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PERMITTEES AND OUT-OF-STATE CONSUMERS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE; AND TO ALLOW BARS TO OBTAIN ON-PREMISES ABC PERMITS.

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

By Senators McKissick, Nickel, Mohammed (Primary Sponsors); Lowe and Waddell:

**S.B. 291**, A BILL TO BE ENTITLED AN ACT INCREASING THE STATE'S MINIMUM WAGE TO FIFTEEN DOLLARS PER HOUR OVER FIVE YEARS, THEN ANNUALLY ADJUSTING THE MINIMUM WAGE AUTOMATICALLY BY INCREASES IN THE COST OF LIVING; ENDING THE SUBMINIMUM WAGE FOR INDIVIDUALS WITH DISABILITIES; AMENDING THE SUBMINIMUM WAGE FOR TIPPED WORKERS; AND, ENDING THE EXEMPTION FOR DOMESTIC WORKERS.

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

By Senators D. Davis (Primary Sponsor) and Lowe:

**S.B. 292**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EASTERN NORTH CAROLINA FOOD COMMERCIALIZATION CENTER.

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

By Senators D. Davis, Tillman, Brown (Primary Sponsors); Daniel, deViere, Lowe and Steinburg:

**S.B. 293**, A BILL TO BE ENTITLED AN ACT TO MAKE NONRESIDENT DEPENDENTS OF ACTIVE DUTY SERVICE MEMBERS AND VETERANS ELIGIBLE FOR NEED-BASED SCHOLARSHIPS FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION.

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

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 170**, A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR PRINCIPAL BONUSES PROVIDED IN THE 2018-2019 FISCAL YEAR AND TO PROVIDE ADDITIONAL PAYMENTS IN ACCORDANCE WITH THAT EXPANDED ELIGIBILITY, referred to the **Rules and Operations of the Senate Committee** on March 4.

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

**S.B. 189**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY SCHOOLS TO ESTABLISH AND OPERATE AN INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM IN ITS TRADITIONAL HIGH SCHOOLS AND TO PROVIDE FOR A TAX CREDIT FOR CERTAIN PARTICIPANTS IN THE INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 6.

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

**S.B. 277**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF HUNTERSVILLE TO STUDY AND ABATE FREQUENT CASES OF OCULAR MELANOMA IN THE AREA, referred to the **Rules and Operations of the Senate Committee** on March 18.

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

#### REPORTS OF COMMITTEES

A select committee report and standing committee reports are submitted as follows:

By Senator Rabon for the **Select Committee on Nominations**:

**S.J.R. 280**, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report.

By Senator Daniel for the **Judiciary Committee**:

**S.B. 9**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS, 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, 15168, is adopted and engrossed.

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

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**S.B. 156**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CONDITIONS OF PRETRIAL RELEASE ALSO APPLY TO PRETRIAL DETENTION AND NO-CONTACT PRETRIAL RELEASE CONDITIONS MAY BE SET IMMEDIATELY FOLLOWING ARREST FOR DEFENDANTS CHARGED WITH CERTAIN CRIMES OF DOMESTIC VIOLENCE, 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, 45136, which changes the title to read **S.B. 156** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL TO ORDER A DEFENDANT NOT TO CONTACT THE VICTIM, is adopted and engrossed.

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

By Senator J. Alexander for the **State and Local Government Committee**:

**S.B. 84**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING, with a favorable report.

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

**S.B. 186**, A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Transportation Committee**.

**S.B. 194**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

**S.B. 272**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY, with a favorable report.

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

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

March 19, 2019

Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

“In the name of God, the beneficent, the merciful, praise be to the Lord of the universe who has created us and made us into tribes and nations that we may know each other, not that we may despise each other. If the enemy inclines towards peace, let us also incline towards peace, and trust in God, for the Lord is the one who hears and knows all things. And as servants of God, we are most gracious when we walk on the earth in humility and when we address each other and say, “Peace, Salaam.” Amen.”

A Muslim Prayer for Peace

### **PLEDGE OF ALLEGIANCE**

Led by students from The Governor Morehead School, members and guests remain standing and pledge allegiance to the flag of the United States of America.

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, March 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Berger, Senator Burgin, Senator Fitch, Senator Krawiec, Senator Steinburg, and Senator Wells.

*The Chair extends privileges of the floor to Dr. Karen Slocum from Charlotte, North Carolina, who is serving the Senate as Doctor of the Day.*

### **ENROLLED BILL**

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

**S.B. 12**, AN ACT RELATING TO THE MANNER IN WHICH VACANCIES ARE FILLED IN THE OFFICE OF SHERIFF IN ALEXANDER COUNTY AND THE OFFICES OF SHERIFF, REGISTER OF DEEDS, AND BOARD OF COMMISSIONERS IN BURKE COUNTY.

### **MOTION RELATIVE TO THE CALENDAR**

**S.J.R. 280**, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, upon second reading.

Upon motion of Senator Rabon, without objection, the rules are suspended and the Joint Resolution is placed on today’s calendar.

March 19, 2019

**CALENDAR**

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

**S.B. 63** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Bishop, Blue, Britt, Brown, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Tillman, Van Duyn, Waddell and Woodard---43.

Voting in the negative: None.

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

**S.B. 80**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, upon third reading.

The bill passes its third reading, by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Bishop, Blue, Britt, Brown, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Tillman, Van Duyn, Waddell and Woodard---43.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

**S.J.R. 280**, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, upon second reading.

*Upon the appearance of Senator Fitch in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.*

The Joint Resolution passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**A SENATORIAL STATEMENT**

Senator Horner submits a Senatorial Statement, entitled, "**COMMENDING THE GOVERNOR MOREHEAD SCHOOL.**" (See Appendix for full text.)

March 19, 2019

Upon motion of Senator Hise, seconded by Senator Daniel, the Senate adjourns at 3:29 p.m., in memory of those who lost their lives at the Christchurch mosques, subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Wednesday, March 20, at 9:30 a.m.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 255**, A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 265**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA TRANSPORTATION MUSEUM, referred to the **Rules and Operations of the Senate Committee** on March 18.

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

**S.B. 268**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DEADLINE TO APPLY FOR THE HURRICANE FLORENCE AGRICULTURAL DISASTER PROGRAM OF 2018 FOR CERTAIN COUNTIES THAT RECEIVED A PRESIDENTIAL OR SECRETARIAL DISASTER DECLARATION AS A RESULT OF EXCESSIVE RAIN AND FLOODING THAT OCCURRED DURING MAY 15, 2018, THROUGH DECEMBER 31, 2018, AFTER THE ORIGINAL DEADLINE, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 269**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN EQUIPMENT USED FOR CUT STONE AND STONE PRODUCTS FROM SALES TAX, referred to the **Rules and Operations of the Senate Committee** on March 18.

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

**S.B. 270**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, referred to the **Rules and Operations of the Senate Committee** on March 18.

March 19, 2019

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 286**, A BILL TO BE ENTITLED AN ACT TO AMEND FIRE PROTECTION FEE PROCEDURES REGARDING CERTAIN ANNEXED AREAS IN BRUNSWICK AND UNION COUNTIES, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 292**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EASTERN NORTH CAROLINA FOOD COMMERCIALIZATION CENTER, referred to the **Rules and Operations of the Senate Committee** on March 19.

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

**S.B. 293**, A BILL TO BE ENTITLED AN ACT TO MAKE NONRESIDENT DEPENDENTS OF ACTIVE DUTY SERVICE MEMBERS AND VETERANS ELIGIBLE FOR NEED-BASED SCHOLARSHIPS FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION, referred to the **Rules and Operations of the Senate Committee** on March 19.

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

#### ADDITIONAL BILL SPONSOR

Senator Nickel requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 290**, A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW A DISTILLERY TO SELL MIXED BEVERAGES; TO ALLOW A DISTILLERY TO SELL SPIRITUOUS LIQUOR DISTILLED BY THE DISTILLER DIRECTLY TO MIXED BEVERAGES PERMITTEES AND OUT-OF-STATE CONSUMERS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE; AND TO ALLOW BARS TO OBTAIN ON-PREMISES ABC PERMITS.

March 19, 2019



**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. 12**, AN ACT RELATING TO THE MANNER IN WHICH VACANCIES ARE FILLED IN THE OFFICE OF SHERIFF IN ALEXANDER COUNTY AND THE OFFICES OF SHERIFF, REGISTER OF DEEDS, AND BOARD OF COMMISSIONERS IN BURKE COUNTY. (Became law upon ratification, March 19, 2019 - S.L. 2019-5)

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

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**THIRTIETH DAY**

Senate Chamber  
Wednesday, March 20, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:34 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 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 Garrett, Van Duyn, Woodard (Primary Sponsors); Chaudhuri, deViere, Foushee, J. Jackson, Marcus, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith and Waddell:

**S.B. 294**, A BILL TO BE ENTITLED AN ACT TO MAKE THE STATEWIDE GENERAL ELECTION DAY AN OFFICIAL STATE HOLIDAY AND AMENDING THE STATE HUMAN RESOURCES ACT TO MAKE THAT DAY A PAID HOLIDAY FOR STATE EMPLOYEES.

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

March 20, 2019

By Senators Tillman (Primary Sponsor); Burgin, Johnson, McInnis, Robinson and Smith:

**S.B. 295**, A BILL TO BE ENTITLED AN ACT TO ALLOW EVIDENCE OF NORTH CAROLINA HIGH SCHOOL GRADUATION FOR STUDENTS TO REBUT THE PRESUMPTION THAT THE STUDENT'S RESIDENCE IS THE PARENT'S RESIDENCE FOR ESTABLISHING RESIDENCY FOR IN-STATE TUITION FOR NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES.

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

By Senators Gunn, Rabon, and Britt (Primary Sponsors):

**S.B. 296**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY.

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

By Senators Sawyer, Perry, T. Alexander (Primary Sponsors); Burgin, deViere, Garrett, Johnson, Marcus, Peterson, Robinson and Smith:

**S.B. 297**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA POLICY COLLABORATORY AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO ASSEMBLE A RESEARCH ADVISORY PANEL TO STUDY AND DEVELOP RECOMMENDATIONS ON STRATEGIES FOR IMPLEMENTATION OF A RESEARCH PROGRAM TO DETERMINE WHETHER ANY CLUSTERS OF CANCER INCIDENTS EXIST WITHIN THE STATE.

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

By Senators Perry, D. Davis (Primary Sponsors); Burgin and Smith:

**S.B. 298**, A BILL TO BE ENTITLED AN ACT TO ADD A WAIVER OF TUITION AND REGISTRATION FEES FOR COMMUNITY COLLEGE COURSES FOR THE TRAINING NEEDS OF CAMPUS POLICE AGENCIES OF PRIVATE INSTITUTIONS OF HIGHER EDUCATION AND TO APPROPRIATE FUNDS TO COVER THE COST OF THE WAIVER AND TO APPROPRIATE FUNDS TO THE NORTH CAROLINA STATE EDUCATION ASSISTANCE AUTHORITY TO BE USED TO SUPPORT NEED-BASED SCHOLARSHIPS FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION.

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

By Senators Johnson (Primary Sponsor) and Burgin:

**S.B. 299**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SOUTH PIEDMONT COMMUNITY COLLEGE AND UNION COUNTY SCHOOLS TO ESTABLISH A PARTNERSHIP FOR A CAREER PATHWAY INITIATIVE.

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

By Senators Lowe, Bishop, Krawiec (Primary Sponsors); Burgin, Robinson and Waddell:

**S.B. 300**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE NORTH CAROLINA BOARD OF LICENSED PROFESSIONAL COUNSELORS TO THE NORTH CAROLINA BOARD OF LICENSED CLINICAL MENTAL HEALTH COUNSELORS, TO ALLOW THAT BOARD TO CREATE A PROGRAM FOR LICENSEES WHO MAY BE EXPERIENCING MENTAL HEALTH CONCERNS, AND TO ALLOW THAT BOARD TO ENTER INTO RECIPROCITY AGREEMENTS WITH OTHER STATES.

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

By Senator Brown:

**S.B. 301**, A BILL TO BE ENTITLED AN ACT TO EXTEND STUDY OF CURRENT STATUTES ON REGIONAL SCHOOLS AND CLARIFY REQUIREMENTS FOR TRANSPORTATION FOR PARTICIPATING UNITS IN AN APPROVED REGIONAL SCHOOL.

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

By Senators Hise, Bishop, Krawiec (Primary Sponsors); Burgin, Robinson and Waddell:

**S.B. 302**, A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS.

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

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

**S.B. 303**, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS.

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

By Senator J. Davis:

**S.B. 304**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE.

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

By Senators Wells and Daniel (Primary Sponsors):

**S.B. 305**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY A LICENSEE'S QUALIFICATIONS FOR LICENSURE.

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

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By Senators Britt, McInnis (Primary Sponsors); Bishop, J. Davis, Perry and Sanderson:

**S.B. 306**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY.

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

By Senator J. Davis:

**S.B. 307**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF SWAIN COUNTY TO MANAGE THE SWAIN COUNTY SETTLEMENT TRUST FUND AND TO WITHDRAW CERTAIN ASSETS FROM THE FUND.

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

By Senators Chaudhuri, Woodard (Primary Sponsors); Clark, J. Jackson, Marcus, Mohammed, Smith and Waddell:

**S.B. 308**, A BILL TO BE ENTITLED AN ACT RESTORING AN OPEN INTERNET IN NORTH CAROLINA AND APPROPRIATING FUNDS FOR STATEWIDE BROADBAND ACCESS.

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

By Senators Bishop, Foushee, Krawiec (Primary Sponsors); McInnis, Perry and Robinson:

**S.B. 309**, A BILL TO BE ENTITLED AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA.

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

By Senators Brown, Newton, Woodard (Primary Sponsors); J. Alexander, T. Alexander, Ballard, Bishop, Blue, Britt, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Ford, Foushee, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Lowe, Marcus, McInnis, McKissick, Mohammed, Nickel, Perry, Peterson, Robinson, Sanderson, Sawyer, Searcy, Smith and Waddell:

**S.B. 310**, A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS TO USE EASEMENTS HELD BY THE

CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED.

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

By Senators Bishop, Lowe (Primary Sponsors) and Waddell:

**S.B. 311**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MESSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER.

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

By Senators Ford, Bishop (Primary Sponsors) and Sanderson:

**S.B. 312**, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM REAL PROPERTY TRANSFER ON DEATH ACT.

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

By Senators Wells, Krawiec, Woodard (Primary Sponsors); deViere and McInnis:

**S.B. 313**, A BILL TO BE ENTITLED AN ACT TO REDUCE COSTS AND AID HOUSING AFFORDABILITY BY STREAMLINING THE PERFORMANCE GUARANTEE PROCESS BETWEEN DEVELOPERS AND LOCAL GOVERNMENTS.

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

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Bishop for the **Health Care Committee:**

**S.B. 210**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Transportation Committee.**

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**S.B. 9** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS, with a favorable report.

**S.B. 84**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING, with a favorable report.

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**S.B. 156** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL TO ORDER A DEFENDANT NOT TO CONTACT THE VICTIM, with a favorable report.

**S.B. 272**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY, with a favorable report.

By Senator McInnis for the **Transportation Committee**:

**S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS, with a favorable report.

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

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 296**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 298**, A BILL TO BE ENTITLED AN ACT TO ADD A WAIVER OF TUITION AND REGISTRATION FEES FOR COMMUNITY COLLEGE COURSES FOR THE TRAINING NEEDS OF CAMPUS POLICE AGENCIES OF PRIVATE INSTITUTIONS OF HIGHER EDUCATION AND TO APPROPRIATE FUNDS TO COVER THE COST OF THE WAIVER AND TO APPROPRIATE FUNDS TO THE NORTH CAROLINA STATE EDUCATION ASSISTANCE AUTHORITY TO BE USED TO SUPPORT NEED-BASED SCHOLARSHIPS FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION, referred to the **Rules and Operations of the Senate Committee** on March 20.

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

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**S.B. 299**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SOUTH PIEDMONT COMMUNITY COLLEGE AND UNION COUNTY SCHOOLS TO ESTABLISH A PARTNERSHIP FOR A CAREER PATHWAY INITIATIVE, referred to the **Rules and Operations of the Senate Committee** on March 20.

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

**S.B. 301**, A BILL TO BE ENTITLED AN ACT TO EXTEND STUDY OF CURRENT STATUTES ON REGIONAL SCHOOLS AND CLARIFY REQUIREMENTS FOR TRANSPORTATION FOR PARTICIPATING UNITS IN AN APPROVED REGIONAL SCHOOL, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 303**, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 133**, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE RATE-MAKING LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, referred to the **Rules and Operations of the Senate Committee** on February 27.

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

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Bishop for the **Health Care Committee**:

**S.B. 212**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUSPEND DEVELOPMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

March 20, 2019

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35136, which changes the title to read **S.B. 212** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO POSTPONE DEPLOYMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, is adopted and engrossed.

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

By Senator Britt for the **Judiciary Committee**:

**S.B. 168**, A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIDIOL AND EXPANDING THE PERMISSIBLE USE OF CANNABIDIOL AS AN ALTERNATIVE TREATMENT TO CHRONIC CONDITIONS, 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, 45147, which changes the title to read **S.B. 168** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIS EXTRACT AND EXPANDING THE PERMISSIBLE USE OF CANNABIS EXTRACT AS AN ALTERNATIVE TREATMENT OF CHRONIC CONDITIONS, is adopted and engrossed.

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

**S.B. 46**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS, 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, 35137, is adopted and engrossed.

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

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

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Loving Father, be with us today as we assemble. Fill us with inspiration and energy. Help us to work as a team and bring out the best in each other. May we be efficient and achieve all we need to with greatness and friendly discussions. May this place be full of harmony and may we inhabit your graces. Thank you for this new day and the opportunity to work here together. These blessings we ask in the name of Jesus. And all of the people said, ‘Amen.’”

March 20, 2019



Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, March 19, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Robinson and Senator Searcy.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Tillman for the **Education/Higher Education Committee**:

**S.B. 225**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM, with a favorable report.

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

**S.B. 230**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, 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, 45143, is adopted and engrossed.

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

### UNC BOARD OF GOVERNORS ELECTION

Senator Rabon announces that the election of members to the UNC Board of Governors will take place on Thursday, March 21. Pursuant to **S.R. 76**, the **Select Committee on Nominations** met on Wednesday, March 13, and voted on a slate of 11 candidates to be submitted to the Senate for consideration. Four nominees subsequently withdrew their applications. The nominees who withdrew are as follows: Kirk J. Bradley, Sharon A. Decker, Scott Lampe, and Steven D. Wyatt. The remaining nominees, who will appear on the ballot, are as follows: Darrell T. Allison, Thomas C. Goolsby, Martin L. Holton III, Kaye Bernard McGarry, Anna Spangler Nelson, O. Temple Sloan III, and Michael L. Williford.

March 20, 2019

Upon motion of Senator Berger, seconded by Senator McKissick, the Senate adjourns at 4:20 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, March 21, at 11:00 a.m.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Britt for the **Judiciary Committee**:

**S.B. 217**, A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN PROSECUTORIAL DISTRICTS WITH SUPERIOR AND DISTRICT COURT DISTRICTS, 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, 45148, is adopted and engrossed.

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

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 168** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIS EXTRACT AND EXPANDING THE PERMISSIBLE USE OF CANNABIS EXTRACT AS AN ALTERNATIVE TREATMENT OF CHRONIC CONDITIONS, referred to the **Rules and Operations of the Senate Committee** on March 20.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 230** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, referred to the **Rules and Operations of the Senate Committee** on March 20.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

### ADDITIONAL BILL SPONSOR

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

March 20, 2019

**S.B. 218**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA.

### 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. 56**, AN ACT TO MAKE TECHNICAL CHANGES TO THE REVENUE LAWS. (Became law upon approval of the Governor, March 20, 2019 - S.L. 2019-6)

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

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### THIRTY-FIRST DAY

Senate Chamber  
Thursday, March 21, 2019

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

Prayer is offered by The Honorable Jerry W. Tillman, Senator from Randolph County, as follows:

“Rejoice in the Lord always. I'll say it again, rejoice. Let thy gentleness be known to all. The Lord is near. Don't be anxious about anything, but in everything, with prayer and petition and thanksgiving, present your requests to God. And the peace of God, which transcends all understanding, will guard our hearts and our minds in Christ Jesus. And finally, brothers, whatever is true and pure and lovely and excellent and praiseworthy, remember these things. And whatever you know or have seen or have heard about me, practice these things. And the God of peace will be with you.' Amen.”

Philippians 4:4-8, NIV (paraphrase)

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, March 20, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator T. Alexander, Senator Bishop, Senator Garrett, and Senator Peterson.

March 21, 2019

**ENROLLED BILLS AND A RESOLUTION**

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

**S.B. 6, AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES.**

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

**S.B. 4, AN ACT TO EXTEND THE TERMS OF OFFICE OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF COASTAL CAROLINA COMMUNITY COLLEGE.**

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

**S.J.R. 280, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES. (Res. 2019-5)**

**ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS  
OF THE UNIVERSITY OF NORTH CAROLINA**

The President announces that the Senate will now begin the election of members to the UNC Board of Governors.

Pursuant to **S.R. 76, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA**, the President recognizes Senator Rabon, who explains the voting procedures.

The Sergeant-at-Arms distributes ballots to the 46 members present. Each member proceeds to vote by selecting six of the seven candidates and signing his or her ballot. When all members have completed their ballots, the ballots are collected. Senator Rabon, Senator Robinson, the Senate Principal Clerk, and staff members from the Senate Principal Clerk's Office then repair outside the chamber to tally the votes.

The Senate recesses at 11:36 a.m. to reconvene at 11:50 a.m.

**RECESS**

March 21, 2019

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

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

**ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS  
OF THE UNIVERSITY OF NORTH CAROLINA** *(continued)*

Senator Rabon announces the winners of the official ballot as follows: Darrell T. Allison, Thomas C. Goolsby, Martin L. Holton III, Anna Spangler Nelson, O. Temple Sloan III, and Michael L. Williford.

Upon motion of Senator Rabon, the winners of the official ballot are confirmed first by electronic vote (29-16) and then a second time, whereby they are confirmed by voice vote.

The President declares the aforementioned individuals duly elected to the Board of Governors of the University of North Carolina. He directs Senator Rabon to send a letter of notification to the Secretary of the Board of Governors of the University of North Carolina, indicating those persons elected by the Senate.

**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Monday, March 25:

**S.B. 84**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING, upon second reading.

**S.B. 9** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS, upon second reading.

**S.B. 156** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL TO ORDER A DEFENDANT NOT TO CONTACT THE VICTIM, upon second reading.

**CALENDAR**

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

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**S.B. 272**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY, upon second reading.

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

Upon motion of Senator Berger, seconded by Senator Perry, the Senate adjourns at 11:58 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, March 25, at 2:00 p.m.

### INTRODUCTION OF BILLS

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

By Senators Chaudhuri, Britt (Primary Sponsors); deViere, Johnson, Marcus, Nickel, Sanderson, Steinburg and Waddell:

**S.B. 314**, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTY CLERKS OF COURT TO WAIVE ANY COSTS OR FEES ARISING OUT OF GUARDIANSHIP OR INCOMPETENCY PROCEEDINGS MADE ON BEHALF OF LAW ENFORCEMENT OFFICERS WHEN THE NEED FOR THESE PROCEEDINGS ARISES OUT OF INJURIES SUSTAINED IN THE LINE OF DUTY.

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

By Senators B. Jackson, Sanderson, Johnson (Primary Sponsors); Bishop, Britt, Burgin, Clark, J. Davis, deViere, Edwards, Foushee, Gunn, Lowe, McInnis, Mohammed, Newton, Perry, Sawyer, Searcy, Smith, Steinburg, Waddell and Woodard:

**S.B. 315**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS.

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

By Senators Wells, Krawiec, Edwards (Primary Sponsors) and Mohammed:

**S.B. 316**, A BILL TO BE ENTITLED AN ACT TO DIRECT CERTAIN MUNICIPALITIES TO REPORT TO THE GENERAL ASSEMBLY ON LOCAL GOVERNMENT FUNDING, SUBSIDIES, AND ACTIVITIES RELATED TO AFFORDABLE HOUSING.

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

By Senators Waddell, Fitch, and Lowe (Primary Sponsors):

**S.B. 317**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO PROVISIONS PERMITTING SENIOR CITIZENS TO AUDIT COURSES AT COMMUNITY COLLEGES AND CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

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

March 21, 2019

By Senators Sanderson, Krawiec, Hise (Primary Sponsors); Bishop, Daniel, Ford and Steinburg:

**S.B. 318**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO MAINTAIN A CONTINUOUS REPOSITORY OF MATERIALS USED IN PROGRAMS ON REPRODUCTIVE HEALTH AND SAFETY, MENTAL AND EMOTIONAL HEALTH, GROWTH AND DEVELOPMENT, ANTI-BULLYING, OR ANTI-HARASSMENT; TO REQUIRE LOCAL BOARDS OF EDUCATION TO PROVIDE NOTICE TO PARENTS OF THOSE UPCOMING PROGRAMS; TO PROVIDE PARENTS WITH A RIGHT TO REVIEW THOSE PROGRAM MATERIALS; TO ALLOW PARENTS TO CONSENT TO STUDENTS' PARTICIPATION IN THOSE PROGRAMS; AND TO REQUIRE LOCAL BOARDS OF EDUCATION TO NOTIFY PARENTS OF THE ADOPTION, AMENDMENT, OR MODIFICATION OF THOSE PROGRAMS.

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

By Senators Sawyer, Britt, McInnis (Primary Sponsors); Clark, deViere, Marcus, Mohammed, Perry and Smith:

**S.B. 319**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHTING OF THE SCHOOL ACHIEVEMENT SCORE AND THE SCHOOL GROWTH SCORE IN THE CALCULATION OF SCHOOL PERFORMANCE SCORES AND GRADES.

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

By Senator J. Alexander:

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE.

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

By Senators T. Alexander (Primary Sponsor) and Marcus:

**S.B. 321**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE.

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

By Senators Burgin, Brown, Tillman (Primary Sponsors); Johnson and Steinburg:

**S.B. 322**, A BILL TO BE ENTITLED AN ACT TO MODIFY CRIMINAL PENALTIES ASSOCIATED WITH CERTAIN NORTH CAROLINA INSURANCE FRAUD STATUTES AND TO INCORPORATE PORTIONS OF THE NAIC FRAUD PREVENTION MODEL ACT LANGUAGE INTO NORTH CAROLINA'S INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

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

By Senators Hise and Krawiec (Primary Sponsors):

**S.B. 323**, A BILL TO BE ENTITLED AN ACT EXEMPTING PROVIDERS OF PHYSICIAN OFFICE-BASED VASCULAR ACCESS PROCEDURES FROM CERTIFICATE OF NEED REVIEW.

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

March 21, 2019

By Senator Sanderson:

**S.B. 324**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A MORE EQUITABLE DISTRIBUTION OF SALES TAX PROCEEDS FROM THE SALE AND USE OF PIPED NATURAL GAS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson and Peterson (Primary Sponsors):

**S.B. 325**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CERTIFIED LICENSED MIDWIVES LICENSING ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Gunn, and Hise (Primary Sponsors):

**S.B. 326**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA TO PROMOTE NORTH CAROLINA TRAVEL AND TOURISM GROWTH.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis, Sawyer, Burgin (Primary Sponsors); Daniel, Johnson and Steinburg:

**S.B. 327**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR COMMITTING LARCENY OF TIMBER.

Referred to the **Rules and Operations of the Senate Committee**.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 8** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO IMPLEMENT AN IN-STATE TUITION PILOT PROGRAM FOR RESIDENTS OF CERTAIN GEORGIA COUNTIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 18**, A BILL TO BE ENTITLED AN ACT TO ALLOW VOTING BY ABSENTEE BALLOT IN FIRE DISTRICT ELECTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 51**, A BILL TO BE ENTITLED AN ACT ADOPTING THE NORTH CAROLINA AZALEA FESTIVAL AS THE OFFICIAL AZALEA FESTIVAL IN THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 56**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT PRIOR TO GRADUATION FROM HIGH SCHOOL.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 80**, A BILL TO BE ENTITLED AN ACT TO REGULATE WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 85** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REMOVE ONSLOW COUNTY FROM THE MOTOR VEHICLE EMISSIONS INSPECTION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 115** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF BILTMORE FOREST SHALL BE HELD IN EVEN-NUMBERED YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 125** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE REVISED UNIFORM ATHLETE AGENTS ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 179**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 181**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY.

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:

March 21, 2019

House of Representatives  
March 21, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **H.R. 364 (Adopted)**, A HOUSE RESOLUTION ELECTING PEARL BURRIS-FLOYD, C. PHILIP BYERS, JAMES HOLMES, JR., HILTON TERRY HUTCHENS, J. ALEX MITCHELL, AND DAVID POWERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the House of Representatives has elected the following six persons to serve for a four-year term:

Pearl Burris-Floyd  
C. Phillip Byers  
James Holmes, Jr.  
Hilton Terry Hutchens  
J. Alex Mitchell  
David Powers

Respectfully,  
S/ James White  
Principal Clerk

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Harrington for the **Appropriations/Base Budget Committee**:

**S.B. 95**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45154, which changes the title to read **S.B. 95** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020, PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021, AND REDIRECTING CERTAIN STORM RESILIENCE FUNDS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

March 21, 2019

**S.B. 225**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS, with a favorable report.

**H.B. 263**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN 2018, with a favorable report.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 297**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA POLICY COLLABORATORY AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO ASSEMBLE A RESEARCH ADVISORY PANEL TO STUDY AND DEVELOP RECOMMENDATIONS ON STRATEGIES FOR IMPLEMENTATION OF A RESEARCH PROGRAM TO DETERMINE WHETHER ANY CLUSTERS OF CANCER INCIDENTS EXIST WITHIN THE STATE, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 251**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH JUDICIALLY MANAGED ACCOUNTABILITY AND RECOVERY COURTS THROUGHOUT THE STATE OF NORTH CAROLINA TO PROVIDE CASE MANAGEMENT AND CONTINUITY OF CARE FOR THOSE ENROLLED IN THE PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 14.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

March 21, 2019

**S.B. 326**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA TO PROMOTE NORTH CAROLINA TRAVEL AND TOURISM GROWTH, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **ADDITIONAL BILL SPONSORS**

Senator B. Jackson and Senator Steinburg request to be added as co-sponsors of previously introduced legislation:

**S.B. 310**, A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED.

Senator Smith requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 225**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM.

#### **REMOVAL OF A BILL SPONSOR**

Senator Smith requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 308**, A BILL TO BE ENTITLED AN ACT RESTORING AN OPEN INTERNET IN NORTH CAROLINA AND APPROPRIATING FUNDS FOR STATEWIDE BROADBAND ACCESS.

#### **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:

March 21, 2019

**S.B. 4**, AN ACT TO EXTEND THE TERMS OF OFFICE OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF COASTAL CAROLINA COMMUNITY COLLEGE. (Became law upon ratification, March 21, 2019 - S.L. 2019-7)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### THIRTY-SECOND DAY

Senate Chamber  
Monday, March 25, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:00 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 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 Sawyer (Primary Sponsor); deViere, Garrett and Marcus:

**S.B. 328**, A BILL TO BE ENTITLED AN ACT TO SUBJECT ALL PROJECTS USING COAL COMBUSTION PRODUCTS AS STRUCTURAL FILL TO THE SAME REQUIREMENTS FOR PERMITTING, DESIGN AND CONSTRUCTION, CLOSURE, AND POST-CLOSURE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Nickel, Foushee, Robinson (Primary Sponsors); Clark, deViere, Fitch, Garrett, Lowe, Marcus, McKissick, Mohammed, Peterson, Searcy, Smith, Van Duyn and Waddell:

**S.B. 329**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LOCAL SCHOOL ADMINISTRATIVE UNITS IN ORDER TO PROVIDE THAT EVERY KINDERGARTEN THROUGH SECOND GRADE CLASSROOM HAS A FULL-TIME TEACHER ASSISTANT AND EVERY THREE THIRD GRADE CLASSROOMS HAS A FULL-TIME TEACHER ASSISTANT.

Referred to the **Rules and Operations of the Senate Committee**.

March 25, 2019

By Senator Daniel:

**S.B. 330**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT STATE AGENCIES UTILIZE A LICENSED LAND SURVEYOR WHEN MARKING THE BOUNDARIES OF STATE-OWNED LAND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

**S.B. 331**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO RADIO EMERGENCY ASSOCIATED COMMUNICATIONS TEAMS (REACT) AND TO AUTHORIZE REACT VEHICLES TO USE LIGHTS AND SIRENS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

**S.B. 332**, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Hise (Primary Sponsors); Smith and Steinburg:

**S.B. 333**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A JOINT LEGISLATIVE TASK FORCE ON SUDDEN CARDIAC ARREST IN STUDENT ATHLETES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith (Primary Sponsor) and Lowe:

**S.B. 334**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPROVE VARIOUS EMERGENCY SERVICES FACILITIES IN MARTIN COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Daniel, D. Davis (Primary Sponsors); Mohammed and Smith:

**S.B. 335**, A BILL TO BE ENTITLED AN ACT TO CREATE PROTECTIONS FOR THE RIGHTS OF INTERCOLLEGIATE STUDENT-ATHLETES AND TO ALLOW IN-STATE TUITION FOR CERTAIN SCHOLARSHIPS FOR OUT-OF-STATE STUDENT-ATHLETES, AS RECOMMENDED BY THE LEGISLATIVE COMMISSION ON THE FAIR TREATMENT OF COLLEGE STUDENT-ATHLETES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Hise (Primary Sponsors); Clark, D. Davis, deViere, Foushee, Garrett, Lowe, Mohammed, Newton, Peterson, Steinburg, Van Duyn and Waddell:

**S.B. 336**, A BILL TO BE ENTITLED AN ACT TO PROMOTE YOUNG CHILDREN'S HEALTHY DEVELOPMENT THROUGH CONTINUED INVESTMENT IN THE SMART START PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

March 25, 2019

By Senators Krawiec, Van Duyn (Primary Sponsors); Foushee, Lowe, Marcus and Smith:

**S.B. 337**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A RETHINKING GUARDIANSHIP WORKGROUP TO STUDY AND RECOMMEND CHANGES TO CHAPTER 35A OF THE GENERAL STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Van Duyn, Woodard (Primary Sponsors); Foushee, Lowe, Marcus, Mohammed, Nickel, Peterson, Searcy and Waddell:

**S.B. 338**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NORTH CAROLINA UTILITIES COMMISSION TO ESTABLISH TIERED ELECTRICITY RATES FOR RESIDENTIAL, COMMERCIAL, PUBLIC, AND INDUSTRIAL CUSTOMERS TO ENCOURAGE ENERGY CONSERVATION AND ENERGY EFFICIENCY, TO CREATE AN ENERGY EFFICIENCY BANK TO BE USED FOR LOANS TO CUSTOMERS FOR THE COSTS OF CERTAIN ENERGY EFFICIENCY OR RENEWABLE ENERGY PROJECTS, AND TO CREATE AN INCENTIVE FOR CONSUMERS TO PURCHASE ENERGY STAR QUALIFIED HOUSEHOLD PRODUCTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Van Duyn, Nickel (Primary Sponsors); deViere, Garrett, Marcus, Mohammed, Peterson, Searcy, Smith and Waddell:

**S.B. 339**, A BILL TO BE ENTITLED AN ACT TO SUBMIT TO THE VOTERS OF NORTH CAROLINA A REFERENDUM URGING CONGRESS TO PASS AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES DECLARING THAT CONSTITUTIONAL RIGHTS BELONG ONLY TO INDIVIDUALS AND NOT TO CORPORATIONS OR OTHER ARTIFICIAL ENTITIES AND THAT CONSTITUTIONALLY PROTECTED FREE SPEECH EXCLUDES THE UNLIMITED SPENDING OF MONEY ON POLITICAL CAMPAIGN CONTRIBUTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Chaudhuri, McInnis, Gunn (Primary Sponsors); D. Davis, deViere, Garrett, Searcy, Steinburg, Van Duyn and Waddell:

**S.B. 340**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE NORTH CAROLINA SKILLS-GAP STUDY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Britt (Primary Sponsors) and Steinburg:

**S.B. 341**, A BILL TO BE ENTITLED AN ACT TO REPEAL LAW ENFORCEMENT AUTHORITY TO USE PROHIBITED FORMS OF IDENTIFICATION UNDER CERTAIN CIRCUMSTANCES, TO CREATE ADDITIONAL INCENTIVES FOR LOCAL GOVERNMENTS TO COMPLY WITH STATE LAWS RELATED TO IMMIGRATION, TO CREATE A

March 25, 2019

PRIVATE CAUSE OF ACTION TO REMEDY LOCAL GOVERNMENT NONCOMPLIANCE WITH STATE IMMIGRATION LAWS, TO PROHIBIT UNC CONSTITUENT INSTITUTIONS FROM BECOMING SANCTUARY UNIVERSITIES, AND TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE DEPARTMENT OF HOMELAND SECURITY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators D. Davis, Burgin, Edwards (Primary Sponsors); deViere, Lowe and Steinburg:

**S.B. 342**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO SUPPORT THE OPERATIONS OF THE NC MILITARY BUSINESS CENTER.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Ballard:

**S.B. 343**, A BILL TO BE ENTITLED AN ACT TO REVISE REPORTING REQUIREMENTS RELATED TO EDUCATION.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Woodard, Gunn (Primary Sponsors) and Van Duyn:

**S.B. 344**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE COMMON AREA ENTERTAINMENT PERMITS TO ALLOW A CUSTOMER OF AN ABC LICENSED PREMISES LOCATED IN A SHOPPING MALL TO CONSUME AN ALCOHOLIC BEVERAGE PURCHASED FROM THE LICENSED PREMISES WITHIN A DESIGNATED INDOOR OR OUTDOOR COMMON AREA ON THE SHOPPING MALL PROPERTY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators D. Davis (Primary Sponsor); Lowe and Waddell:

**S.B. 345**, A BILL TO BE ENTITLED AN ACT TO ADOPT "THE OLD NORTH STATE" AS THE OFFICIAL NICKNAME OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators D. Davis (Primary Sponsor); Van Duyn and Woodard:

**S.B. 346**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SALES TAX EXEMPTION FOR CERTAIN NONPROFIT ENTITIES.

Referred to the **Rules and Operations of the Senate Committee.**

#### MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

March 25, 2019



**STATE OF NORTH CAROLINA  
OFFICE OF THE GOVERNOR**

ROY COOPER  
GOVERNOR

March 21, 2019

**VIA HAND DELIVERY**

The Honorable Dan Forest  
Lieutenant Governor  
310 N. Blount Street  
Raleigh, North Carolina 27601

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. § 115C-10, I am pleased to nominate the following individuals to serve on the North Carolina State Board of Education and hereby submit their names for confirmation by the General Assembly:

- Mrs. Donna A. Tipton-Rogers of Cherokee County, Eighth Education District Representative
- The Honorable James Wendell Hall of Hertford County, At-Large

I am grateful for their willingness to assume this important responsibility for the State of North Carolina. Attached is their 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                      Mrs. Sarah Holland  
The Honorable Dan Blue                      Mr. James White

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 95** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020, PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021, AND REDIRECTING CERTAIN STORM RESILIENCE FUNDS, referred to the **Rules and Operations of the Senate Committee** on March 21.

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The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Proverbs 25:26 reads as follows, ‘Like a muddied spring or a polluted well is the righteous man who gives way to the wicked.’ Father, we decree and ask that as a body we come into agreement with your kingdom plan for our nation and our state. Raise up the voice of righteousness in every area of this assembly. We humbly ask that you pour out your spirit of grace over our state and our nation. Let your kingdom come and your will be done in North Carolina. In the name of Jesus, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, March 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Britt, Senator Rabon, Senator Robinson, and Senator Smith.

#### CONVEYANCE OF A BILL

Upon motion of Senator Brown, without objection, **S.B. 272**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY, having passed third reading on Thursday, March 21, will be sent to the House of Representatives by special message.

#### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Brown, the following bills are withdrawn from today’s calendar and placed on the calendar of Tuesday, March 26:

**S.B. 156** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL TO ORDER A DEFENDANT NOT TO CONTACT THE VICTIM, upon second reading.

**S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS, upon second reading.

March 25, 2019

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 84**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 9** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS, upon second reading.

*Upon the appearance of Senator Smith in the chamber, the Chair acknowledges her presence and the leave of absence granted previously is withdrawn.*

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**H.B. 263**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN 2018, upon second reading.

Senator Hise offers Amendment No. 1, which is adopted (46-0).

The bill, as amended, passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in Senate Amendment No. 1.

**SENATE PAGES**

The Chair recognizes the following pages serving in the Senate this week:

Katie Dul, Gastonia; Taylor Harris, Charlotte; John Hollowell, Jr., Raleigh; Eli King, Durham; Teddy Popkin, Chapel Hill; Trey Wilhoit, China Grove; and Chloe Worner, Youngsville.

Upon motion of Senator Berger, seconded by Senator Sawyer, the Senate adjourns at 7:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, March 26, at 9:15 a.m.

**ADDITIONAL BILL SPONSORS**

Senator Ford and Senator B. Jackson request to be added as co-sponsors of previously introduced legislation:

March 25, 2019

**S.B. 303**, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**THIRTY-THIRD DAY**

Senate Chamber  
Tuesday, March 26, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:17 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 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 Clark (Primary Sponsor) and Robinson:

**S.B. 347**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A RESIDENCY REQUIREMENT FOR ONE DISTRICT COURT JUDGE POSITION FOR HOKE COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Marcus, Mohammed, J. Jackson (Primary Sponsors); Chaudhuri, Clark, deViere, Foushee, Garrett, Lowe, Nickel, Peterson, Robinson, Sawyer, Searcy, Van Duyn and Waddell:

**S.B. 348**, A BILL TO BE ENTITLED AN ACT TO CLEAR ROADBLOCKS TO I-77 TOLL RELIEF.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman:

**S.B. 349**, A BILL TO BE ENTITLED AN ACT TO PROTECT BENEFITS FOR FIREFIGHTERS.

Referred to the **Rules and Operations of the Senate Committee**.

March 26, 2019

By Senator Tillman:

**S.B. 350**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE HACKNEY AMENDMENT TO CHARTER SCHOOL FUNDING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis (Primary Sponsor); B. Jackson and Perry:

**S.B. 351**, A BILL TO BE ENTITLED AN ACT TO INCREASE NONRESIDENT TUITION AT CERTAIN CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND TO DECREASE RESIDENT TUITION AT THOSE SAME INSTITUTIONS USING ADDITIONAL NONRESIDENT TUITION RECEIPTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis, J. Davis (Primary Sponsors); Hise and Krawiec:

**S.B. 352**, A BILL TO BE ENTITLED AN ACT REVISING THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis, Gunn, and Wells (Primary Sponsors):

**S.B. 353**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET IF GOOD CAUSE IS DEMONSTRATED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard, Edwards, Harrington (Primary Sponsors) and Krawiec:

**S.B. 354**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STUDENT AND FAMILY FAIR NOTICE AND AN IMPACT STATEMENT PRIOR TO THE CLOSING OR RESTRUCTURING OF A CHARTER SCHOOL.

Referred to the **Rules and Operations of the Senate Committee**.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

**S.B. 95** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020, PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021, AND REDIRECTING CERTAIN STORM RESILIENCE FUNDS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 35146, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

March 26, 2019

By Senator Brown for the **Rules and Operations of the Senate Committee**:

**S.B. 95** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020, PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021, AND REDIRECTING CERTAIN STORM RESILIENCE FUNDS, with a favorable report.

**S.B. 217** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN PROSECUTORIAL DISTRICTS WITH SUPERIOR AND DISTRICT COURT DISTRICTS, with a favorable report.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 310**, A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 334**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPROVE VARIOUS EMERGENCY SERVICES FACILITIES IN MARTIN COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 336**, A BILL TO BE ENTITLED AN ACT TO PROMOTE YOUNG CHILDREN'S HEALTHY DEVELOPMENT THROUGH CONTINUED INVESTMENT IN THE SMART START PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 342**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO SUPPORT THE OPERATIONS OF THE NC MILITARY BUSINESS CENTER, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 343**, A BILL TO BE ENTITLED AN ACT TO REVISE REPORTING REQUIREMENTS RELATED TO EDUCATION, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 250**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, referred to the **Rules and Operations of the Senate Committee** on March 14.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 55**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES, referred to the **Agriculture/Environment/Natural Resources Committee** on March 7, with a sequential referral to the **Rules and Operations of the Senate Committee**

A sequential referral to the **Finance Committee** is added between the existing referrals.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Horner for the **State and Local Government Committee**:

**S.B. 191**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

March 26, 2019

**S.B. 239**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 270**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

**S.B. 235**, A BILL TO BE ENTITLED AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN COUNTY THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES, 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, 45173, which changes the title to read **S.B. 235** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN AND NASH COUNTIES THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 242**, A BILL TO BE ENTITLED AN ACT TO ALLOW HARNETT COUNTY TO USE FUNDS RECEIVED FOR RECREATIONAL PURPOSES IN CONNECTION WITH ITS SUBDIVISION CONTROL ORDINANCE TO DEVELOP RECREATIONAL SITES, 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, 35154, which changes the title to read **S.B. 242** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 286**, A BILL TO BE ENTITLED AN ACT TO AMEND FIRE PROTECTION FEE PROCEDURES REGARDING CERTAIN ANNEXED AREAS IN BRUNSWICK AND UNION COUNTIES, 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, 35148, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.



The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“Now unto him that is able to keep you from falling, and to present you faultless before the presence of his glory with exceeding joy, to the only wise God our Savior, be glory and majesty, dominion and power, both now and forevermore.”\* And all of the people said, ‘Amen.’”

\*Jude 24-25, KJV

Senator Brown announces that the Senate Journal of Monday, March 25, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Britt, Senator Hise, Senator Horner, Senator Rabon, and Senator Robinson.

*The Chair extends privileges of the floor to Kathy Jolly from Charlotte, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 156** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A JUDICIAL OFFICIAL TO ORDER A DEFENDANT NOT TO CONTACT THE VICTIM, upon second reading.

The Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS, upon second reading.

*The Chair grants a leave of absence for the remainder of today’s session to Senator Blue, and, without objection, the Chair orders that the leave apply to the vote on S.B. 156.*

The bill passes its second reading (43-0).

Senator D. Davis objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the bill placed on the calendar of Wednesday, March 27, upon third reading.

Upon motion of Senator Brown, seconded by Senator D. Davis, the Senate adjourns at 4:17 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, March 27, at 9:30 a.m.

March 26, 2019

**ADDITIONAL BILL SPONSOR**

Senator Johnson requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 303**, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS.

Pursuant to Senator Brown's motion to adjourn having prevailed, the Senate stands adjourned.

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**THIRTY-FOURTH DAY**

Senate Chamber  
Wednesday, March 27, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 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 Bishop, Newton, Searcy (Primary Sponsors); Britt, Clark, Daniel, D. Davis, Edwards, Gunn, B. Jackson, Krawiec, McInnis, Sanderson and Tillman:

**S.B. 355**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND MAKE CHANGES TO THE LAND-USE REGULATORY LAWS OF THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Brown (Primary Sponsors); Ballard, Edwards and Steinburg:

**S.B. 356**, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND.

Referred to the **Rules and Operations of the Senate Committee**.

March 27, 2019

By Senators Sawyer, Krawiec, and Gallimore (Primary Sponsors):

**S.B. 357**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE OWNERSHIP, POSSESSION, IMPORT, PURCHASE, OR SALE OF BIG CATS, BEARS, AND GREAT APES IN CERTAIN SITUATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Garrett, Marcus, Woodard (Primary Sponsors) and Lowe:

**S.B. 358**, A BILL TO BE ENTITLED AN ACT TO RESTORE PUBLIC HEALTH PROTECTIONS FROM LEAKING SOLID WASTE TRANSPORT VEHICLES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Hise, Harrington (Primary Sponsors); T. Alexander, Ballard, Bishop, Britt, Burgin, Daniel, Edwards, Ford, Johnson, McInnis, Newton, Perry, Sanderson, Sawyer and Steinburg:

**S.B. 359**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Ballard, Sawyer (Primary Sponsors); Bishop, Edwards and Sanderson:

**S.B. 360**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH DUE PROCESS SAFEGUARDS FOR STUDENTS FACING UNIVERSITY DISCIPLINARY PROCEEDINGS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Bishop, Hise (Primary Sponsors); Britt, Daniel, Edwards, McInnis, Perry, Sanderson and Steinburg:

**S.B. 361**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells and Perry (Primary Sponsors):

**S.B. 362**, A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Fitch (Primary Sponsor); Foushee, Lowe and Waddell:

**S.B. 363**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF PRINCEVILLE TO ASSIST WITH DISASTER RECOVERY EFFORTS.

Referred to the **Rules and Operations of the Senate Committee**.

March 27, 2019

By Senator Bishop:

**S.B. 364**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RECEIVERSHIP ACT; REPEAL ASSIGNMENTS FOR THE BENEFIT OF CREDITOR STATUTES; AND MAKE AN ACTION FOR THE APPOINTMENT OF A GENERAL RECEIVER FOR CERTAIN DEBTORS A MANDATORY COMPLEX BUSINESS CASE, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator McInnis:

**S.B. 365**, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis, B. Jackson (Primary Sponsors); Edwards, Sanderson and Steinburg:

**S.B. 366**, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS TO BE ELIGIBLE TO ENROLL IN COLLEGE COURSES AS PART OF AN ACADEMIC TRANSITION PATHWAY OR COLLEGE TRANSFER CERTIFICATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis, Krawiec, B. Jackson (Primary Sponsors) and Sanderson:

**S.B. 367**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT COUNTIES AND CITIES SHALL NOT ADOPT ORDINANCES REGULATING THE REMOVAL OF TREES FROM PRIVATE PROPERTY WITHOUT THE EXPRESS AUTHORIZATION OF THE GENERAL ASSEMBLY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Steinburg:

**S.B. 368**, A BILL TO BE ENTITLED AN ACT TO SET CERTAIN MINIMUM REQUIREMENTS FOR THE EVALUATION OF MENTAL AND PHYSICAL HEALTH FOR THOSE PERSONS SEEKING TO BECOME CRIMINAL JUSTICE OFFICERS BY APPROVAL OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe and Krawiec (Primary Sponsors):

**S.B. 369**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE CERTAIN AIRPORTS AS NORTH CAROLINA LEGACY AIRPORTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe (Primary Sponsor) and Waddell:

**S.B. 370**, A BILL TO BE ENTITLED AN ACT DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY WHETHER CERTAIN MEDICAL OFFICES SHOULD BE REQUIRED TO HAVE EMERGENCY GENERATORS FOR USE DURING POWER OUTAGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells:

**S.B. 371**, A BILL TO BE ENTITLED AN ACT TO IMPOSE A PARTIAL MORATORIUM ON COLLECTION OF THE SOLID WASTE DISPOSAL TAX UNTIL COMPLETION OF THE CURRENT PILOT STUDY AND DIGITIZATION OF RECORDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators deViere, Clark (Primary Sponsors); Foushee and Lowe:

**S.B. 372**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SCHOOL OF EDUCATION BUILDING AT FAYETTEVILLE STATE UNIVERSITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Woodard, Krawiec (Primary Sponsors) and Lowe:

**S.B. 373**, A BILL TO BE ENTITLED AN ACT TO DEFINE AND AUTHORIZE THE USE OF ELECTRIC STANDUP SCOOTERS.

Referred to the **Rules and Operations of the Senate Committee**.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Brown for the **Rules and Operations of the Senate Committee**:

**S.B. 191**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION, with a favorable report.

**S.B. 225**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM, with a favorable report.

March 27, 2019

**S.B. 235** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN AND NASH COUNTIES THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES, with a favorable report.

**S.B. 239**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS, with a favorable report.

**S.B. 242** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY, with a favorable report.

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 297**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA POLICY COLLABORATORY AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO ASSEMBLE A RESEARCH ADVISORY PANEL TO STUDY AND DEVELOP RECOMMENDATIONS ON STRATEGIES FOR IMPLEMENTATION OF A RESEARCH PROGRAM TO DETERMINE WHETHER ANY CLUSTERS OF CANCER INCIDENTS EXIST WITHIN THE STATE, 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, 15216, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Davis for the **Transportation Committee**:

**S.B. 210**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 186**, A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15218, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

March 27, 2019

**S.B. 220**, A BILL TO BE ENTITLED AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15219, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Gunn for the **Commerce and Insurance Committee**:

**S.B. 124**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS THAT MUST BE MET BEFORE CERTAIN SMALL TOWNS MAY HOLD A MIXED BEVERAGE ELECTION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Ballard for the **Education/Higher Education Committee**:

**S.B. 189**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY SCHOOLS TO ESTABLISH AND OPERATE AN INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM IN ITS TRADITIONAL HIGH SCHOOLS AND TO PROVIDE FOR A TAX CREDIT FOR CERTAIN PARTICIPANTS IN THE INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

**S.B. 230** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 293**, A BILL TO BE ENTITLED AN ACT TO MAKE NONRESIDENT DEPENDENTS OF ACTIVE DUTY SERVICE MEMBERS AND VETERANS ELIGIBLE FOR NEED-BASED SCHOLARSHIPS FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15217, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

March 27, 2019

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 355**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND MAKE CHANGES TO THE LAND-USE REGULATORY LAWS OF THE STATE, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 356**, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 362**, A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 363**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF PRINCEVILLE TO ASSIST WITH DISASTER RECOVERY EFFORTS, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 364**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RECEIVERSHIP ACT; REPEAL ASSIGNMENTS FOR THE BENEFIT OF CREDITOR STATUTES; AND MAKE AN ACTION FOR THE APPOINTMENT OF A GENERAL RECEIVER FOR CERTAIN DEBTORS A MANDATORY COMPLEX BUSINESS CASE, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

March 27, 2019



**S.B. 354**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STUDENT AND FAMILY FAIR NOTICE AND AN IMPACT STATEMENT PRIOR TO THE CLOSING OR RESTRUCTURING OF A CHARTER SCHOOL, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 366**, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS TO BE ELIGIBLE TO ENROLL IN COLLEGE COURSES AS PART OF AN ACADEMIC TRANSITION PATHWAY OR COLLEGE TRANSFER CERTIFICATE, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 372**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SCHOOL OF EDUCATION BUILDING AT FAYETTEVILLE STATE UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 353**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET IF GOOD CAUSE IS DEMONSTRATED, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-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:

**H.J.R. 147**, A JOINT RESOLUTION CONFIRMING THE GOVERNOR'S REAPPOINTMENT OF RAYMOND E. GRACE TO THE OFFICE OF COMMISSIONER OF BANKS.

Referred to the **Select Committee on Nominations**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

March 27, 2019

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Dear heavenly Father, Savior, and merciful God, bless us as we are ending this month of March, and that we are blessed with the springtime which brings a renewing. Be with us today in this Senate chamber. Let your goodness and love be present among us. Help us to remember that you are our strength in times of trouble as we are approaching another month—the month of April. Give us the humility always to seek you first. James 4:10 states, ‘Humble yourselves before the Lord, and he will lift you up.’ Please grant us wisdom, guidance, and support as we make decisions that affect the citizens of North Carolina. These blessings we ask in your name. And all the people said, ‘Amen.’”

Senator Brown announces that the Senate Journal of Tuesday, March 26, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop and Senator Rabon.

*The Chair extends privileges of the floor to Joanne Beckman from Durham, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 162**, AN ACT TO MODERNIZE THE LOAN ORIGINATION FEE FOR NORTH CAROLINA BANKS AND TO ADJUST THE LATE PAYMENT CHARGE FOR CERTAIN LOANS.

#### **CALENDAR**

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 95** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020, PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021, AND REDIRECTING CERTAIN STORM RESILIENCE FUNDS, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

March 27, 2019

**S.B. 217** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN PROSECUTORIAL DISTRICTS WITH SUPERIOR AND DISTRICT COURT DISTRICTS, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS, upon third reading.

Senator D. Davis offers Amendment No. 1, which is adopted (48-0) and changes the title to read, **S.B. 202**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EDUCATE THE PUBLIC ON HIGH-RISK DRIVING BEHAVIORS AND THE GOOD SAMARITAN LAWS.

The bill, as amended, passes its third reading (48-0) and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Edwards, the Senate adjourns at 4:19 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, March 28, at 11:00 a.m.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Gunn for the **Commerce and Insurance Committee**:

**S.B. 231**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND THE DEPARTMENT OF COMMERCE TO STUDY THE CREATION OF ECONOMIC ZONES AROUND COMMUNITIES THAT HOST MILITARY INSTALLATIONS, 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, 35168, which changes the title to read **S.B. 231** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND THE DEPARTMENT OF COMMERCE TO STUDY THE CREATION OF ECONOMIC ZONES AROUND COMMUNITIES THAT HOST MILITARY INSTALLATIONS AND DEPARTMENT OF VETERANS AFFAIRS HOSPITALS THAT ARE LOCATED MORE THAN 150 MILES FROM MILITARY INSTALLATIONS IN THIS STATE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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March 27, 2019

**THIRTY-FIFTH DAY**

Senate Chamber  
Thursday, March 28, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, we thank you for this day and your grace and your love and your mercy. We pray that you will guide and direct us today in our thoughts, words, and deeds. Protect everyone. Guide and direct us. Give us a safe trip home today, Father. We praise you for all you do. In Jesus’ name, Amen.”

Senator Brown announces that the Senate Journal of Wednesday, March 27, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Foushee, and Senator Rabon.

**ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 272, AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY.**

**CALENDAR**

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 235** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN AND NASH COUNTIES THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

March 28, 2019

**S.B. 242** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 191**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION, upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 225**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM, upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 239**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator J. Alexander, the Senate adjourns at 11:16 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, April 1, at 2:00 p.m.

### INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Wells, Brown (Primary Sponsors) and J. Davis:

**S.B. 374**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION 4 AND OPTION 6 RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

March 28, 2019

By Senators Brown, Bishop (Primary Sponsors); Britt, Daniel, J. Davis, B. Jackson, Johnson, Perry and Steinburg:

**S.B. 375**, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Perry, Sanderson (Primary Sponsors); Britt, Daniel, D. Davis, J. Davis, deViere, Garrett, J. Jackson, Johnson, McInnis, Mohammed, Sawyer, Searcy and Steinburg:

**S.B. 376**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA PATRIOT STAR FAMILY SCHOLARSHIP ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Newton, Sanderson (Primary Sponsors); Britt, Daniel, J. Davis and Perry:

**S.B. 377**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY'S ABILITY TO PERFORM AVIATION TRAINING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Johnson:

**S.B. 378**, A BILL TO BE ENTITLED AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Johnson (Primary Sponsors) and J. Davis:

**S.B. 379**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AND ADMINISTRATIVE CHANGES TO LAWS RELATING TO THE STATE TREASURER, TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM LAWS, AND TO RELATED STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Hise, Daniel (Primary Sponsors); Sawyer and Steinburg:

**S.B. 380**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Woodard, Edwards (Primary Sponsors); Ballard, Gunn, B. Jackson and Sawyer:

**S.B. 381**, A BILL TO BE ENTITLED AN ACT TO RECONSTITUTE THE CLEAN WATER MANAGEMENT TRUST FUND BOARD OF TRUSTEES AND THE PARKS AND RECREATION AUTHORITY WHICH WAS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO CLARIFY THE POWERS AND DUTIES OF THE CLEAN WATER MANAGEMENT TRUST FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard, D. Davis, Edwards (Primary Sponsors); Chaudhuri, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Robinson, Sawyer, Searcy, Van Duyn and Woodard:

**S.B. 382**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE COMPENSATION FOR SCHOOL PSYCHOLOGISTS AND TO ESTABLISH THE SCHOOL PSYCHOLOGIST RECRUITMENT AND RETENTION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard, Tillman, Johnson (Primary Sponsors); Britt, McInnis, Mohammed and Searcy:

**S.B. 383**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE NORTH CAROLINA TEACHING FELLOWS PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson (Primary Sponsor); Britt, Daniel, D. Davis, J. Davis, Horner, Sawyer and Woodard:

**S.B. 384**, A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson (Primary Sponsor); Britt, J. Davis and Sawyer:

**S.B. 385**, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Krawiec (Primary Sponsors); Edwards, Gunn, Horner and Steinburg:

**S.B. 386**, A BILL TO BE ENTITLED AN ACT TO PROVIDE GREATER TRANSPARENCY IN HEALTH CARE SERVICES BILLING AND REDUCE BILLING WHICH COMES AS A SURPRISE TO THE PATIENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Bishop, Krawiec (Primary Sponsors); Edwards and Johnson:

**S.B. 387**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT WORK AND COMMUNITY ENGAGEMENT AS A CONTINGENCY TO PARTICIPATION IN THE NORTH CAROLINA MEDICAID PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

March 28, 2019

By Senators Perry (Primary Sponsor); Britt, Daniel, D. Davis, J. Davis, deViere, Ford, Johnson, Sawyer, Searcy and Steinburg:

**S.B. 388**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA TROOPERS ASSOCIATION CAISSON PATROL UNIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Waddell, Fitch, Smith (Primary Sponsors); deViere, Foushee, Garrett, Lowe, Mohammed, Robinson, Searcy and Van Duyn:

**S.B. 389**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PUBLIC SCHOOLS TO BE RECIPIENTS OF SURPLUS STATE COMPUTER EQUIPMENT THAT IS DISTRIBUTED BY NONPROFIT ENTITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards (Primary Sponsor); J. Davis and B. Jackson:

**S.B. 390**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO CREATE A PLAN FOR FEES AND CHARGES TO SUPPORT FINANCIAL SUSTAINABILITY AND PROPER STEWARDSHIP OF DUPONT STATE RECREATIONAL FOREST.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard, Gunn, Newton (Primary Sponsors); Britt, Daniel, Edwards, J. Jackson and Johnson:

**S.B. 391**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard, Brown, Newton (Primary Sponsors) and Edwards:

**S.B. 392**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AS AN APPLICABLE ELECTED REPRESENTATIVE WHO MAY PROVIDE PUBLIC APPROVAL OF ONE OR MORE PRIVATE ACTIVITY BONDS TO FINANCE OR REFINANCE A CHARTER SCHOOL FACILITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard, T. Alexander (Primary Sponsors); J. Davis and Edwards:

**S.B. 393**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A ONE-YEAR PROVISIONAL PROFESSIONAL LICENSE FOR TEACHERS FROM OTHER STATES AND AUTHORIZE LOCAL BOARDS OF EDUCATION TO DETERMINE EXPERIENCE CREDIT FOR THOSE TEACHERS TO PAY THEM ON THE COMMENSURATE LEVEL ON THE STATE SALARY SCHEDULE FOR THE TERM OF THE LICENSE.

Referred to the **Rules and Operations of the Senate Committee**.

March 28, 2019



By Senator Daniel:

**S.B. 394**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

**S.B. 395**, A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE CONCERNING THE GRANTING OF CONTINUANCES FOR GOOD CAUSE ON ACCOUNT OF SERVICE ON A STATE BOARD, COMMISSION, OR AUTHORITY AS AN APPOINTEE OF THE GOVERNOR, LIEUTENANT GOVERNOR, OR GENERAL ASSEMBLY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson (Primary Sponsor); Britt and J. Davis:

**S.B. 396**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE CONTINUATION FUNDS TO SUPPORT THE STATE SEARCH AND RESCUE PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Horner, Tillman, Perry (Primary Sponsors); Britt, Chaudhuri, deViere, Marcus, Mohammed, Sawyer and Searcy:

**S.B. 397**, A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN WAIVERS FOR LOCAL SCHOOL ADMINISTRATIVE UNITS FROM KINDERGARTEN THROUGH THIRD GRADE CLASS SIZE REQUIREMENTS WITH AN ADJUSTMENT TO THE ELIGIBILITY FOR FUNDS FOR PROGRAM ENHANCEMENT TEACHER POSITIONS FOR KINDERGARTEN THROUGH FIFTH GRADE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Johnson and Wells (Primary Sponsors):

**S.B. 398**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECEIPT OF BENEFITS FROM THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM FOR JUDGES WHO HAVE BEEN IMPEACHED AND CONVICTED OR REMOVED FROM OFFICE, TO APPLY FELONY FORFEITURE PROVISIONS TO THE NATIONAL GUARD PENSION FUND AND TO THE DISABILITY INCOME PLAN OF NORTH CAROLINA, TO MAKE OTHER AMENDMENTS TO THE FELONY FORFEITURE STATUTES, AND TO PROVIDE FOR COMPLIANCE AND FRAUD REVIEWS OF PROGRAMS WITH THE DEPARTMENT OF STATE TREASURER AND ITS EXTERNAL CONTRACTS.

Referred to the **Rules and Operations of the Senate Committee**.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

March 28, 2019

**H.B. 39**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE OSPREY AS THE OFFICIAL RAPTOR OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 70** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 79**, A BILL TO BE ENTITLED AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO ALIGN THEIR SCHOOL CALENDARS WITH LOCAL COMMUNITY COLLEGES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 130** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS."

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 200** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO EDUCATION LAWS AND COMBINE CERTAIN EDUCATION REPORTS, AS RECOMMENDED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF PUBLIC INSTRUCTION, AND THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 206** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 257**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 266** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY SCHOOL PERFORMANCE GRADES TO PROVIDE THAT ALL SCHOOLS RECEIVE A GRADE FOR SCHOOL ACHIEVEMENT AND A GRADE FOR SCHOOL GROWTH.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 291** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CONTINUATION OF THE WORK OF THE SOCIAL SERVICES REGIONAL SUPERVISION AND COLLABORATION WORKING GROUP AND MAKING CHANGES TO THE MEMBERSHIP, REPORTING, AND TERMINATION DATES FOR THE CHILD WELL-BEING TRANSFORMATION COUNCIL.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 295**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CORPORAL PUNISHMENT IN THE PUBLIC SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 297**, A BILL TO BE ENTITLED AN ACT ESTABLISHING A PSYCHOLOGY INTERJURISDICTIONAL COMPACT (PSYPACT).

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 301** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE REVISIONS TO THE JUVENILE CODE PURSUANT TO RECOMMENDATIONS BY THE COURT IMPROVEMENT PROGRAM (CIP).

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 307** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT OVERTAKING AND PASSING LEFT-TURNING FARM EQUIPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 354**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHTING OF THE SCHOOL ACHIEVEMENT SCORE AND THE SCHOOL GROWTH SCORE IN THE CALCULATION OF SCHOOL PERFORMANCE SCORES AND GRADES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 362**, A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 382**, A BILL TO BE ENTITLED AN ACT DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY WHETHER CERTAIN MEDICAL OFFICES SHOULD BE REQUIRED TO HAVE EMERGENCY GENERATORS FOR USE DURING POWER OUTAGES.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

March 28, 2019

**S.B. 374**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION 4 AND OPTION 6 RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 375**, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 376**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA PATRIOT STAR FAMILY SCHOLARSHIP ACT, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 377**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY'S ABILITY TO PERFORM AVIATION TRAINING, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 378**, A BILL TO BE ENTITLED AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 381**, A BILL TO BE ENTITLED AN ACT TO RECONSTITUTE THE CLEAN WATER MANAGEMENT TRUST FUND BOARD OF TRUSTEES AND THE PARKS AND RECREATION AUTHORITY WHICH WAS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO CLARIFY THE POWERS AND DUTIES OF THE CLEAN WATER MANAGEMENT TRUST FUND, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 382**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE COMPENSATION FOR SCHOOL PSYCHOLOGISTS AND TO ESTABLISH THE SCHOOL PSYCHOLOGIST RECRUITMENT AND RETENTION PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 384**, A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 385**, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 388**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA TROOPERS ASSOCIATION CAISSON PATROL UNIT, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

March 28, 2019

**S.B. 390**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO CREATE A PLAN FOR FEES AND CHARGES TO SUPPORT FINANCIAL SUSTAINABILITY AND PROPER STEWARDSHIP OF DUPONT STATE RECREATIONAL FOREST, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 391**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 392**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AS AN APPLICABLE ELECTED REPRESENTATIVE WHO MAY PROVIDE PUBLIC APPROVAL OF ONE OR MORE PRIVATE ACTIVITY BONDS TO FINANCE OR REFINANCE A CHARTER SCHOOL FACILITY, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 395**, A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE CONCERNING THE GRANTING OF CONTINUANCES FOR GOOD CAUSE ON ACCOUNT OF SERVICE ON A STATE BOARD, COMMISSION, OR AUTHORITY AS AN APPOINTEE OF THE GOVERNOR, LIEUTENANT GOVERNOR, OR GENERAL ASSEMBLY, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 396**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE CONTINUATION FUNDS TO SUPPORT THE STATE SEARCH AND RESCUE PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

March 28, 2019

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Brown for the **Rules and Operations of the Senate Committee:**

**S.B. 124**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS THAT MUST BE MET BEFORE CERTAIN SMALL TOWNS MAY HOLD A MIXED BEVERAGE ELECTION, with a favorable report.

Senator Rabon places the bill on the calendar of Tuesday, April 2.

**S.B. 186** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY, with a favorable report.

**S.B. 220** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, with a favorable report.

Senator Rabon places the Committee Substitute bill on the calendar of Tuesday, April 2.

**S.B. 230** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, with a favorable report.

**S.B. 231** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND THE DEPARTMENT OF COMMERCE TO STUDY THE CREATION OF ECONOMIC ZONES AROUND COMMUNITIES THAT HOST MILITARY INSTALLATIONS AND DEPARTMENT OF VETERANS AFFAIRS HOSPITALS THAT ARE LOCATED MORE THAN 150 MILES FROM MILITARY INSTALLATIONS IN THIS STATE, with a favorable report.

**S.B. 297** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA POLICY COLLABORATORY AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO ASSEMBLE A RESEARCH ADVISORY PANEL TO STUDY AND DEVELOP RECOMMENDATIONS ON STRATEGIES FOR IMPLEMENTATION OF A RESEARCH PROGRAM TO DETERMINE WHETHER ANY CLUSTERS OF CANCER INCIDENTS EXIST WITHIN THE STATE, with a favorable report.

Senator Rabon places the Committee Substitute bill on the calendar of Tuesday, April 2.

March 28, 2019

**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. 272**, AN ACT TO ALLOW FOR UNIFORM ZONING CLASSIFICATION OF CERTAIN RESIDENTIAL FACILITIES AT NORTH CAROLINA CENTRAL UNIVERSITY. (Became law upon ratification, March 28, 2019 - S.L. 2019-8)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**THIRTY-SIXTH DAY**

Senate Chamber  
Monday, April 1, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 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 Horner, Berger, Chaudhuri (Primary Sponsors); Britt, Burgin, J. Davis, deViere, Foushee, Garrett, J. Jackson, Lowe, Marcus, McInnis, Mohammed, Perry, Robinson, Sanderson, Searcy, Van Duyn and Woodard:

**S.B. 399**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin (Primary Sponsor); McInnis, Mohammed, Sanderson and Steinburg:

**S.B. 400**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE NORTH CAROLINA TEACHING FELLOWS PROGRAM TO ALLOW STUDENTS TO PURSUE ANY AREA OF TEACHING LICENSURE TO BE ELIGIBLE FOR THE PROGRAM, EXPAND THE PARTICIPATING INSTITUTIONS OF HIGHER EDUCATION TO INCLUDE COMMUNITY COLLEGES AND ALL

April 1, 2019



CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA WITH EDUCATOR PREPARATION PROGRAMS, AND TO REQUIRE THAT A STUDENT RECEIVING FORGIVABLE LOANS FOR MORE THAN FOUR SEMESTERS USE THOSE FORGIVABLE LOANS AT A COMMUNITY COLLEGE TO EARN CREDIT TRANSFERABLE TO THE EDUCATOR PREPARATION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Burgin, Krawiec, Horner (Primary Sponsors); Britt, Ford, Newton, Perry and Steinburg:

**S.B. 401**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO ELIMINATE ALL POSITIONS WITHIN THE AGENCY THAT HAVE BEEN VACANT FOR AT LEAST 24 MONTHS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Garrett, Marcus, Searcy (Primary Sponsors); deViere, Mohammed and Woodard:

**S.B. 402**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF THE TERM "CARETAKER" USED IN THE JUVENILE CODE TO INCLUDE AN ADULT IN A DATING OR ROMANTIC RELATIONSHIP WITH THE PARENT, GUARDIAN, OR CUSTODIAN OF THE JUVENILE; TO AMEND G.S. 14-401.11 TO ALSO PROHIBIT THE KNOWING DISTRIBUTION OF A BEVERAGE THAT CONTAINS ANY SUBSTANCE THAT COULD BE INJURIOUS TO A PERSON'S HEALTH; TO AMEND THE DEFINITION FOR THE TERM "MENTALLY INCAPACITATED" USED IN ARTICLE 7B OF CHAPTER 14 OF THE GENERAL STATUTES; AND TO MODERNIZE THE LANGUAGE USED IN CERTAIN SEX OFFENSES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Steinburg (Primary Sponsor) and Ford:

**S.B. 403**, A BILL TO BE ENTITLED AN ACT DIRECTING THE PROGRAM EVALUATION DIVISION TO STUDY RETIREMENT BENEFITS CURRENTLY AFFORDED TO STATE AND LOCAL GOVERNMENT EMPLOYEES AND REFORM OF THE BENEFIT SYSTEMS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Steinburg, Daniel, Britt (Primary Sponsors) and J. Davis:

**S.B. 404**, A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators McInnis (Primary Sponsor); Sanderson and Steinburg:

**S.B. 405**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A DUTY TO REPORT AND RENDER ASSISTANCE.

Referred to the **Rules and Operations of the Senate Committee.**

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By Senators McInnis and Gunn (Primary Sponsors):

**S.B. 406**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE USE OF CONDITIONAL ZONING BY COUNTIES AND MUNICIPALITIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Brown, Daniel (Primary Sponsors); J. Jackson, Newton, Sanderson and Steinburg:

**S.B. 407**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EXPANSION, MAINTENANCE, AND START-UP GRANT FUNDS FOR EXISTING AND NEWLY CREATED COUNTY JAIL OR DETENTION CENTER TREATMENT PROGRAMS THAT ARE CURRENTLY USING OR WILL USE NON-OPIOID, LONG-ACTING, INJECTABLE TREATMENT REGIMENS FOR INMATES SUFFERING FROM ALCOHOL DEPENDENCE, OPIOID DEPENDENCE, OR BOTH, WITH A PRIORITY IN GRANT DISTRIBUTION TO GO TO FORSYTH, NASH, NEW HANOVER, ONSLOW, AND RUTHERFORD COUNTIES AND TO APPROPRIATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Hise, Wells (Primary Sponsors) and J. Davis:

**S.B. 408**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM'S AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM'S ABILITIES TO COLLECT REIMBURSEMENTS FOR OVERPAYMENTS MADE TO REEMPLOYED BENEFICIARIES, TO EXTEND THE LEGISLATIVE ENACTMENT IMPLEMENTATION ARRANGEMENT UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ALLOW THE STATE TREASURER TO PERFORM CRIMINAL BACKGROUND CHECKS, AND TO MAKE CHANGES RELATED TO THE NORTH CAROLINA STATE HEALTH PLAN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Sanderson, Burgin (Primary Sponsors); deViere and Steinburg:

**S.B. 409**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator D. Davis:

**S.B. 410**, A BILL TO BE ENTITLED AN ACT TO PROVIDE START-UP GRANT FUNDS FOR INNOVATIVE PRETRIAL SERVICES AND TO APPROPRIATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Ballard (Primary Sponsors) and Sanderson:

**S.B. 411**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALCOHOL AND DRUG USE PREVENTION EDUCATION INCLUDE INSTRUCTION ON SAMARITAN LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator D. Davis:

**S.B. 412**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCHOOL QUALITY AND STUDENT SUCCESS INDICATOR USED FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Daniel, Sanderson (Primary Sponsors) and Mohammed:

**S.B. 413**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Britt, and Blue (Primary Sponsors):

**S.B. 414**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM FEE THAT THE NORTH CAROLINA STATE BAR MAY REQUIRE FOR ANNUAL MEMBERSHIP IN THE NORTH CAROLINA STATE BAR AND TO SET A MAXIMUM RATE OF INCREASE FOR THIS ANNUAL MEMBERSHIP FEE FOR ANY TWO-YEAR PERIOD.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Edwards, Britt (Primary Sponsors); Ballard, Bishop, Johnson, McInnis, Newton, Perry and Sanderson:

**S.B. 415**, A BILL TO BE ENTITLED AN ACT TO CREATE A RIGHT FOR LAW ENFORCEMENT OFFICERS TO TESTIFY BEFORE A GRAND JURY WHEN THE OFFICER MAY BE CRIMINALLY CHARGED FOR A CRIME THAT ALLEGEDLY OCCURRED WHILE THE OFFICER WAS IN THE PERFORMANCE OF THE OFFICER'S DUTIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, T. Alexander, Britt (Primary Sponsors); J. Davis, Johnson, McInnis, Perry and Sanderson:

**S.B. 416**, A BILL TO BE ENTITLED AN ACT TO ENACT THE VOLUNTEER FIREFIGHTER RECRUITMENT AND RETENTION ACT OF 2019.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Britt, and D. Davis (Primary Sponsors):

**S.B. 417**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES ON COURTS-MARTIAL FOR THE NORTH CAROLINA NATIONAL GUARD.

Referred to the **Rules and Operations of the Senate Committee**.

April 1, 2019

By Senators Daniel, McKissick, and Britt (Primary Sponsors):

**S.B. 418**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE RELIABILITY OF IN-CUSTODY INFORMANT STATEMENTS THROUGH THE USE OF PRETRIAL HEARINGS THAT ESTABLISH FACTS SUFFICIENT TO OVERCOME A REBUTTABLE PRESUMPTION OF INADMISSIBILITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt, Johnson, and McInnis (Primary Sponsors):

**S.B. 419**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOSS PREVENTION PROFESSIONALS MAY INVESTIGATE MATTERS RELATING TO THE PROPERTY OF THE LOSS PREVENTION PROFESSIONAL'S EMPLOYER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt, Daniel (Primary Sponsors); Bishop, deViere, J. Jackson and Sanderson:

**S.B. 420**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt (Primary Sponsor); Burgin, J. Davis and Sanderson:

**S.B. 421**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA SENIOR GAMES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick and Newton (Primary Sponsors):

**S.B. 422**, A BILL TO BE ENTITLED AN ACT TO REORGANIZE, CONSOLIDATE, MODERNIZE, AND CLARIFY STATUTES REGARDING LOCAL PLANNING AND DEVELOPMENT REGULATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Britt (Primary Sponsors) and Marcus:

**S.B. 423**, A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA ANIMAL ABUSER REGISTRY AND RELATING TO FORFEITING OWNERSHIP OF AN ANIMAL TREATED CRUELLY, SO AS TO PROHIBIT A PERSON CONVICTED OF A REPEAT VIOLATION OF CRUELTY TO ANIMALS FROM OWNING AN ANIMAL FOR A PERIOD NOT TO EXCEED FIVE YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Peterson, Mohammed (Primary Sponsors); Chaudhuri, deViere, J. Jackson, Marcus, Searcy and Van Duyn:

**S.B. 424**, A BILL TO BE ENTITLED AN ACT TO FULLY FUND SCHOOL COUNSELORS AND SCHOOL PSYCHOLOGISTS OVER THREE YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Britt, and Daniel (Primary Sponsors):

**S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Chaudhuri, Van Duyn, Marcus (Primary Sponsors); deViere, J. Jackson, Mohammed, Nickel and Searcy:

**S.B. 426**, A BILL TO BE ENTITLED AN ACT CONCERNING THE PROTECTION OF MINORS AND ADULTS WHO HAVE DISABILITIES FROM ATTEMPTS TO CHANGE SEXUAL ORIENTATION, GENDER IDENTITY, AND GENDER EXPRESSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Peterson:

**S.B. 427**, A BILL TO BE ENTITLED AN ACT TO PROMOTE YOUNG CHILDREN'S HEALTHY DEVELOPMENT THROUGH CONTINUED INVESTMENT IN THE SMART START PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Peterson:

**S.B. 428**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SENIOR TAR HEEL LEGISLATURE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Newton (Primary Sponsor) and J. Davis:

**S.B. 429**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Perry and Krawiec (Primary Sponsors):

**S.B. 430**, A BILL TO BE ENTITLED AN ACT TO INCREASE PAYMENT STABILITY FOR HEALTH CARE PROVIDERS REGARDING PAYMENTS FROM INSURERS OFFERING HEALTH BENEFIT PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Perry and Krawiec (Primary Sponsors):

**S.B. 431**, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS RELATED TO HEALTH CARE PROVIDER CREDENTIALING BY INSURERS OFFERING HEALTH BENEFIT PLANS AND TO ENSURE REIMBURSEMENT FOR HEALTH CARE PROVIDERS WHILE PROVIDER CREDENTIALING APPLICATIONS ARE BEING PROCESSED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Ballard:

**S.B. 432**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin, Ballard, and Woodard (Primary Sponsors):

**S.B. 433**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES, AS RECOMMENDED BY THE DEPARTMENT.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Bob Steinburg, Senator from Chowan County, as follows:

“We pause to acknowledge thee, our Father, before we undertake the important duties to be considered. Great responsibilities rest upon the members of this body. We present no merit, but plead the merits of thy Son, our Redeemer, and ask for divine wisdom and guidance that all our tasks may begin, continue, and end in Thee. Safeguard the families of our members while they are separated one from another. May any who are sick be restored to health; any who are bereaved be comforted; any who are exposed to temptation to do wrong be delivered from evil. We are thankful for friends who believe in us and trust us and encircle in their protecting love. Help us ever to be worthy of trust and love. Give all the success we can bear, still be humble, unselfish and faithful. And spread the knowledge of thy word and make thy church the instrument of diffusing and upholding true religion until thy kingdom shall come and thy will shall be done on earth as it is in heaven. Through Jesus Christ our Lord, Amen.”\*

\*Prayer offered before the North Carolina Senate  
by Senate Chaplain Edgar M. Hall, 1947

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, March 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

April 1, 2019

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Bishop, Senator Britt, Senator Fitch, and Senator Smith.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 186** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 230** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, upon second reading.

The Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 231** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS AND THE DEPARTMENT OF COMMERCE TO STUDY THE CREATION OF ECONOMIC ZONES AROUND COMMUNITIES THAT HOST MILITARY INSTALLATIONS AND DEPARTMENT OF VETERANS AFFAIRS HOSPITALS THAT ARE LOCATED MORE THAN 150 MILES FROM MILITARY INSTALLATIONS IN THIS STATE, upon second reading.

The Committee Substitute bill passes its second reading (40-5) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

### SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Ella Doran, Kernersville; Omar Idlibi, Charlotte; Charlotte Macko, Raleigh; and Miles Merriweather, Chapel Hill.

Upon motion of Senator Berger, seconded by Senator Mohammed, the Senate adjourns at 7:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, April 2, at 9:30 a.m.

April 1, 2019

**ADDITIONAL BILL SPONSOR**

Senator Gallimore requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 359**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT.

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 6**, AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CONSTRUCTION PROJECTS WITH DARE COUNTY FOR EDUCATIONAL FACILITIES. (Became law upon approval of the Governor, March 29, 2019 - S.L. 2019-9)

**S.B. 162**, AN ACT TO MODERNIZE THE LOAN ORIGINATION FEE FOR NORTH CAROLINA BANKS AND TO ADJUST THE LATE PAYMENT CHARGE FOR CERTAIN LOANS. (Became law upon approval of the Governor, April 1, 2019 - S.L. 2019-10)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**THIRTY-SEVENTH DAY**

Senate Chamber  
Tuesday, April 2, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 3:45 p.m.

**RECESS****INTRODUCTION OF BILLS**

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

April 2, 2019



By Senator Sanderson:

**S.B. 434**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DISSOLUTION OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS AND TRANSFERRING THE DISSOLVING DISTRICTS' ASSETS AND LIABILITIES TO AN ADJACENT DISTRICT IN THE SAME COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Ballard:

**S.B. 435**, A BILL TO BE ENTITLED AN ACT TO ADD NONPROFIT VIRTUAL POSTSECONDARY INSTITUTIONS AS ELIGIBLE PRIVATE POSTSECONDARY INSTITUTIONS FOR THE PURPOSES OF THE NEED-BASED SCHOLARSHIP PROGRAM FOR STUDENTS ATTENDING PRIVATE INSTITUTIONS OF HIGHER EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard (Primary Sponsor) and Johnson:

**S.B. 436**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE HIGHER EDUCATION LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard (Primary Sponsor) and Johnson:

**S.B. 437**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT VARIOUS POLICY CHANGES DESIGNED TO CREATE AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE; TO IMPROVE STUDENT OUTCOMES, INCLUDING REDUCING TIME TO DEGREE AT PUBLIC INSTITUTIONS OF HIGHER EDUCATION; AND TO RECOGNIZE THE NEED FOR AND VALUE OF NONDEGREE WORKFORCE CERTIFICATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Berger (Primary Sponsor); Ballard, Clark, Daniel, J. Davis, Edwards, Ford, Hise, Horner, B. Jackson, Johnson, McInnis, Newton and Sanderson:

**S.B. 438**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Waddell, Foushee (Primary Sponsors) and Smith:

**S.B. 439**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC SAFETY, HEALTH SERVICES, TO FUND ONE FULL-TIME SOCIAL RESEARCH SPECIALIST III TO ANALYZE DATA ON INMATE HEALTH CARE, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

April 2, 2019

By Senators J. Davis and Foushee (Primary Sponsors):

**S.B. 440**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE REGULATION OF BODY ART.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Davis:

**S.B. 441**, A BILL TO BE ENTITLED AN ACT ADOPTING JACKSON COUNTY AS THE TROUT CAPITAL OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Davis (Primary Sponsor) and McInnis:

**S.B. 442**, A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES AND TO REQUIRE THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION TO STUDY THE ADVISABILITY OF REDUCING SENTENCES FOR DRUG TRAFFICKING CONVICTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Davis (Primary Sponsor) and Daniel:

**S.B. 443**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SEEK A WAIVER FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE THAT WOULD AUTHORIZE THE STATE TO PROHIBIT THE PURCHASE OF CERTAIN FOODS UNDER THE FEDERAL SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP).

Referred to the **Rules and Operations of the Senate Committee**.

By Senator McInnis:

**S.B. 444**, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS SERVING DISHES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis, Krawiec (Primary Sponsors) and Britt:

**S.B. 445**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEPARTMENT OF TRANSPORTATION JUST COMPENSATION INTEREST RATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Davis and McInnis (Primary Sponsors):

**S.B. 446**, A BILL TO BE ENTITLED AN ACT TO REVISE THE ELECTRIC VEHICLE REGISTRATION FEES; TO AUTHORIZE A REGISTRATION FEE FOR HYBRID VEHICLES; AND TO PROVIDE FOR ANNUAL ADJUSTMENTS TO ELECTRIC AND HYBRID VEHICLE REGISTRATION FEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, B. Jackson, Perry (Primary Sponsors); Horner and Sanderson:  
**S.B. 447**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR COASTAL RESILIENCE AND STREAM DEBRIS REMOVAL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown (Primary Sponsor); Britt, Clark and Sanderson:  
**S.B. 448**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Burgin:

**S.B. 449**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT TO GRANT CERTAIN STATE AGENCIES FLEXIBILITY IN EMPLOYEE CLASSIFICATION AND SALARY ADMINISTRATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin (Primary Sponsor) and Sanderson:

**S.B. 450**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE FEASIBILITY AND POTENTIAL OUTCOMES OF A STATEWIDE YEAR-ROUND SCHOOL CALENDAR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin (Primary Sponsor) and Searcy:

**S.B. 451**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE SECRETARY OF STATE TO OFFSET LEASE PAYMENT FOR ATLANTIC AVENUE LOCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Harrington, B. Jackson (Primary Sponsors); Clark and J. Davis:

**S.B. 452**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor); J. Davis and Sanderson:

**S.B. 453**, A BILL TO BE ENTITLED AN ACT TO REQUIRE APPLICANTS FOR FOOD AND NUTRITION BENEFITS TO COOPERATE WITH THE STATE CHILD SUPPORT ENFORCEMENT PROGRAM AS A CONDITION OF ELIGIBILITY FOR BENEFITS UNDER THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP).

Referred to the **Rules and Operations of the Senate Committee**.

April 2, 2019

By Senators Ballard and Gunn (Primary Sponsors):

**S.B. 454**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MILL MACHINERY TAX BENEFIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Waddell, Searcy, Woodard (Primary Sponsors); Chaudhuri, deViere, Marcus, Nickel and Smith:

**S.B. 455**, A BILL TO BE ENTITLED AN ACT TO PROTECT ALL NORTH CAROLINIANS AGAINST DISCRIMINATION IN ALL WALKS OF LIFE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Blue (Primary Sponsor); Chaudhuri, Clark, deViere, Marcus, Nickel, Smith and Waddell:

**S.B. 456**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE TO BE USED ON A MATCHING BASIS WITH PRIVATE DONORS FOR THE PLANNING AND CONSTRUCTION OF AFFORDABLE HOUSING IN THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin (Primary Sponsor) and Sanderson:

**S.B. 457**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA NATIONAL GUARD.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, J. Jackson, Burgin (Primary Sponsors) and Smith:

**S.B. 458**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis (Primary Sponsor); Smith and Waddell:

**S.B. 459**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NC PROMISE TUITION PLAN TO PROVIDE THAT ELIZABETH CITY STATE UNIVERSITY, THE UNIVERSITY OF NORTH CAROLINA AT PEMBROKE, AND WESTERN CAROLINA UNIVERSITY SHALL CONTINUE TO SET TUITION RATES IN THE SAME MANNER AS ALL OTHER CONSTITUENT INSTITUTIONS; THAT THE STATE SHALL "BUY DOWN" THE TUITION RATES SO THAT RESIDENT STUDENTS PAY FIVE HUNDRED DOLLARS AND NONRESIDENT STUDENTS PAY TWO THOUSAND FIVE HUNDRED DOLLARS; AND THAT THE BOARD OF GOVERNORS SHALL MONITOR THE SOLVENCY OF EACH CONSTITUENT INSTITUTION, AND IF THE BOARD FINDS THAT A CONSTITUENT INSTITUTION MAY INCUR UNSUSTAINABLE LOSSES, THE BOARD SHALL TAKE APPROPRIATE ACTION TO PROTECT THE SOLVENCY OF THE INSTITUTION, WHICH MAY INCLUDE AN INCREASE IN THE AMOUNT OF THE STUDENT PAYMENTS AT THE CONSTITUENT INSTITUTION.

Referred to the **Rules and Operations of the Senate Committee**.

April 2, 2019

By Senators D. Davis, Ballard (Primary Sponsors) and Smith:

**S.B. 460**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A LOCAL BOARD OF EDUCATION TO VERIFY THAT ANY ADJUNCT INSTRUCTOR THAT THE LOCAL BOARD CONTRACTS WITH SHALL NOT HAVE RECEIVED UNSATISFACTORY PERFORMANCE EVALUATIONS FROM HIS OR HER OTHER EMPLOYERS WITHIN ONE YEAR OF THE CONTRACT AND TO REQUIRE PERFORMANCE EVALUATIONS DURING THE TERM OF THE CONTRACT TO ENSURE THE INSTRUCTOR MEETS SATISFACTORY PERFORMANCE STANDARDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Ballard (Primary Sponsors) and Smith:

**S.B. 461**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC INSTRUCTION TO ASSIST LOCAL SCHOOL ADMINISTRATIVE UNITS WITH NATIONAL ACCREDITATION REQUIREMENTS OF CAREER AND TECHNICAL EDUCATION PROGRAMS AND TO REQUIRE THE STATE BOARD OF EDUCATION TO LIMIT THE ACCREDITATION OF CAREER AND TECHNICAL EDUCATION AUTOMOTIVE PROGRAMS TO THE EXTENT ACCREDITATION IS REQUIRED BY FEDERAL LAW.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin, McInnis, and Wells (Primary Sponsors):

**S.B. 462**, A BILL TO BE ENTITLED AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD AND TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES AND TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY.

Referred to the **Rules and Operations of the Senate Committee**.

## REPORTS OF COMMITTEES

A select committee report and a standing committee report are submitted as follows:

By Senator Rabon for the **Select Committee on Nominations**:

**H.J.R. 147**, A JOINT RESOLUTION CONFIRMING THE GOVERNOR'S REAPPOINTMENT OF RAYMOND E. GRACE TO THE OFFICE OF COMMISSIONER OF BANKS, with a favorable report.

April 2, 2019

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**S.B. 210**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION, with a favorable report.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Deanna Ballard, Senator from Watauga County, as follows:

“Dear heavenly Father, we are just so grateful for the opportunity just to stop and just to recognize and to give honor to who you are. And we are blessed by your rule that is loving and gracious and wise and good. I am just so thankful to serve and stand shoulder to shoulder with these members on this floor as we work together just to serve this state. I am especially thankful for our central staff today who has just been working feverishly and busily and just supporting the needs of us and the state, and I just thank you for their commitment and their diligence to really just serve really well. We just love you, Lord, and I just truly believe that you have this state on a great path of just mighty anointing, Lord, that I pray that path is so well oiled that the enemy has no grip and that those who believe in you will just stand strong and stand firm. I love you, you are the king of my heart. In your name I pray, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, April 1, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Ford, Senator B. Jackson, and Senator Newton.

#### **MOTION RELATIVE TO THE CALENDAR**

**S.B. 124**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS THAT MUST BE MET BEFORE CERTAIN SMALL TOWNS MAY HOLD A MIXED BEVERAGE ELECTION, upon second reading.

Upon motion of Senator Rabon, the bill is withdrawn from today's calendar and placed on the calendar of Thursday, April 4.

#### **BILL FILING DEADLINE EXTENDED**

Senator Rabon offers a motion that Senate Rule 40.2(b) be temporarily suspended to the end that public bills may be filed on Wednesday, April 3, until 11:00 a.m., provided the draft has been released to Bill Processing no later than 4:00 p.m. today. The motion prevails without objection.

April 2, 2019

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 220** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, upon second reading.

Senator D. Davis offers Amendment No. 1, which is adopted (46-0).

The Committee Substitute bill, as amended, passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 297** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA POLICY COLLABORATORY AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO ASSEMBLE A RESEARCH ADVISORY PANEL TO STUDY AND DEVELOP RECOMMENDATIONS ON STRATEGIES FOR IMPLEMENTATION OF A RESEARCH PROGRAM TO DETERMINE WHETHER ANY CLUSTERS OF CANCER INCIDENTS EXIST WITHIN THE STATE, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Krawiec, the Senate adjourns at 4:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, April 3, at 9:30 a.m.

**REMOVAL OF A BILL SPONSOR**

Senator Britt requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 315**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**THIRTY-EIGHTH DAY**

Senate Chamber  
Wednesday, April 3, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

April 3, 2019

Without objection, the Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

## RECESS

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Van Duyn, Sanderson (Primary Sponsors); Britt, D. Davis, Gallimore, Garrett, Horner, Lowe, Mohammed and Perry:

**S.B. 463**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A TRAIN OR LIGHT ENGINE USED IN CONNECTION WITH THE MOVEMENT OF FREIGHT FROM BEING OPERATED IN THIS STATE UNLESS IT HAS A CERTAIN NUMBER OF CREW MEMBERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Van Duyn, Foushee, Mohammed (Primary Sponsors); Chaudhuri, deViere, Garrett, Lowe, Marcus, Nickel, Robinson, Searcy, Smith, Waddell and Woodard:

**S.B. 464**, A BILL TO BE ENTITLED AN ACT AMENDING S.L. 2017-4 TO REPEAL HOUSE BILL 2 IN ITS ENTIRETY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gallimore and T. Alexander (Primary Sponsors):

**S.B. 465**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE SPEED LIMIT FOR STATE-MAINTAINED ROADS LOCATED WITHIN A RESIDENTIAL SUBDIVISION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Gunn, Edwards (Primary Sponsors); Britt, Chaudhuri, Clark, Hise and Newton:

**S.B. 466**, A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN PROVISIONS CONCERNING THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson (Primary Sponsor); Britt, Burgin, Perry, Rabon, Sanderson and Steinburg:

**S.J.R. 467**, A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO APPROVE THE UNITED STATES-MEXICO-CANADA AGREEMENT IN ORDER TO ENSURE CONTINUITY IN TRADE AMONG THE THREE NORTH AMERICAN ECONOMIC PARTNERS.

Referred to the **Rules and Operations of the Senate Committee**.

April 3, 2019



By Senators Sawyer, Johnson, Burgin (Primary Sponsors); Ballard, Britt, Hise, Horner, Krawiec, Sanderson and Steinburg:

**S.B. 468**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING INSURANCE COVERAGE FOR PUBLIC BUILDINGS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Marcus (Primary Sponsor); Fitch, Foushee, Lowe, Mohammed, Robinson, Smith and Waddell:

**S.B. 469**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SMITHVILLE COMMUNITY COALITION, INC., FOR THE PROTECTION OF THE HISTORICALLY AFRICAN-AMERICAN NEIGHBORHOOD KNOWN AS SMITHVILLE IN THE TOWN OF CORNELIUS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Marcus (Primary Sponsor); Mohammed, Robinson, Smith, Van Duyn and Waddell:

**S.B. 470**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GETTING AHEAD PROGRAM AT DAVIDSON UNITED METHODIST CHURCH TO HELP ALLEVIATE POVERTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Marcus (Primary Sponsor); Mohammed and Waddell:

**S.B. 471**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REINSTATEMENT OF THE MOUNTAIN ISLAND LAKE MARINE COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Marcus (Primary Sponsor) and Johnson:

**S.B. 472**, A BILL TO BE ENTITLED AN ACT TO STUDY THE DISTRIBUTION OF VOTING POWER AMONG THE VOTING MEMBERS OF METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells:

**S.B. 473**, A BILL TO BE ENTITLED AN ACT TO REFORM FINANCIAL REPORTING OF OCCUPATIONAL LICENSING BOARDS, COMBINE THE FUNCTIONS OF THE NORTH CAROLINA BOARD OF BARBER EXAMINERS AND THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS, AUTHORIZE AGENCIES TO MAKE TECHNICAL CORRECTIONS TO ADOPTED RULES WITHOUT REVIEW BY THE RULES REVIEW COMMISSION, AUTHORIZE THE CODIFIER OF RULES TO MAKE TECHNICAL CORRECTIONS TO ADOPTED RULES, CLARIFY THAT A

PARTY MAY COMMENCE A CONTESTED CASE IN A DISPUTE WITH AN AGENCY WITHOUT PETITIONING THE AGENCY FOR RULE MAKING OR OBTAINING A DECLARATORY RULING, REVISE THE PROCESS FOR THE REVIEW AND READOPTION OF EXISTING RULES, AND EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Wells (Primary Sponsor); Burgin and Sanderson:

**S.B. 474**, A BILL TO BE ENTITLED AN ACT TO ABOLISH OBSOLETE BOARDS AND COMMISSIONS THAT ARE NO LONGER FUNCTIONAL.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Horner, Tillman, Ballard (Primary Sponsors); Burgin, Clark, Edwards, Foushee, Lowe, Marcus, Mohammed, Smith and Steinburg:

**S.B. 475**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Horner, Tillman, Ballard (Primary Sponsors); Perry and Sanderson:

**S.B. 476**, A BILL TO BE ENTITLED AN ACT TO REAFFIRM LOCAL CONTROL OVER STUDENT DISCIPLINE POLICIES NOT INCONSISTENT WITH STATE AND FEDERAL LAW.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Sawyer, Tillman (Primary Sponsors); Clark and Sanderson:

**S.B. 477**, A BILL TO BE ENTITLED AN ACT TO MAKE TIER THREE COUNTIES ELIGIBLE FOR THE NEEDS-BASED PUBLIC SCHOOL CAPITAL FUND AND TO AUTHORIZE COUNTIES TO USE FUNDS FROM THE PUBLIC SCHOOL BUILDING CAPITAL FUND FOR NEW CONSTRUCTION LEASES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senator Sawyer:

**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Sawyer (Primary Sponsor); Britt, Burgin, deViere, Foushee, Garrett, Hise, Lowe, Marcus, Mohammed, Sanderson, Searcy, Smith, Steinburg and Waddell:

**S.B. 479**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE DATA COLLECTION OF THE NORTH CAROLINA CENTRAL CANCER REGISTRY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators McInnis, J. Davis, D. Davis (Primary Sponsors); Burgin, Clark, deViere, Perry and Sanderson:

**S.B. 480**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO STATE LAW CONCERNING THE ACCEPTANCE OF SUBDIVISION STREETS BY THE DEPARTMENT OF TRANSPORTATION, TO REQUIRE THE DEPARTMENT TO COMPILE A COUNTY PUBLIC STREET INFORMATION DATABASE, AND TO REGULARLY UPDATE AND PUBLISH THE SUBDIVISION ROADS MANUAL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis (Primary Sponsor) and Burgin:

**S.B. 481**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF REAL ESTATE BROKERS AND ONLINE SALES FOR JUDICIAL SALES ORDERED BY A JUDGE OR CLERK OF COURT FOR REAL OR PERSONAL PROPERTY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator McInnis:

**S.B. 482**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE LIST OF PERSONS WHO DETERMINE WHEN A DOG IS A "POTENTIALLY DANGEROUS DOG" AND TO EXPAND THE SCOPE OF THE PENALTY IMPOSED ON THE OWNER OF A DANGEROUS DOG THAT ATTACKS A PERSON.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McInnis (Primary Sponsor); Britt, Hise and B. Jackson:

**S.B. 483**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Britt, Daniel (Primary Sponsors); Clark, deViere, Marcus, Mohammed, Smith and Waddell:

**S.B. 484**, A BILL TO BE ENTITLED AN ACT TO MODIFY VARIOUS STATUTORY PROVISIONS REGARDING THE NORTH CAROLINA INNOCENCE INQUIRY COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Britt (Primary Sponsors); deViere, Marcus and Mohammed:

**S.B. 485**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY OR CITY TO ADOPT AN ORDINANCE ALLOWING FOR THE DESTRUCTION OF FIREARMS FOUND, RECEIVED, CONFISCATED, OR SEIZED IN ACCORDANCE WITH APPLICABLE LAW.

Referred to the **Rules and Operations of the Senate Committee**.

April 3, 2019

By Senators McKissick, Marcus, deViere (Primary Sponsors); Foushee, Garrett, Lowe, Mohammed, Nickel, Robinson, Searcy, Smith and Waddell:

**S.B. 486**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DISCRIMINATION IN THE PAYMENT OF WAGES ON THE BASIS OF THE GENDER OF THE EMPLOYEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson (Primary Sponsor); Britt, Burgin, Chaudhuri, Clark, Daniel, J. Davis, deViere, Edwards, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, Mohammed, Perry, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Waddell and Woodard:

**S.B. 487**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT A POLICY TO ENSURE THE UNIFORM ADMINISTRATION OF UNPAID MEAL CHARGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Wells, Chaudhuri (Primary Sponsors); Bishop, Burgin and Hise:

**S.B. 488**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE AMENDMENTS RELATED TO THE PENSION SOLVENCY FUND; AND TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt (Primary Sponsor) and Mohammed:

**S.B. 489**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE RECOGNITION OF THE WACCAMAW SIOUAN TRIBE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Britt:

**S.B. 490**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Britt:

**S.B. 491**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION.

Referred to the **Rules and Operations of the Senate Committee**.

April 3, 2019

By Senator Britt:

**S.B. 492**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt (Primary Sponsor); deViere, Marcus and Nickel:

**S.B. 493**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt, McKissick, Mohammed (Primary Sponsors); Burgin, Clark, D. Davis, Fitch, Garrett, Gunn, Marcus, Newton, Nickel, Perry and Waddell:

**S.B. 494**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE REVOCATION OF DRIVERS LICENSES FOR FAILURE TO PAY FINE, PENALTY, OR COSTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Woodard, Clark, Lowe (Primary Sponsors); Chaudhuri, deViere, Foushee, Garrett, Marcus, Mohammed, Nickel, Robinson, Searcy, Smith and Waddell:

**S.B. 495**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AUTOMATIC VOTER REGISTRATION AT DRIVERS LICENSE OFFICES, PUBLIC AGENCIES, COMMUNITY COLLEGES, AND COLLEGES AND UNIVERSITIES OF THE UNIVERSITY OF NORTH CAROLINA; TO REQUIRE THE STATE BOARD OF ELECTIONS TO IMPLEMENT AN OUTREACH CAMPAIGN INFORMING CITIZENS ABOUT AUTOMATIC VOTER REGISTRATION; AND TO ALLOW INDIVIDUALS WHO MEET THE CRITERIA TO REGISTER TO VOTE OR CHANGE VOTER REGISTRATION ONLINE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Woodard (Primary Sponsor); Foushee, Marcus and Mohammed:

**S.B. 496**, A BILL TO BE ENTITLED AN ACT TO ENACT THE POLLINATOR PROTECTION ACT OF 2019.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Woodard (Primary Sponsor); Marcus and Mohammed:

**S.B. 497**, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA ANIMAL ABUSER REGISTRATION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Blue, Newton (Primary Sponsors); Britt, Burgin, Clark, Sanderson and Sawyer:

**S.B. 498**, A BILL TO BE ENTITLED AN ACT TO FACILITATE RAPID RESPONSE TO STATE DECLARED DISASTERS BY EXEMPTING

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CERTAIN BUSINESSES AND EMPLOYEES FROM REGISTRATION AND TAX LAWS DURING THE DISASTER RESPONSE PERIOD.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Smith (Primary Sponsor); Mohammed and Robinson:

**S.J.R. 499**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FRANK W. BALLANCE, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Smith, Tillman, Chaudhuri (Primary Sponsors); Ballard, Foushee, Lowe, Marcus and Waddell:

**S.B. 500**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES THREE AND HIGHER.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Smith and Hise (Primary Sponsors):

**S.B. 501**, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF NOVEMBER AS MARROW DONATION AWARENESS MONTH AND DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF MOTOR VEHICLES TO RAISE AWARENESS THROUGH PUBLIC SERVICE ANNOUNCEMENTS ABOUT BONE MARROW DONATION AND BONE MARROW DONATION REGISTRIES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Mohammed, McKissick (Primary Sponsors); Chaudhuri, deViere, Foushee, Garrett, Lowe, Marcus, Nickel, Robinson, Smith, Waddell and Woodard:

**S.B. 502**, A BILL TO BE ENTITLED AN ACT REQUIRING THE FAIR ASSESSMENT OF PERSONS WITH CRIMINAL HISTORIES BY "BANNING THE BOX."

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Mohammed, Robinson, Foushee (Primary Sponsors); deViere, Marcus, Smith and Waddell:

**S.B. 503**, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS OF NORTH CAROLINA TO END WAGE THEFT.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators McKissick, T. Alexander (Primary Sponsors); deViere, Mohammed, Smith and Waddell:

**S.B. 504**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING MUNICIPALITIES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators McInnis, Rabon, Brown (Primary Sponsors); T. Alexander, Ballard, Britt, Burgin, Chaudhuri, Clark, Daniel, J. Davis, Edwards, Ford, Foushee, Hise, B. Jackson, J. Jackson, Lowe, Mohammed, Sanderson, Smith, Steinburg, Waddell and Woodard:

**S.B. 505**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gallimore, Ford (Primary Sponsors); T. Alexander and Sawyer:

**S.B. 506**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE INSTALLATION OF SAFETY BUOYS AND DIRECTIONAL BEACONS IN HIGH ROCK LAKE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bishop, Edwards, Nickel (Primary Sponsors); Burgin and Lowe:

**S.B. 507**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ELECTION BY THE PLAINTIFF TO UTILIZE A PRIVATE PROCESS SERVER IN COUNTIES WITH POPULATIONS OF TWO HUNDRED FIFTY THOUSAND OR GREATER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Bishop:

**S.B. 508**, A BILL TO BE ENTITLED AN ACT AMENDING RULE 30 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE RELATING TO THE TAKING OF DEPOSITIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sawyer (Primary Sponsor) and B. Jackson:

**S.B. 509**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISPENSING OF RAW MILK AND RAW MILK PRODUCTS TO INDEPENDENT OR PARTIAL OWNERS OF LACTATING ANIMALS FOR PERSONAL USE OR CONSUMPTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators B. Jackson, Burgin, Sawyer (Primary Sponsors); Clark, Marcus and Steinburg:

**S.B. 510**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE INSTALLATION AND UTILIZATION OF ENERGY STORAGE EQUIPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Nickel, Rabon, Sawyer (Primary Sponsors); Ballard, Chaudhuri, Clark, D. Davis, J. Davis, Lowe, Marcus, Mohammed, Newton, Peterson, Smith, Waddell and Woodard:

**S.B. 511**, A BILL TO BE ENTITLED AN ACT TO REGULATE PARKING IN AN ELECTRIC VEHICLE CHARGING STATION.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Nickel and Mohammed (Primary Sponsors):

**S.B. 512**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH JANUARY FOURTEENTH OF EACH YEAR AS TAMIL PONGAL DAY IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Nickel, Garrett, Van Duyn (Primary Sponsors); deViere, Foushee, Mohammed, Searcy and Smith:

**S.B. 513**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE GOAL OF ONE HUNDRED PERCENT CLEAN ENERGY BY 2050 AND TO PROMOTE THE CREATION OF GREEN JOBS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Clark, deViere (Primary Sponsors) and Smith:

**S.B. 514**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE UNITED STATES ARMY AIRBORNE AND SPECIAL OPERATIONS MUSEUM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators T. Alexander, Burgin, Johnson (Primary Sponsors) and Gallimore:

**S.B. 515**, A BILL TO BE ENTITLED AN ACT ADJUSTING THE ENROLLMENT FEE FOR ACCREDITED DRUG EDUCATION SCHOOLS TO ACCOUNT FOR INFLATION; CLARIFYING THE RESPONSIBILITIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES WITH RESPECT TO DRUG EDUCATION SCHOOLS; AND MAKING TECHNICAL AND OTHER MODIFICATIONS TO THE STATUTE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Peterson (Primary Sponsor); Marcus, Nickel and Woodard:

**S.B. 516**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY AND DETERMINE THE NUMBER AND LOCATION OF POULTRY FARMS (CAFOS) IN NORTH CAROLINA, THE DRY LITTER WASTE MANAGEMENT SYSTEMS AND PRACTICES THAT ARE EMPLOYED BY THESE FARMS, THE POTENTIAL ENVIRONMENTAL AND HEALTH IMPACTS AND DAMAGES THESE SYSTEMS AND PRACTICES MAY HAVE, AND RECOMMENDATIONS ON HOW BEST TO REGULATE THESE WASTE MANAGEMENT SYSTEMS IN PROTECTING THE ENVIRONMENT AND THE PUBLIC'S HEALTH AND SAFETY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Peterson (Primary Sponsor); Clark, deViere, Foushee, Garrett, Lowe, Marcus, Mohammed, Nickel, Robinson, Searcy and Waddell:

**S.B. 517**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE EXPLORATION, DEVELOPMENT, AND PRODUCTION OF OFFSHORE OIL AND GAS IN NORTH CAROLINA COASTAL WATERS IN ORDER TO PROTECT MILITARY OPERATIONS, COMMERCIAL AND RECREATIONAL



FISHING, AND TOURISM, AND THE BILLIONS OF DOLLARS THEY CONTRIBUTE ANNUALLY TO THE COASTAL ECONOMY, AND THE STATE AS A WHOLE, FROM THE PROFOUND RISKS OF OFFSHORE OIL AND GAS EXPLORATION, DEVELOPMENT, AND PRODUCTION.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Peterson, deViere, McKissick (Primary Sponsors); Marcus, Mohammed, Sawyer and Smith:

**S.B. 518**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE "PFAS TASK FORCE" TO IDENTIFY AND ANALYZE ALL PER- AND POLYFLUOROALKYL SUBSTANCES (PFAS) IN THE LOWER CAPE FEAR RIVER BASIN; TO IDENTIFY THEIR SOURCE OF DISCHARGE AND THEIR HEALTH IMPACT ON THE HUMAN POPULATION THEREIN; TO ESTABLISH ALLOWABLE MAXIMUM HEALTH STANDARDS FOR EXPOSURE TO PFAS; AND TO PROVIDE FOR THE IMMEDIATE REPLACEMENT AND/OR UPGRADE OF DRINKING WATER SYSTEMS, INCLUDING PRIVATE WELLS, WITHIN THE AFFECTED AREA.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Burgin, Ford, Sawyer (Primary Sponsors); Ballard, Gallimore and Steinburg:

**S.B. 519**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LICENSING AND PERMITTING FOR INDIVIDUALS AND FIRMS THAT INSTALL AND SERVICE PORTABLE FIRE EXTINGUISHERS AND FIRE SUPPRESSION SYSTEMS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Ballard, Edwards, Britt (Primary Sponsors); Ford and Waddell:

**S.B. 520**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ETHICS TRAINING FOR CERTAIN SCHOOL EMPLOYEES AND TO REQUIRE THE TERMS AND CONDITIONS OF SCHOOL FINANCE OFFICERS' EMPLOYMENT TO MIRROR THOSE OF ASSISTANT AND ASSOCIATE SUPERINTENDENTS.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Tillman, Ballard, and Horner (Primary Sponsors):

**S.B. 521**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE MEMBERSHIP OF THE PRINCIPAL FELLOWS COMMISSION, TO CLARIFY THE AUTHORITY OF THE COMMISSION OVER THE TRANSFORMING PRINCIPAL PREPARATION PROGRAM AND VARIOUS OTHER CHANGES TO THE PROGRAM, AND TO TRANSFER THE FUNDS AND ADMINISTRATION OF INDIVIDUAL FORGIVABLE SCHOLARSHIP LOANS FROM THE PRINCIPAL FELLOWS PROGRAM TO THE PRINCIPAL FELLOWS AND TRANSFORMING PRINCIPAL PREPARATION GRANT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

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By Senators Tillman (Primary Sponsor); Bishop and Newton:

**S.B. 522**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Hise, and Newton (Primary Sponsors):

**S.B. 523**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor); Ballard, Daniel, Hise, Sawyer, Smith and Steinburg:

**S.B. 524**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TUITION GRANTS BE PROVIDED TO STATE RESIDENTS WHO GRADUATE FROM THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS AND ENROLL FULL-TIME AT AN ELIGIBLE INSTITUTION OF HIGHER EDUCATION FOR UP TO FOUR ACADEMIC YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor) and Ford:

**S.B. 525**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin (Primary Sponsor); Ballard, Britt, B. Jackson and Sawyer:

**S.B. 526**, A BILL TO BE ENTITLED AN ACT TO INCENTIVIZE AGRICULTURAL MANUFACTURING IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Sanderson, and Wells (Primary Sponsors):

**S.B. 527**, A BILL TO BE ENTITLED AN ACT TO PROMOTE PUBLIC SAFETY THROUGH THE REGULATION OF REFLEXOLOGY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Tillman, Robinson (Primary Sponsors); Garrett and Smith:

**S.B. 528**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EASTERN TRIAD WORKFORCE SOLUTIONS COLLABORATIVE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn and D. Davis (Primary Sponsors):

**S.B. 529**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS AND THE MAXIMUM LOAN PROCESSING FEE FOR LICENSEES UNDER THE CONSUMER FINANCE ACT.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Gunn:

**S.B. 530**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor); Edwards, Lowe and Sanderson:

**S.B. 531**, A BILL TO BE ENTITLED AN ACT TO PROMOTE INVESTMENT IN SMALL BUSINESS VENTURES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Edwards:

**S.B. 532**, A BILL TO BE ENTITLED AN ACT (I) TO REQUIRE THAT, IN A LIVING PROBATE PROCEEDING, THE ORIGINAL WILL BE INTRODUCED AS EVIDENCE RATHER THAN BEING ATTACHED TO THE INITIAL PETITION, (II) TO PERMIT THE USE OF “MINOR” OR “18+” OR “ADULT” IN PLACE OF THE ACTUAL AGE OF AN HEIR OR DEVISEE IN AN APPLICATION FOR LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, (III) TO ADJUST THIS STATE’S STATUTES DEALING WITH OUT-OF-STATE WILLS RECOGNIZED IN THIS STATE ON THE BASIS OF COMPLIANCE WITH THE LAW OF THE STATE OF EXECUTION IN ORDER TO CONTINUE THE REQUIREMENT THAT THE TESTATOR HAVE BEEN PHYSICALLY PRESENT IN THAT STATE AT THE TIME OF THE WILL’S EXECUTION, (IV) TO PROVIDE FOR NOTICE THAT TENANCY BY THE ENTIRETIES PROPERTY TRANSFERRED TO A TENANCY BY THE ENTIRETIES TRUST REMAINS IMMUNE TO THE CLAIMS OF ONE SPOUSE’S INDIVIDUAL CREDITORS AND TO SPECIFY THAT A PERSON ENTERING INTO A TRANSACTION INVOLVING THE PROPERTY MAY OBTAIN CONFIRMATION FROM THE TRUSTEE THAT THE PROPERTY CONTINUES TO QUALIFY FOR THIS IMMUNITY, AND (V) TO MAKE TECHNICAL CORRECTIONS TO THE AFFECTED STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Daniel, Ballard (Primary Sponsors); Ford and Steinburg:

**S.B. 533**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOLS TO PERMIT PATRIOTIC SOCIETY PRESENTATIONS AT THE BEGINNING OF EACH SCHOOL YEAR FOR NO MORE THAN ONE HOUR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Brown, Nickel (Primary Sponsors); Ballard, Britt, Ford, Hise and Perry:

**S.B. 534**, A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Hise, and J. Davis (Primary Sponsors):

**S.B. 535**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Newton (Primary Sponsor); Britt, Burgin, J. Davis, Edwards, Perry, Sanderson and Sawyer:

**S.B. 536**, A BILL TO BE ENTITLED AN ACT TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO CREATE A MONTHLY SURCHARGE TO FUND THE VIABLE UTILITY RESERVE; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Krawiec, Bishop (Primary Sponsors) and Steinburg:

**S.B. 537**, A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW PAYMENT METHODOLOGY FOR ADULT CARE HOMES PROVIDING CARE TO NORTH CAROLINA MEDICAID BENEFICIARIES THAT PROMOTES HEALTH AS WELL AS FAIR AND REASONABLE COMPENSATION FOR THE SERVICES PROVIDED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Krawiec, and Bishop (Primary Sponsors):

**S.B. 538**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, TO PROVIDE TEMPORARY FINANCIAL ASSISTANCE FOR FACILITIES LICENSED TO ACCEPT STATE-COUNTY SPECIAL ASSISTANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor) and Sanderson:

**S.B. 539**, A BILL TO BE ENTITLED AN ACT REPEALING NORTH CAROLINA'S CERTIFICATE OF NEED LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor); Chaudhuri, Daniel and Smith:

**S.B. 540**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TUITION GRANTS BE PROVIDED TO STATE RESIDENTS WHO GRADUATE FROM THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS AND ENROLL FULL-TIME AT CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA ON A RECURRING BASIS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Daniel, Sanderson (Primary Sponsors); Ballard and Ford:

**S.B. 541**, A BILL TO BE ENTITLED AN ACT TO PERMIT STUDENTS WHO ATTEND A PUBLIC SCHOOL, PRIVATE SCHOOL, OR HOME SCHOOL WITHOUT AN INTERSCHOLASTIC ATHLETICS PROGRAM IN A GIVEN SPORT OR PARTICULAR EXTRACURRICULAR ACTIVITY TO PARTICIPATE IN THAT ACTIVITY AT A PUBLIC HIGH SCHOOL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor); Ballard, Edwards, Lowe, Smith and Steinburg:

**S.B. 542**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE CYBERSECURITY REGIONAL TRAINING CENTER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Krawiec, D. Davis (Primary Sponsors); Ballard and Smith:

**S.B. 543**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REACH OUT AND READ CAROLINAS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise (Primary Sponsor); Britt, Lowe and Smith:

**S.B. 544**, A BILL TO BE ENTITLED AN ACT DIRECTING HEALTH CARE PROVIDERS TO INITIATE ACUTE OR CHRONIC PAIN MANAGEMENT CARE WITH NON-OPIOID TREATMENT ALTERNATIVES, WHENEVER POSSIBLE; DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DEVELOP AND MAKE AVAILABLE ON ITS INTERNET WEB SITE A UNIFORM VOLUNTARY NON-OPIOID DIRECTIVE FORM; ESTABLISHING A PROCESS FOR PATIENTS TO VOLUNTARILY ELECT NON-OPIOID PAIN MANAGEMENT CARE; AND ESTABLISHING INSURANCE COVERAGE FOR NON-OPIOID PAIN MANAGEMENT CARE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Davis (Primary Sponsor) and Sanderson:

**S.B. 545**, A BILL TO BE ENTITLED AN ACT DIRECTING STATE AGENCIES TO ADJUST EMPLOYMENT PRACTICES TO REDUCE BARRIERS TO EMPLOYMENT FOR INDIVIDUALS WITH A CRIMINAL HISTORY.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators J. Davis (Primary Sponsor); Ballard, Britt, Hise, B. Jackson and Robinson:

**S.B. 546**, A BILL TO BE ENTITLED AN ACT REMOVING THE REQUIREMENT THAT BUPRENORPHINE PRESCRIBERS REGISTER WITH THE STATE, IN ADDITION TO REGISTERING WITH THE FEDERAL GOVERNMENT; DECRIMINALIZING THE USE OF DRUG TESTING EQUIPMENT TO DETECT CONTAMINANTS; BROADENING THE OBJECTIVES OF SYRINGE EXCHANGE PROGRAMS TO ENCOMPASS REDUCING THE NUMBER OF DRUG OVERDOSES IN THE STATE AND REMOVING THE BAN ON THE USE OF STATE FUNDS TO PURCHASE CERTAIN SUPPLIES; ADDING REPORTING REQUIREMENTS FOR GABAPENTIN AND NALOXONE HYDROCHLORIDE TO THE CONTROLLED SUBSTANCES REPORTING SYSTEM; REQUIRING PRESCRIBERS TO CHECK THE CONTROLLED SUBSTANCES REPORTING SYSTEM WHEN PRESCRIBING BENZODIAZEPINES; CLARIFYING THE ROLE OF THE STATE OPIOID TREATMENT AUTHORITY; ESTABLISHING A STATE OPIOID TREATMENT AUTHORITY FUND; AND ESTABLISHING AN OPIOID TREATMENT PROGRAM CENTRAL REGISTRY FEE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Ballard, Sawyer (Primary Sponsors); T. Alexander, Bishop, Britt, Burgin, Daniel, Ford, Gallimore, Harrington, Hise, Horner, Johnson, McInnis, Newton, Perry, Sanderson and Steinburg:

**S.B. 547**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE PAIN CAPABLE UNBORN CHILD PROTECTION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec and Bishop (Primary Sponsors):

**S.B. 548**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Krawiec:

**S.B. 549**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A CHILD WELFARE/BEHAVIORAL HEALTH PILOT PROGRAM AND APPROPRIATE FUNDS FOR THAT PURPOSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec (Primary Sponsor); Burgin and Robinson:

**S.B. 550**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO PROVIDE SUPPLEMENTAL ASSISTANCE FOR GROUP HOMES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Hise, Bishop (Primary Sponsors) and Edwards:

**S.B. 551**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CHILD SUPPORT COOPERATION ACT OF 2019.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Sanderson:

**S.B. 552**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE BALLOT QUESTION FOR PURPOSES OF THE REFERENDUM FOR THE ONE-QUARTER CENT COUNTY SALES AND USE TAX.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Wells (Primary Sponsors); Hise, B. Jackson and Steinburg:

**S.B. 553**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Brown, Tillman (Primary Sponsors); Burgin and Steinburg:

**S.B. 554**, A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT OF MARINE FISHERIES IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Daniel, and Britt (Primary Sponsors):

**S.B. 555**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES RELATED TO JUVENILE CRIME PREVENTION COUNCILS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Hise, Perry (Primary Sponsors) and Marcus:

**S.B. 556**, A BILL TO BE ENTITLED AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE "MENTAL RETARDATION" TO "INTELLECTUAL DISABILITY" OR "INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY" AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Rabon, and Lowe (Primary Sponsors):

**S.B. 557**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators McKissick, Steinburg, Waddell (Primary Sponsors); Burgin, Marcus and Smith:

**S.B. 558**, A BILL TO BE ENTITLED AN ACT ADDRESSING PREGNANCY-RELATED DISCRIMINATION AND REASONABLE ACCOMMODATIONS IN THE WORKPLACE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Hise, Blue (Primary Sponsors); Ballard, Britt, Burgin, Clark, Daniel, Foushee, Horner, Lowe, Nickel, Searcy, Tillman and Woodard:

**S.B. 559**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Britt (Primary Sponsors) and Bishop:

**S.B. 560**, A BILL TO BE ENTITLED AN ACT TO ASSIGN THE DUTY OF INVESTIGATING AND RESOLVING INQUIRIES CONCERNING THE QUALIFICATION OR CONDUCT OF JUDGES AND JUSTICES TO THE STATE BAR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt, Sanderson, Woodard (Primary Sponsors); Burgin, Chaudhuri, Foushee, Harrington, Lowe, Marcus, Mohammed, Robinson, Smith, Steinburg and Waddell:

**S.B. 561**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCESS TO EDUCATION AND JOB READINESS SKILLS FOR INDIVIDUALS INCARCERATED IN STATE PRISONS AND LOCAL JAILS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt, Daniel, McKissick (Primary Sponsors); Clark, deViere, Foushee, Garrett, Lowe, Marcus, Mohammed, Nickel, Robinson, Sawyer, Smith and Waddell:

**S.B. 562**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE EXPUNCTION LAWS OF THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Jackson, Britt (Primary Sponsors); Burgin, Chaudhuri, J. Davis, deViere, Foushee, Garrett, Marcus, Mohammed, Sawyer and Smith:

**S.B. 563**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO CONTINUES TO ENGAGE IN INTERCOURSE OR A SEXUAL ACT AFTER CONSENT IS WITHDRAWN IS DEEMED TO HAVE COMMITTED THE ACT OF INTERCOURSE OR SEXUAL ACT BY FORCE AND AGAINST THE WILL OF THE OTHER PERSON.

Referred to the **Rules and Operations of the Senate Committee**.



By Senator Woodard:

**S.B. 564**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR PROTECTION OF THE PUBLIC AGAINST THE HEALTH AND SAFETY RISKS THAT CERTAIN DANGEROUS WILD ANIMALS POSE TO THE COMMUNITY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Chaudhuri, Peterson (Primary Sponsors); deViere, Garrett, Marcus, Mohammed, Nickel, Searcy and Smith:

**S.B. 565**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF AN EXTREME RISK PROTECTION ORDER TO RESTRICT TEMPORARILY A PERSON'S ACCESS TO FIREARMS IF THERE IS EVIDENCE THAT THE PERSON POSES A DANGER OF PHYSICAL HARM TO SELF OR OTHERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, Sawyer (Primary Sponsors) and Searcy:

**S.B. 566**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SALE, POSSESSION, AND USE OF CERTAIN CONSUMER FIREWORKS AND TO LEVY AN EXCISE TAX ON THE SALES OF CONSUMER FIREWORKS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor) and Waddell:

**S.B. 567**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR DISSOLUTION OF A CONSERVATION EASEMENT IN ALAMANCE COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 468**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING INSURANCE COVERAGE FOR PUBLIC BUILDINGS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 469**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SMITHVILLE COMMUNITY COALITION, INC., FOR THE PROTECTION OF THE HISTORICALLY AFRICAN-AMERICAN NEIGHBORHOOD KNOWN AS SMITHVILLE IN THE TOWN OF CORNELIUS, referred to the **Rules and Operations of the Senate Committee** on April 3.

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The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 474**, A BILL TO BE ENTITLED AN ACT TO ABOLISH OBSOLETE BOARDS AND COMMISSIONS THAT ARE NO LONGER FUNCTIONAL, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 476**, A BILL TO BE ENTITLED AN ACT TO REAFFIRM LOCAL CONTROL OVER STUDENT DISCIPLINE POLICIES NOT INCONSISTENT WITH STATE AND FEDERAL LAW, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 505**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 506**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR THE INSTALLATION OF SAFETY BUOYS AND DIRECTIONAL BEACONS IN HIGH ROCK LAKE, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 514**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE UNITED STATES ARMY AIRBORNE AND SPECIAL OPERATIONS MUSEUM, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 321**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 327**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR COMMITTING LARCENY OF TIMBER, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 399**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 401**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO ELIMINATE ALL POSITIONS WITHIN THE AGENCY THAT HAVE BEEN VACANT FOR AT LEAST 24 MONTHS, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 407**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EXPANSION, MAINTENANCE, AND START-UP GRANT FUNDS FOR EXISTING AND NEWLY CREATED COUNTY JAIL OR DETENTION CENTER TREATMENT PROGRAMS THAT ARE CURRENTLY USING OR WILL USE NON-OPIOID, LONG-ACTING, INJECTABLE TREATMENT REGIMENS FOR INMATES SUFFERING FROM ALCOHOL DEPENDENCE, OPIOID DEPENDENCE, OR BOTH, WITH A PRIORITY IN GRANT DISTRIBUTION TO GO TO FORSYTH, NASH, NEW HANOVER, ONSLOW, AND RUTHERFORD COUNTIES AND TO APPROPRIATE FUNDS, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 408**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM'S AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM'S ABILITIES TO COLLECT REIMBURSEMENTS FOR OVERPAYMENTS MADE TO REEMPLOYED BENEFICIARIES, TO EXTEND THE LEGISLATIVE ENACTMENT IMPLEMENTATION ARRANGEMENT UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ALLOW THE STATE TREASURER TO PERFORM CRIMINAL BACKGROUND CHECKS, AND TO MAKE CHANGES RELATED TO THE NORTH CAROLINA STATE HEALTH PLAN, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 409**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 410**, A BILL TO BE ENTITLED AN ACT TO PROVIDE START-UP GRANT FUNDS FOR INNOVATIVE PRETRIAL SERVICES AND TO APPROPRIATE FUNDS, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 412**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SCHOOL QUALITY AND STUDENT SUCCESS INDICATOR USED FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 413**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 415**, A BILL TO BE ENTITLED AN ACT TO CREATE A RIGHT FOR LAW ENFORCEMENT OFFICERS TO TESTIFY BEFORE A GRAND JURY WHEN THE OFFICER MAY BE CRIMINALLY CHARGED FOR A CRIME THAT ALLEGEDLY OCCURRED WHILE THE OFFICER WAS IN THE PERFORMANCE OF THE OFFICER'S DUTIES, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 419**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOSS PREVENTION PROFESSIONALS MAY INVESTIGATE MATTERS RELATING TO THE PROPERTY OF THE LOSS PREVENTION PROFESSIONAL'S EMPLOYER, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 421**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA SENIOR GAMES, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 427**, A BILL TO BE ENTITLED AN ACT TO PROMOTE YOUNG CHILDREN'S HEALTHY DEVELOPMENT THROUGH CONTINUED INVESTMENT IN THE SMART START PROGRAM, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 428**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SENIOR TAR HEEL LEGISLATURE, referred to the **Rules and Operations of the Senate Committee** on April 1.

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The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 429**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 430**, A BILL TO BE ENTITLED AN ACT TO INCREASE PAYMENT STABILITY FOR HEALTH CARE PROVIDERS REGARDING PAYMENTS FROM INSURERS OFFERING HEALTH BENEFIT PLANS, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 432**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 433**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES, AS RECOMMENDED BY THE DEPARTMENT, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 434**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DISSOLUTION OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS AND TRANSFERRING THE DISSOLVING DISTRICTS' ASSETS AND LIABILITIES TO AN ADJACENT DISTRICT IN THE SAME COUNTY, referred to the **Rules and Operations of the Senate Committee** on April 2.

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The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 438**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 444**, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS SERVING DISHES, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 446**, A BILL TO BE ENTITLED AN ACT TO REVISE THE ELECTRIC VEHICLE REGISTRATION FEES; TO AUTHORIZE A REGISTRATION FEE FOR HYBRID VEHICLES; AND TO PROVIDE FOR ANNUAL ADJUSTMENTS TO ELECTRIC AND HYBRID VEHICLE REGISTRATION FEES, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 447**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR COASTAL RESILIENCE AND STREAM DEBRIS REMOVAL, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 448**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN, referred to the **Rules and Operations of the Senate Committee** on April 2.

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The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 452**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 462**, A BILL TO BE ENTITLED AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD AND TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES AND TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 55**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES, 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, 35256, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

By Senator Gunn for the **Commerce and Insurance Committee**:

**S.B. 154**, A BILL TO BE ENTITLED AN ACT TO ENABLE WAGERING ON SPORTING EVENTS ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45271, which changes the title to read **S.B. 154** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE WAGERING ON SPORTING EVENTS AND HORSE RACING ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Horner for the **Education/Higher Education Committee**:

**S.B. 301**, A BILL TO BE ENTITLED AN ACT TO EXTEND STUDY OF CURRENT STATUTES ON REGIONAL SCHOOLS AND CLARIFY REQUIREMENTS FOR TRANSPORTATION FOR PARTICIPATING UNITS IN AN APPROVED REGIONAL SCHOOL, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 227**, A BILL TO BE ENTITLED AN ACT TO BROADEN CHARTER SCHOOL ENROLLMENT PRIORITY TO INCLUDE SIBLINGS WHO APPLY TO THE CHARTER SCHOOL FOR ADMISSION IN THE SAME SCHOOL YEAR AND CHILDREN OF PERSONS EMPLOYED TO WORK FULL-TIME FOR THE CHARTER SCHOOL, 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, 15311, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 343**, A BILL TO BE ENTITLED AN ACT TO REVISE REPORTING REQUIREMENTS RELATED TO EDUCATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15310, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 134**, A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN LOCAL SCHOOL ADMINISTRATIVE UNITS AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35255, which changes the title to read **S.B. 134** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

By Senator Daniel for the **Judiciary Committee**:

**S.B. 168** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIS EXTRACT AND EXPANDING THE PERMISSIBLE USE OF CANNABIS EXTRACT AS AN ALTERNATIVE TREATMENT OF CHRONIC CONDITIONS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45270, which changes the title to read **S.B. 168** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIS EXTRACT AND EXPANDING THE PERMISSIBLE USE OF CANNABIS EXTRACT AS AN ALTERNATIVE TREATMENT OF CHRONIC CONDITIONS AND REPEALING THE SUNSET OF THE EPILEPSY ALTERNATIVE TREATMENT ACT, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“God, today we come humbly before you and acknowledge your sovereignty over each and every one of us. While we’ve been elected to serve our fellow man, Lord, we acknowledge that we are actually appointed by you to serve you at your pleasure and for your greater good and for your greater purposes. So, God, in that vein I humbly ask that we seek your forgiveness when we think we know oh-so-much because, Lord, in reality we know oh-so-little. We ask that when we want recognition that we pause and redirect our attention to you. I pray for boldness to act upon the knowledge that you have given us—one truth as revealed in the Bible so that in all things thought, said, or done here at this appointed time, in every moment you have appointed us to live, breathe, and have our being on this earth, that it be said of us that we were obedient and that, God, as a result that we were

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good and faithful public servants. And, Lord, I take this opportunity now to pray for House Member Linda Johnson in the loss of her son. I do not know her personally, Lord, but many in this chamber do, and you most certainly do. So now, Lord, I ask on her behalf that you enfold her and her family in your strong arms and hold her hand and that you grant her a double portion of your fathomless grace both now at this sad time and in the days of transition ahead. I pray this in the name of Jesus Christ, the solid rock upon which we stand. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, April 2, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants a leave of absence for today to Senator Van Duyn.

### CALENDAR

A bill and a resolution on today’s calendar are taken up and disposed of as follows:

**S.B. 210**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**H.J.R. 147**, A JOINT RESOLUTION CONFIRMING THE GOVERNOR’S REAPPOINTMENT OF RAYMOND E. GRACE TO THE OFFICE OF COMMISSIONER OF BANKS, upon second reading.

*Without objection, Senator J. Alexander is excused from voting on the bill due to a conflict of interest.*

The Joint Resolution passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

### BILL CO-SPONSORING DEADLINE EXTENDED

Senator Rabon offers a motion that Senate Rule 40(b) be suspended to the end that members be allowed until 9:00 a.m. on Monday, April 8, to electronically co-sponsor any bills that were filed yesterday or today. The motion prevails without objection.

Upon motion of Senator Berger, seconded by Senator Newton, the Senate adjourns at 4:21 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, April 4, at 11:30 a.m.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

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By Senator Daniel for the **Judiciary Committee**:

**S.B. 250**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, 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, 45272, which changes the title to read **S.B. 250** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF DESIGNATED TO BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR THE REMAINDER OF THE BIENNIUM AND IN SOME CASES SHARED WITH THE BOARD OF ELECTIONS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 130** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE “GAME NIGHTS,” TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING “GAME NIGHTS,” AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT “GAME NIGHTS,” referred to the **Rules and Operations of the Senate Committee** on March 28.

The Committee Substitute bill No. 3 is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 466**, A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN PROVISIONS CONCERNING THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 367**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT COUNTIES AND CITIES SHALL NOT ADOPT ORDINANCES REGULATING THE REMOVAL OF TREES FROM PRIVATE PROPERTY WITHOUT THE EXPRESS AUTHORIZATION OF THE GENERAL ASSEMBLY, referred to the **Rules and Operations of the Senate Committee** on March 27.

April 3, 2019

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### THIRTY-NINTH DAY

Senate Chamber  
Thursday, April 4, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

"Father God, we thank you for this day—another day you've given us full of grace and mercy and love. We thank you for all that you've done for us. We praise you for this season of the year as we approach resurrection day. We thank you for what your Son did for us, Father, and we pray that you will guide and direct us here today. In Jesus' name, Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, April 3, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Garrett, Senator J. Jackson, Senator Johnson, Senator Lowe, Senator Rabon, and Senator Steinburg.

### ENROLLED BILL AND A RESOLUTION

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 263**, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN 2018.

April 4, 2019

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. 147**, A JOINT RESOLUTION CONFIRMING THE GOVERNOR'S REAPPOINTMENT OF RAYMOND E. GRACE TO THE OFFICE OF COMMISSIONER OF BANKS. (Res. 2019-6)

### CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

**S.B. 124**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS THAT MUST BE MET BEFORE CERTAIN SMALL TOWNS MAY HOLD A MIXED BEVERAGE ELECTION, upon second reading.

*Without objection, Senator Searcy is excused from voting on the bill due to a possible conflict of interest.*

The bill passes its second reading (33-8) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Hise, the Senate adjourns at 11:44 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, April 8, at 2:00 p.m.

### INTRODUCTION OF BILLS

Bills filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Newton, Rabon, Hise (Primary Sponsors); T. Alexander, Ballard, Daniel and Sanderson:

**S.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE (I) RESPONSIBLE DECOMMISSIONING OF UTILITY-SCALE SOLAR FACILITIES AND WIND ENERGY FACILITIES UPON CESSATION OF ACTIVITIES AT A FACILITY AND (II) RECYCLING OF ALL END-OF-LIFE SOLAR ENERGY EQUIPMENT LOCATED WITHIN THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton:

**S.B. 569**, A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTEREST OF CONTRACTORS AND DESIGNERS, AND PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

By Senators Perry and Krawiec (Primary Sponsors):

**S.B. 570**, A BILL TO BE ENTITLED AN ACT TO ENHANCE MEDICAID TRANSFORMATION BY PROVIDING FOR CAPITATED CONTRACTS FOR THE PROVISION OF DENTAL SERVICES TO MEDICAID AND NC HEALTH CHOICE RECIPIENTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Perry:

**S.B. 571**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE TIME PERIOD IN WHICH CORRECTIVE ACTION SHALL BE TAKEN TO REMEDY DEFECTS AND UNSAFE CONDITIONS IN BUILDINGS AND STRUCTURES AND CLARIFYING THE PROCESS OF GIVING NOTICE TO PROPERTY OWNERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Perry:

**S.B. 572**, A BILL TO BE ENTITLED AN ACT TO ALLOW AN S CORPORATION TO REPRESENT ITSELF IN ANY COURT IN THIS STATE AND IN OTHER LEGAL FORUMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Krawiec, Tillman (Primary Sponsors); J. Davis, Foushee, Newton, Perry, Robinson, Sanderson, Sawyer, Smith, Van Duyn and Woodard:

**S.B. 573**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH LICENSURE AND EDUCATION STANDARDS FOR THE PRACTICE OF NATUROPATHIC MEDICINE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators J. Davis, Krawiec, and Woodard (Primary Sponsors):

**S.B. 574**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Nickel, Van Duyn, and Waddell (Primary Sponsors):

**S.B. 575**, A BILL TO BE ENTITLED AN ACT REPEALING THE PROHIBITION ON PUBLIC EMPLOYEE COLLECTIVE BARGAINING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sawyer, Gallimore, Johnson (Primary Sponsors) and Steinburg:

**S.B. 576**, A BILL TO BE ENTITLED AN ACT TO PROVIDE CONSUMER PROTECTIONS RELATED TO ROOFING REPAIR CONTRACTORS.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

By Senator Sawyer:

**S.B. 577**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING TO THE DEPARTMENT OF TRANSPORTATION TO BE ALLOCATED TO THE STATESVILLE REGIONAL AIRPORT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sawyer (Primary Sponsor); Britt and Smith:

**S.B. 578**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROPERTY TAX EXEMPTION FOR FARM EQUIPMENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Steinburg, McKissick, Sanderson (Primary Sponsors); T. Alexander, Britt, Burgin, Daniel, Smith and Waddell:

**S.B. 579**, A BILL TO BE ENTITLED AN ACT TO CREATE THE DEPARTMENT OF CORRECTION AND THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION, TO MAKE CONFORMING CHANGES, AND TO APPROPRIATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells, Ballard, Tillman (Primary Sponsors); Ford, Hise, Johnson and Steinburg:

**S.B. 580**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS IN THE CLASSROOM MATERIALS, INSTRUCTIONAL SUPPLIES, AND EQUIPMENT ALLOTMENT FOR THE PUBLIC SCHOOLS SHALL BE USED FOR THE NORTH CAROLINA CLASSROOM SUPPLY PROGRAM TO PERMIT TEACHERS TO PURCHASE CLASSROOM SUPPLIES THROUGH AN ELECTRONIC ACCOUNT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt and Rabon (Primary Sponsors):

**S.B. 581**, A BILL TO BE ENTITLED AN ACT TO ADD ONE DISTRICT COURT JUDGE TO DISTRICT 16B IN ROBESON COUNTY AND TO ADD ONE MAGISTRATE TO COLUMBUS COUNTY AND TO APPROPRIATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Clark and Smith (Primary Sponsors):

**S.B. 582**, A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPREHENSIVE SCHOOL ACCOUNTABILITY THROUGH THE REQUIREMENT OF CERTAIN TESTS AND ASSESSMENTS FOR ACADEMIC PROGRESS OF STUDENTS RECEIVING OPPORTUNITY SCHOLARSHIPS AND SCHOLARSHIP FUNDS FOR CHILDREN WITH DISABILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019



By Senators Marcus, Searcy, Nickel (Primary Sponsors); Mohammed and Waddell:

**S.B. 583**, A BILL TO BE ENTITLED AN ACT TO FREEZE THE FUNDING FOR THE OPPORTUNITY SCHOLARSHIP PROGRAM AT THE FUNDING LEVEL ESTABLISHED FOR THE 2018-2019 FISCAL YEAR, TO APPROPRIATE THE REDUCTION IN FUNDS FOR THAT PROGRAM TO THE DEPARTMENT OF PUBLIC INSTRUCTION FOR THE PURPOSE OF SCHOOL SYSTEMS EMPLOYING ADDITIONAL SCHOOL-BASED PERSONNEL, AND TO TRANSFER UNEXPENDED FUNDS FOR THE OPPORTUNITY SCHOLARSHIP PROGRAM TO THE PUBLIC SCHOOL BUILDING CAPITAL FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Wells and Daniel (Primary Sponsors):

**S.B. 584**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENCES, OFFENSES THAT DO NOT SPECIFY CRIMINAL CULPABILITY, AND CRIMES NOT CONTAINED IN CERTAIN CHAPTERS OF THE GENERAL STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe, Fitch (Primary Sponsors) and Waddell:

**S.B. 585**, A BILL TO BE ENTITLED AN ACT TO ALLOW JUSTICES AND JUDGES ELECTED TO OFFICE PRIOR TO THE JUSTICE OR JUDGE'S SEVENTY-SECOND BIRTHDAY TO CONTINUE IN THE OFFICE PAST THE MANDATORY JUDICIAL RETIREMENT AGE OF SEVENTY-TWO UNTIL JANUARY 1 OF THE YEAR FOLLOWING THE NEXT ELECTION FOR MEMBERS OF THE GENERAL ASSEMBLY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe, Foushee, Woodard (Primary Sponsors) and Smith:

**S.B. 586**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE FILM AND ENTERTAINMENT GRANT FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn, D. Davis (Primary Sponsors) and Smith:

**S.B. 587**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM FINANCE CHARGE RATES FOR CONSUMER CREDIT INSTALLMENT SALE CONTRACTS AND TO EXPAND THE DEFINITION OF OFFICIAL FEES AS APPLIED TO THOSE CONTRACTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn and McInnis (Primary Sponsors):

**S.B. 588**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH FAST-TRACK PERMITTING FOR NONDISCHARGE PERMITS.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

By Senators Gunn (Primary Sponsor) and Mohammed:

**S.B. 589**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIR BAGS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor) and Sawyer:

**S.B. 590**, A BILL TO BE ENTITLED AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Gunn (Primary Sponsor); Edwards, Lowe, Mohammed, Robinson and Smith:

**S.B. 591**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR THE ONE NORTH CAROLINA SBIR/STTR INCENTIVE PROGRAM AND THE COMMUNITY INNOVATION FUND TO BE USED TO PROVIDE GRANTS TO SMALL BUSINESSES AND COMMUNITIES IN THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Gunn:

**S.B. 592**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE ALCOHOLIC BEVERAGE CONTROL LAWS OF THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel (Primary Sponsor) and Hise:

**S.B. 593**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ANNUAL FEES FOR PODIATRISTS AND PASTORAL COUNSELORS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Daniel, Marcus (Primary Sponsors) and Hise:

**S.B. 594**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel:

**S.B. 595**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES AND TECHNICAL CORRECTIONS TO THE GENERAL STATUTES CONCERNING REAL PROPERTY LAW, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

By Senators Edwards, Daniel, and Ford (Primary Sponsors):

**S.B. 596**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON COMMITS DISORDERLY CONDUCT IF THE PERSON MAKES UNREASONABLE NOISE WITH THE INTENT TO INFRINGE UPON ANOTHER PERSON'S EXERCISE OF HIS OR HER RIGHT TO FREE SPEECH OR TO CAUSE PUBLIC INCONVENIENCE, ANNOYANCE, ALARM, OR DISRUPTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards and Gunn (Primary Sponsors):

**S.B. 597**, A BILL TO BE ENTITLED AN ACT TO DESIGN A FIVE-TIER ECONOMIC DISTRESS SYSTEM THAT MAY BE USED IN ADDITION TO THE CURRENT DEVELOPMENT TIER SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, J. Davis, and D. Davis (Primary Sponsors):

**S.B. 598**, A BILL TO BE ENTITLED AN ACT TO PROVIDE REIMBURSEMENT FOR LOCAL FIRE DEPARTMENTS PROVIDING PROTECTION TO STATE LANDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Wells, and Horner (Primary Sponsors):

**S.B. 599**, A BILL TO BE ENTITLED AN ACT TO EMPOWER EMPLOYING AGENCIES TO ADMINISTER STATE SHORT-TERM DISABILITY BENEFITS, TO MODERNIZE THE MEDICAL REVIEW BOARD, TO ADDRESS OVERPAYMENTS OWED TO THE DISABILITY INCOME PLAN BY MEMBERS OF THE OPTIONAL RETIREMENT PROGRAM, AND TO MAKE TECHNICAL AND CONFORMING CHANGES RELATED TO THESE OBJECTIVES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Ballard, Britt (Primary Sponsors); Smith and Steinburg:

**S.B. 600**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Krawiec, Ballard (Primary Sponsors); Britt, Sawyer and Smith:

**S.B. 601**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL UNITS TO DEVELOP AND IMPLEMENT A SCHOOL-BASED MENTAL HEALTH PLAN THAT INCLUDES A MENTAL HEALTH TRAINING PROGRAM AND SUICIDE RISK REFERRAL PROTOCOL.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

By Senators D. Davis, Steinburg, Britt (Primary Sponsors) and Smith:

**S.B. 602**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NC HOPE TUITION WAIVER PROGRAM FOR CERTAIN STUDENTS GRADUATING FROM COOPERATIVE INNOVATIVE HIGH SCHOOLS WHO ATTEND AN NC PROMISE CONSTITUENT INSTITUTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators D. Davis, Steinburg, and Britt (Primary Sponsors):

**S.B. 603**, A BILL TO BE ENTITLED AN ACT TO HAVE THE TREASURER STUDY AND MAKE RECOMMENDATIONS REGARDING COUNTIES AND MUNICIPALITIES WITH REPEATED ISSUES REQUIRING ASSISTANCE BY THE LOCAL GOVERNMENT COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon:

**S.B. 604**, A BILL TO BE ENTITLED AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Harrington, J. Davis (Primary Sponsors); Britt and Steinburg:

**S.B. 605**, A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, J. Davis, McInnis (Primary Sponsors); Ballard and Britt:

**S.B. 606**, A BILL TO BE ENTITLED AN ACT TO PRIORITIZE THE USE OF NATIVE NORTH CAROLINA TREES, SHRUBS, VINES, GRASSES, AND LEGUMES ON HIGHWAY RIGHTS-OF-WAY.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, J. Davis, McInnis (Primary Sponsors); Britt, Burgin, Edwards and Steinburg:

**S.B. 607**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT FUNDS USED FOR HIGHWAY CONSTRUCTION AND MAINTENANCE ARE NOT INADVERTENTLY DIVERTED TO THE GENERAL FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Rabon, Harrington, J. Davis (Primary Sponsors); Britt and Steinburg:

**S.B. 608**, A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS FROM THE SAVINGS RESERVE TO THE HIGHWAY FUND TO BE USED BY THE DEPARTMENT OF TRANSPORTATION FOR CASH FLOW NEEDS RELATED TO DISASTER RELIEF.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard, Clark, Johnson (Primary Sponsors) and Smith:

**S.B. 609**, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ELIGIBILITY REQUIREMENTS FOR THE CHILDREN WITH DISABILITIES SCHOLARSHIP GRANT PROGRAM, CLARIFY ELIGIBILITY FOR SCHOLARSHIP PROGRAMS TO APPLY TO CERTAIN FOUR YEAR OLDS, AND MAKE VARIOUS OTHER CHANGES TO THE OPPORTUNITY SCHOLARSHIP GRANT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Ballard:

**S.B. 610**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF NORTHERN PEAKS STATE TRAIL TO THE STATE PARKS SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Ballard:

**S.B. 611**, A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR THE NORTH CAROLINA EDUCATION LOTTERY SCHOLARSHIP AND THE UNIVERSITY OF NORTH CAROLINA NEED-BASED GRANT SCHOLARSHIP PROGRAMS TO STUDENTS ENROLLED IN COMPREHENSIVE TRANSITION PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Ballard:

**S.B. 612**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REVISE ITS POLICY ON DUAL CREDIT ALLOWANCES TO AWARD HIGH SCHOOL COURSE CREDIT FOR WORKFORCE CONTINUING EDUCATION PATHWAY COLLEGE COURSES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard (Primary Sponsor); Clark, Foushee, Lowe, Mohammed, Searcy, Smith and Waddell:

**S.B. 613**, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ACCOMMODATION TO LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Nickel, McKissick, Britt (Primary Sponsors); Foushee, Mohammed, Robinson, Smith and Van Duyn:

**S.B. 614**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXPUNCTION OF CERTAIN OFFENSES COMMITTED BETWEEN THE ENACTMENT DATE AND THE EFFECTIVE DATE OF THE LEGISLATION KNOWN AS RAISE THE AGE.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

By Senators Nickel, Waddell, Chaudhuri (Primary Sponsors); Marcus, Mohammed, Robinson, Smith and Van Duyn:

**S.B. 615**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN BENEFICIARIES OF THE FEDERAL DEFERRED ACTION FOR CHILDHOOD ARRIVALS INITIATIVE TO RECEIVE IN-STATE TUITION AT THE UNIVERSITY OF NORTH CAROLINA CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Chaudhuri, Nickel (Primary Sponsors); Marcus, Mohammed, Smith, Van Duyn and Waddell:

**S.B. 616**, A BILL TO BE ENTITLED AN ACT AMENDING THE WAGE AND HOUR ACT TO REQUIRE EMPLOYERS TO PROVIDE A TWENTY-MINUTE PAID BREAK TO ANY EMPLOYEE WORKING A SHIFT OF SIX HOURS OR MORE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Chaudhuri, Nickel (Primary Sponsors); Mohammed and Smith:

**S.B. 617**, A BILL TO BE ENTITLED AN ACT REQUIRING A CANDIDATE FOR PRESIDENT OR VICE PRESIDENT OF THE UNITED STATES TO FILE THE CANDIDATE'S FEDERAL INCOME TAX RETURN BEFORE THE CANDIDATE'S NAME APPEARS ON THE GENERAL ELECTION BALLOT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Britt (Primary Sponsors) and Lowe:

**S.B. 618**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MEMBERS OF CONGRESS THE USE OF A BLUE LIGHT ON THEIR VEHICLES IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick and Britt (Primary Sponsors):

**S.B. 619**, A BILL TO BE ENTITLED AN ACT TO AMEND G.S. 132-1.4A REGARDING LAW ENFORCEMENT AGENCY RECORDINGS AND G.S. 143-318.11 CONCERNING CLOSED SESSIONS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators McKissick, Newton (Primary Sponsors); Nickel, Smith, Waddell and Woodard:

**S.B. 620**, A BILL TO BE ENTITLED AN ACT TO DEFINE AND AUTHORIZE THE USE OF ELECTRIC STANDUP SCOOTERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Ballard, Sawyer (Primary Sponsors); Edwards and Ford:

**S.B. 621**, A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman, Hise, Newton (Primary Sponsors); Daniel, Edwards and Sawyer:

**S.B. 622**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO SIMPLIFY THE FRANCHISE TAX BASE, TO LOWER THE FRANCHISE TAX RATE, TO REQUIRE MARKETPLACE FACILITATORS TO COLLECT AND REMIT SALES AND USE TAX ON MARKETPLACE FACILITATED SALES, AND TO MAKE OTHER TAX LAW CHANGES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman:

**S.B. 623**, A BILL TO BE ENTITLED AN ACT TO REVISE THE COLLECTION OF FEES AND PENALTIES THAT MUST BE PAID IN ORDER TO REMOVE VEHICLE TITLE AND REGISTRATION STOPS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Tillman (Primary Sponsor) and Garrett:

**S.B. 624**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, FOR A GRANT-IN-AID TO GUILFORD COUNTY FOR THE CONSTRUCTION OF A FACILITY-BASED MENTAL HEALTH CRISIS CENTER FOR ADULTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman:

**S.B. 625**, A BILL TO BE ENTITLED AN ACT TO ADJUST LICENSE PLATE AGENCY PAY RATES AND REQUIRE THE DIVISION OF MOTOR VEHICLES TO INCLUDE COMMISSION CONTRACTOR OPTION IN DIVISION ADVERTISING.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Bishop, Daniel, Hise (Primary Sponsors); Britt and Edwards:

**S.B. 626**, A BILL TO BE ENTITLED AN ACT TO LIMIT WHO CAN ASSIST CERTAIN VOTERS WITH ABSENTEE BALLOTS AND REQUIRE VERIFICATION OF ADDRESS WHEN THE ADDRESS OF A VOTER REQUESTING AN ABSENTEE BALLOT DIFFERS FROM THE RESIDENCE ADDRESS LISTED IN THE VOTER'S COUNTY OF REGISTRATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators deViere, Woodard, Foushee (Primary Sponsors); Mohammed, Robinson, Smith, Van Duyn and Waddell:

**S.B. 627**, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES AND COUNTIES TO RECEIVE BROADBAND INFRASTRUCTURE GRANTS UNDER THE GROWING RURAL ECONOMIES WITH ACCESS TO TECHNOLOGY PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

By Senators deViere, Van Duyn, Waddell (Primary Sponsors); Foushee, Mohammed and Smith:

**S.B. 628**, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS TO ENACT THE DAY LABORER PROTECTION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators deViere, Peterson, Garrett (Primary Sponsors); Chaudhuri, Clark, Foushee, Mohammed, Robinson, Smith, Van Duyn and Waddell:

**S.B. 629**, A BILL TO BE ENTITLED AN ACT TO PROVIDE CURRENT AND ONGOING FUNDING FOR THE HOUSING TRUST FUND.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin (Primary Sponsor); D. Davis and Smith:

**S.B. 630**, A BILL TO BE ENTITLED AN ACT INCREASING THE PAY OF MEMBERS OF THE STATE HIGHWAY PATROL AND THE DEATH BENEFITS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AND REQUIRING THAT A JURY DECIDE THE DEFENDANT'S SENTENCE IN EVERY CASE INVOLVING THE MURDER OF A LAW ENFORCEMENT OFFICER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt and Daniel (Primary Sponsors):

**S.B. 631**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATORY POWERS OF THE OFFICE OF THE STATE FIRE MARSHAL WITH RESPECT TO CERTAIN FIRE INVESTIGATIONS, TO INCREASE THE PUNISHMENT FOR THE BURNING OF COMMERCIAL STRUCTURES, AND TO AMEND THE OFFENSE OF ARSON OR OTHER UNLAWFUL BURNINGS THAT RESULT IN INJURY TO A FIREFIGHTER, LAW ENFORCEMENT OFFICER, FIRE INVESTIGATOR, OR EMERGENCY MEDICAL TECHNICIAN.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt, Hise, Tillman (Primary Sponsors); Chaudhuri and Perry:

**S.B. 632**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS AND CRITERIA FOR THE REGULATION AND LICENSURE OF PHARMACY BENEFITS MANAGERS PROVIDING CLAIMS PROCESSING SERVICES OR OTHER PRESCRIPTION DRUG OR DEVICE SERVICES FOR HEALTH BENEFIT PLANS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Krawiec, and Woodard (Primary Sponsors):

**S.B. 633**, A BILL TO BE ENTITLED AN ACT ESTABLISHING A LICENSURE PROCESS AND ANNUAL LICENSE FEES FOR BIRTH CENTERS.

Referred to the **Rules and Operations of the Senate Committee**.



By Senator Hise:

**S.B. 634**, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE EARLY CHILDHOOD WORKFORCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

**S.B. 635**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE COMPOSITION OF THE B-3 INTERAGENCY COUNCIL.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise, Krawiec, Harrington (Primary Sponsors); Ballard, Ford and Robinson:

**S.B. 636**, A BILL TO BE ENTITLED AN ACT TO INCREASE RATES FOR FOSTER CARE AND APPROPRIATE FUNDS FOR THAT PURPOSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Sanderson, Perry (Primary Sponsors); T. Alexander, Britt, Hise, Horner, Johnson, Krawiec, Newton, Steinburg and Wells:

**S.B. 637**, A BILL TO BE ENTITLED AN ACT TO REQUIRE INDIVIDUALS CHARGED WITH CERTAIN CRIMES AND WHO ARE SUBJECT TO A DETAINER REQUEST BE HELD FOR FORTY-EIGHT HOURS AND TO REQUIRE CERTAIN REPORTS FROM LOCAL LAW ENFORCEMENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Sawyer, Horner (Primary Sponsors) and Steinburg:

**S.B. 638**, A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY OF THE DEPARTMENT OF INSURANCE AND THE DEPARTMENT OF ADMINISTRATION TO INSPECT STATE-OWNED BUILDINGS AND PROPERTIES, AND TO REQUIRE FIRE PROTECTION INSPECTIONS BY THE DEPARTMENT OF INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Edwards, Ballard (Primary Sponsors); Ford and Hise:

**S.B. 639**, A BILL TO BE ENTITLED AN ACT TO INCREASE TRANSPARENCY AND ACCOUNTABILITY IN LOCAL EDUCATION FUNDING BY MODIFYING THE UNIFORM BUDGET FORMAT TO INCLUDE INFORMATION ON EXPENDITURES FROM LOCAL FUNDS BY PROGRAM REPORT CODE AND OBJECT CODE, REQUIRING THE SUPERINTENDENT TO DESCRIBE PROJECTED EXPENDITURES FROM LOCAL FUNDS BY PROGRAM REPORT CODE AND OBJECT CODE, PERMITTING LOCAL BOARDS OF EDUCATION TO SUBMIT TO COUNTY COMMISSIONERS PROJECTED EXPENDITURES FROM LOCAL FUNDS BY PROGRAM REPORT CODE AND OBJECT CODE, PERMITTING COUNTY COMMISSIONERS TO ALLOCATE LOCAL FUNDS BY PROGRAM REPORT CODE, REQUIRING THE ANNUAL

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INDEPENDENT AUDIT OF ACCOUNTS OF A LOCAL SCHOOL ADMINISTRATIVE UNIT TO INCLUDE A COMPARISON OF BUDGETED AND ACTUAL EXPENDITURES BY PROGRAM REPORT CODE AND OBJECT CODE, REQUIRING THE ANNUAL INDEPENDENT AUDIT REPORT TO BE FILED WITHIN THIRTY DAYS OF ITS COMPLETION, AND REQUIRING A LOCAL SCHOOL ADMINISTRATIVE UNIT TO REPORT THE RESULTS OF THE ANNUAL INDEPENDENT AUDIT TO THE STATE BOARD OF EDUCATION WITHIN SIXTY DAYS OF ITS COMPLETION.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators Robinson, Garrett (Primary Sponsors); Clark, Smith, Steinburg and Waddell:

**S.B. 640**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO PROVIDE A MINIMUM MATCH FOR FEDERAL FUNDS TO SUPPORT AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION PROGRAM ACTIVITIES.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators J. Jackson, Foushee, deViere (Primary Sponsors); Chaudhuri, Fitch, Garrett, Marcus, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard:

**S.B. 641**, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO ESTABLISH THE CITIZENS REDISTRICTING COMMISSION; REENACTING LEGISLATION THAT ESTABLISHED A NONPARTISAN METHOD OF ELECTING SUPREME COURT JUSTICES AND COURT OF APPEALS JUDGES BEGINNING 2020; EXTENDING THE WAITING PERIOD FOR FORMER LEGISLATORS WHO BECOME LOBBYISTS; MODERNIZING THE VOTER REGISTRATION PROCESS BY ESTABLISHING THE FAIR ELECTIONS PROGRAM; INCREASING TRANSPARENCY IN THE LEGISLATIVE PROCESS BY REQUIRING FORTY-EIGHT HOURS NOTICE OF MEETINGS OF ALL LEGISLATIVE COMMITTEES; AND DIRECTING THE LEGISLATIVE SERVICES OFFICER TO DEVELOP A PLAN TO PROVIDE LIVE VIDEO AND AUDIO STREAMING OF ALL MEETINGS OF LEGISLATIVE COMMITTEES AND COMMISSIONS MEETING IN THE LEGISLATIVE COMPLEX.

Referred to the **Rules and Operations of the Senate Committee.**

By Senators J. Jackson and Bishop (Primary Sponsors):

**S.B. 642**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SUBSEQUENT ORDERS RELATED TO CUSTODY, CHILD AND SPOUSAL SUPPORT, AND POSSESSION OF PROPERTY SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE LAWS PERTAINING TO DOMESTIC VIOLENCE AND MAKE A CONFORMING STATUTORY CHANGE UNDER THOSE LAWS.

Referred to the **Rules and Operations of the Senate Committee.**

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By Senators J. Jackson (Primary Sponsor) and Marcus:

**S.B. 643**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS GOVERNING THE REVOCATION OF DRIVERS LICENSES FOR FAILURE TO PAY A FINE, PENALTY, OR COURT COSTS AND TO REQUIRE A STUDY OF VARIOUS RELATED MATTERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin and Krawiec (Primary Sponsors):

**S.B. 644**, A BILL TO BE ENTITLED AN ACT TO PROVIDE MULTICAMPUS FUNDING FOR THE SCOTLAND COUNTY CAMPUS OF RICHMOND COMMUNITY COLLEGE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin, T. Alexander (Primary Sponsors); Clark and Steinburg:

**S.B. 645**, A BILL TO BE ENTITLED AN ACT TO FOSTER INFRASTRUCTURE FOR BROADBAND EXPANSION AND RESOURCES IN NORTH CAROLINA BY AUTHORIZING COUNTIES AND CITIES TO BUILD AND LEASE FACILITIES AND EQUIPMENT OF BROADBAND SERVICES TO INCREASE ADEQUATE BROADBAND SERVICES TO ATTRACT INVESTMENT IN LOCAL ECONOMIES, PROVIDE FOR EDUCATIONAL AND CAREER OPPORTUNITIES, MODERNIZE FARMING TECHNOLOGIES, AND TO PROVIDE FOR IMPROVED HEALTH CARE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin, Krawiec, and Hise (Primary Sponsors):

**S.B. 646**, A BILL TO BE ENTITLED AN ACT EXEMPTING FROM CERTIFICATE OF NEED REVIEW AMBULATORY SURGICAL FACILITIES, OPERATING ROOMS, GASTROINTESTINAL ENDOSCOPY ROOMS, DIAGNOSTIC CENTERS, KIDNEY DISEASE TREATMENT CENTERS, CERTAIN HOME HEALTH AGENCIES, CHEMICAL DEPENDENCY TREATMENT FACILITIES, INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES, PSYCHIATRIC HOSPITALS, AND OTHER LICENSABLE FACILITIES SUBJECT TO CHAPTER 122C OF THE GENERAL STATUTES; PROHIBITING THE STATE MEDICAL FACILITIES PLAN FROM LIMITING THE NUMBER OF OPERATING ROOMS AND GASTROINTESTINAL ENDOSCOPY ROOMS; INCREASING THE AMOUNT OF THE BOND REQUIRED TO CONTEST OR APPEAL APPROVED CERTIFICATE OF NEED APPLICATIONS; AND ENHANCING LICENSING REQUIREMENTS FOR THE DEVELOPMENT, ACQUISITION, OR REPLACEMENT OF AMBULATORY SURGICAL FACILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Woodard, Britt, and J. Jackson (Primary Sponsors):

**S.B. 647**, A BILL TO BE ENTITLED AN ACT (I) TO CLARIFY AND AMEND THE NONPROFIT CORPORATION MERGER STATUTES RELATING TO MERGERS WITH QUALIFYING LIMITED LIABILITY COMPANIES AND WITH UNINCORPORATED NONPROFIT ASSOCIATIONS AND TO PROVIDE THAT THE REQUIREMENT THAT A NONPROFIT CORPORATION NOTIFY THE ATTORNEY GENERAL OF A SALE OR DISPOSITION OF ALL ITS ASSETS DOES NOT APPLY TO THE DISPOSAL OF ITS ASSETS IN ACCORDANCE WITH A PROPERLY ADOPTED PLAN OF DISSOLUTION AND (II) TO RAISE THE MINIMUM TOTAL CONTRIBUTION THRESHOLD FOR A PERSON TO BE EXEMPT FROM CHARITABLE SOLICITATION LICENSING REQUIREMENTS ON THE BASIS OF TOTAL CONTRIBUTIONS RECEIVED AND TO PROVIDE METHODS OF ESTABLISHING THE AMOUNT OF CONTRIBUTIONS RECEIVED.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Rabon (Primary Sponsors); Burgin, Smith and Steinburg:

**S.B. 648**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER SUPPORT TO THE SHELLFISH AQUACULTURE INDUSTRY IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Sanderson, Hise (Primary Sponsors); Edwards and Steinburg:

**S.B. 649**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL STATE AGENCIES AND LICENSING BOARDS TO USE THE SYSTEMATIC ALIEN VERIFICATION FOR ENTITLEMENTS (SAVE) TO VERIFY THE IMMIGRATION STATUS OF APPLICANTS FOR PUBLIC BENEFITS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Brown, Hise (Primary Sponsors) and Clark:

**S.B. 650**, A BILL TO BE ENTITLED AN ACT SIMPLIFYING NORTH CAROLINA'S LOCAL SALES TAX DISTRIBUTION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Garrett, Marcus, deViere (Primary Sponsors); Foushee, Mohammed, Nickel, Robinson, Smith and Van Duyn:

**S.B. 651**, A BILL TO BE ENTITLED AN ACT TO MAKE PERSONS CAUSING OR CONTRIBUTING TO CONTAMINATION RESPONSIBLE FOR COSTS OF CLEANUP AND PROVISION OF ALTERNATIVE WATER SUPPLIES TO PERSONS WITH WATER SUPPLIES AFFECTED BY SUCH CONTAMINATION AND TO PROHIBIT AN ELECTRIC PUBLIC UTILITY FROM RECOVERING COSTS RELATED TO THE MANAGEMENT OF COAL COMBUSTION ASH AND UNLAWFUL DISCHARGES FROM COAL ASH PONDS.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Garrett, Searcy, deViere (Primary Sponsors); Marcus, Mohammed, Robinson, Smith and Van Duyn:

**S.B. 652**, A BILL TO BE ENTITLED AN ACT TO ALLOW SMALL BUSINESSES TO ELIMINATE STATE INCOME TAXES ON A PORTION OF REVENUE IF USED FOR CAPITAL EXPENDITURES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Garrett (Primary Sponsor); Mohammed, Nickel, Robinson, Smith and Van Duyn:

**S.B. 653**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ENHANCED REQUIREMENTS FOR DISCHARGERS OF POLLUTANTS TO THE STATE'S AIR AND WATER, TO PROVIDE INCREASED FUNDING FOR THE DEPARTMENT OF ENVIRONMENTAL QUALITY, AND TO MAKE OTHER STATUTORY CHANGES NECESSARY TO ADDRESS CONTAMINATION OF DRINKING WATER SUPPLIES IN THE STATE IN ORDER TO PROTECT HUMAN HEALTH.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Garrett, Robinson (Primary Sponsors); Mohammed and Smith:

**S.B. 654**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CHARTER SCHOOLS TO PROVIDE TRANSPORTATION AND FOOD SERVICES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Garrett, Robinson, deViere (Primary Sponsors); Marcus, Mohammed, Nickel, Peterson, Smith and Van Duyn:

**S.B. 655**, A BILL TO BE ENTITLED AN ACT TO BAN THE MANUFACTURE, SALE, OR USE OF CERTAIN FIRE RETARDANT FOAM CONTAINING PFAS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Lowe, Blue, deViere (Primary Sponsors); Chaudhuri, Clark, Mohammed, Nickel, Smith, Van Duyn and Woodard:

**S.B. 656**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REPEAL THE LITERACY TEST REQUIREMENT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Mohammed, Foushee, Chaudhuri (Primary Sponsors); Smith, Van Duyn and Waddell:

**S.B. 657**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE HOMESTEAD EXEMPTION AND CIRCUIT BREAKER.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Mohammed, Smith, Van Duyn (Primary Sponsors); Lowe and Waddell:

**S.B. 658**, A BILL TO BE ENTITLED AN ACT TO PROMOTE PRESCRIPTION DRUG PRICE TRANSPARENCY.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senator Smith:

**S.B. 659**, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN EQUAL NUMBER OF SEATS FOR EACH PARTICIPATING UNIT IN A REGIONAL SCHOOL FOR AT LEAST FIFTY PERCENT OF THE AVAILABLE SEATS WITH THE REMAINING AVAILABLE SEATS ALLOTTED PROPORTIONATE TO STUDENT POPULATION OF EACH UNIT.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith, Blue, Foushee (Primary Sponsors); Chaudhuri, D. Davis, Marcus, Mohammed, Nickel, Robinson, Van Duyn, Waddell and Woodard:

**S.B. 660**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE GENERAL ASSEMBLY TO DEVELOP AND IMPLEMENT MANDATORY ETHICS TRAINING TO PREVENT WORKPLACE HARASSMENT AND OTHER FORMS OF DISCRIMINATION IN THE WORKPLACE, TO ADOPT CLEAR SANCTIONS POLICIES FOR WORKPLACE HARASSMENT AND OTHER FORMS OF WORKPLACE DISCRIMINATION AT THE GENERAL ASSEMBLY, TO CREATE AND IMPLEMENT A COMPLAINT FILING PROCESS THAT IS CONFIDENTIAL, AND TO APPROPRIATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith (Primary Sponsor); Clark, Foushee, Lowe, Mohammed, Robinson and Waddell:

**S.B. 661**, A BILL TO BE ENTITLED AN ACT TO ALLOCATE ADDITIONAL FUNDS TO CONSTITUENT INSTITUTIONS DESIGNATED AS HISTORICALLY BLACK COLLEGES AND UNIVERSITIES TO ADDRESS UNDERFUNDING AT THOSE INSTITUTIONS AND TO ALLOCATE ADDITIONAL FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO SUPPORT ITS DOCTORAL PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith (Primary Sponsor); Mohammed, Nickel and Van Duyn:

**S.B. 662**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PILOT PROGRAMS TO SIGNIFICANTLY REDUCE THE USE OF SECURED BONDS AS A CONDITION OF PRETRIAL RELEASE AND TO APPROPRIATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith, Lowe, Fitch (Primary Sponsors) and Van Duyn:

**S.B. 663**, A BILL TO BE ENTITLED AN ACT TO PROVIDE POSITIVE SUSTAINABILITY FOR RURAL FARM FAMILIES THROUGH TAX RELIEF, NEW CROP RESEARCH FUNDING, AND EXPANDED ELIGIBILITY FOR CERTAIN CROP LICENSES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Smith:

**S.B. 664**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW HEALTH CARE FACILITY IN THE TOWN OF PLYMOUTH.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith, Clark, D. Davis (Primary Sponsors) and Lowe:

**S.B. 665**, A BILL TO BE ENTITLED AN ACT TO INVEST IN RURAL NORTH CAROLINA AND TO APPROPRIATE FUNDS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Smith:

**S.B. 666**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IMPROVED CYBERSECURITY EDUCATION AND ROBOTICS EDUCATION IN SCHOOL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Smith, Lowe, Waddell (Primary Sponsors); Mohammed, Van Duyn and Woodard:

**S.B. 667**, A BILL TO BE ENTITLED AN ACT TO ALLOCATE ADDITIONAL FUNDS TO CONSTITUENT INSTITUTIONS DESIGNATED AS HISTORICALLY BLACK COLLEGES AND UNIVERSITIES TO ADDRESS UNDERFUNDING AT THOSE INSTITUTIONS AND TO ALLOCATE ADDITIONAL FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO SUPPORT ITS DOCTORAL PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Britt, Daniel, and J. Davis (Primary Sponsors):

**S.B. 668**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CAPITAL TRIAL, SENTENCING, AND POSTCONVICTION PROCEDURES FOR A PERSON WITH A SEVERE MENTAL DISABILITY AND TO PROVIDE THAT INSANITY IS NOT AVAILABLE AS A DEFENSE TO A CRIMINAL ACTION IF PRIOR ALCOHOL OR DRUG USE OR BOTH ARE THE SOLE CAUSE OF THE PSYCHOSIS OR IF VOLUNTARY INTOXICATION, A VOLUNTARY DRUGGED CONDITION, OR BOTH COMBINED ARE THE SOLE SUPPORT FOR THE DEFENSE.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Ballard (Primary Sponsor); Burgin and Ford:

**S.B. 669**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION AND THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE ORGANIZATION AND IMPLEMENTATION OF THE INNOVATIVE SCHOOL DISTRICT.

Referred to the **Rules and Operations of the Senate Committee**.

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By Senators Ballard, Johnson (Primary Sponsors) and Horner:

**S.B. 670**, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT AND MODIFY TEACHER COMPENSATION MODELS AND ADVANCED TEACHING ROLES.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators deViere, Woodard (Primary Sponsors) and Mohammed:

**S.B. 671**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION SHALL NOT AUTHORIZE COST RECOVERY FOR TRANSPORTING NATURAL GAS UNLESS THE NATURAL GAS LOCAL DISTRIBUTION COMPANY PROVES THAT THE TRANSPORTATION COST IS THE LOWEST COST AVAILABLE OPTION TO MEET THE NEEDS OF ITS RETAIL CUSTOMERS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Burgin, Brown (Primary Sponsors); Ballard, Sawyer and Steinburg:

**S.B. 672**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AT LEAST ONE MILITARY LIAISON COUNSELOR-COORDINATOR AT THE DEPARTMENT OF PUBLIC INSTRUCTION AND AT LEAST ONE ADDITIONAL MILITARY LIAISON COUNSELOR IN EACH OF THREE CERTAIN SCHOOL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 43** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ESTABLISHING STANDARDS FOR SURGICAL TECHNOLOGY CARE IN HOSPITALS AND AMBULATORY SURGICAL FACILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 62** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SERVICE MEMBERS WHO SERVE ON THE USS NORTH CAROLINA SSN 777 FOR A PERIOD OF 180 DAYS OR LONGER ARE ELIGIBLE FOR IN-STATE TUITION.

Referred to the **Rules and Operations of the Senate Committee**.



**H.B. 77** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEFINE AND AUTHORIZE THE USE OF ELECTRIC STANDUP SCOOTERS.  
Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 107** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM.  
Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 119** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM FEE FOR APPLICATION FOR CERTIFICATION OF AND FOR RENEWAL OF A COMPANY POLICE AGENCY AND A COMPANY POLICE OFFICER AND FOR APPLICATION FOR CERTIFICATION OF AND FOR RENEWAL OF A CAMPUS POLICE AGENCY AND A CAMPUS POLICE OFFICER.  
Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 131** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT.  
Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 184** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE THE NEEDS AND CONCERNS OF STATE EMPLOYEES PARTICIPATING IN THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO FURTHER STUDY REDESIGNING THE STATE HEALTH PLAN IN A WAY THAT ADOPTS NEW PRACTICES AND PAYMENT METHODOLOGIES THAT PROMOTE HEALTH WHILE INCENTIVIZING PARTICIPATION FROM BOTH ENROLLEES AND PROVIDERS.  
Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 211** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE.  
Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 262** (Committee Substitute), A BILL TO BE ENTITLED AN ACT DESIGNATING THE CITY OF BREVARD, TOWN OF ROSMAN, AND TRANSYLVANIA COUNTY AS NORTH CAROLINA'S OFFICIAL LAND OF WATERFALLS.  
Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 308** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND OUTDOOR ADVERTISING FOR BONA FIDE FARMS ON THEIR OWN PROPERTY.  
Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE SELECTION OF INSTRUCTIONAL MATERIALS FOR NORTH CAROLINA PUBLIC SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 329**, A BILL TO BE ENTITLED AN ACT TO EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 330** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SAVE NORTH CAROLINA TAXPAYER DOLLARS BY REQUIRING REDUCTIONS IN ENERGY AND WATER CONSUMPTION IN PUBLIC BUILDINGS BY 2025.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 331** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE SMALL HYDROELECTRIC POWER FACILITIES CERTAIN TREATMENT SIMILAR TO THAT GIVEN TO SMALL POWER PRODUCERS THAT PRODUCE ENERGY FROM SWINE AND POULTRY WASTE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 370**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL LAW ENFORCEMENT TO HOLD PRISONERS SUBJECT TO UNITED STATES DEPARTMENT OF HOMELAND SECURITY DETAINERS, TO CREATE A PRIVATE RIGHT OF ACTION AGAINST LOCAL JURISDICTIONS THAT DO NOT COMPLY WITH STATE LAWS RELATED TO IMMIGRATION, AND TO ENCOURAGE COMMUNITY OUTREACH PROGRAMS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 376**, A BILL TO BE ENTITLED AN ACT TO PROVIDE BUDGETARY AND ADMINISTRATIVE AUTHORITY IN ACCORDANCE WITH THE POWERS AND DUTIES OF THE CRIMINAL JUSTICE INFORMATION NETWORK GOVERNING BOARD.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 377** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REPLACE OR ELIMINATE CERTAIN TESTS ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO PROHIBIT HIGH SCHOOL GRADUATION PROJECTS AS A CONDITION OF GRADUATION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 412**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE NORTH CAROLINA POULTRY JUBILEE AS THE OFFICIAL POULTRY FESTIVAL OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary Committee**:

**S.B. 199**, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEX ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE MANDATORY DUTY OF REPORTING CHILD ABUSE, AND TO PROTECT CHILDREN FROM ONLINE PREDATORS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35257, which changes the title to read **S.B. 199** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, AND TO EXPAND THE JURISDICTION OF THE INVESTIGATIVE GRAND JURY, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Brown for the **Rules and Operations of the Senate Committee**:

**S.B. 154** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE WAGERING ON SPORTING EVENTS AND HORSE RACING ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT, with a favorable report.

The Committee Substitute bill is placed on the calendar of Tuesday, April 9.

**S.B. 227** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN CHARTER SCHOOL ENROLLMENT PRIORITY TO INCLUDE SIBLINGS WHO APPLY TO THE CHARTER SCHOOL FOR ADMISSION IN THE SAME SCHOOL YEAR AND CHILDREN OF PERSONS EMPLOYED TO WORK FULL-TIME FOR THE CHARTER SCHOOL, with a favorable report.

The Committee Substitute bill is placed on the calendar of Tuesday, April 9.

**S.B. 301**, A BILL TO BE ENTITLED AN ACT TO EXTEND STUDY OF CURRENT STATUTES ON REGIONAL SCHOOLS AND CLARIFY REQUIREMENTS FOR TRANSPORTATION FOR PARTICIPATING UNITS IN AN APPROVED REGIONAL SCHOOL, with a favorable report.

April 4, 2019

**S.B. 343** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE REPORTING REQUIREMENTS RELATED TO EDUCATION, with a favorable report.

#### **RE-REFERRAL OF BILLS AND A RESOLUTION**

Senator Rabon orders the following bills and resolution withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.J.R. 253**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES C. GILLEN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, referred to the **Rules and Operations of the Senate Committee** on March 7.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

**S.B. 118**, A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on February 25.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 219**, A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 417**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES ON COURTS-MARTIAL FOR THE NORTH CAROLINA NATIONAL GUARD, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 420**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 520**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ETHICS TRAINING FOR CERTAIN SCHOOL EMPLOYEES AND TO REQUIRE THE TERMS AND CONDITIONS OF SCHOOL FINANCE OFFICERS' EMPLOYMENT TO MIRROR THOSE OF ASSISTANT AND ASSOCIATE SUPERINTENDENTS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 521**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE MEMBERSHIP OF THE PRINCIPAL FELLOWS COMMISSION, TO CLARIFY THE AUTHORITY OF THE COMMISSION OVER THE TRANSFORMING PRINCIPAL PREPARATION PROGRAM AND VARIOUS OTHER CHANGES TO THE PROGRAM, AND TO TRANSFER THE FUNDS AND ADMINISTRATION OF INDIVIDUAL FORGIVABLE SCHOLARSHIP LOANS FROM THE PRINCIPAL FELLOWS PROGRAM TO THE PRINCIPAL FELLOWS AND TRANSFORMING PRINCIPAL PREPARATION GRANT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 523**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 535**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 537**, A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW PAYMENT METHODOLOGY FOR ADULT CARE HOMES PROVIDING CARE TO NORTH CAROLINA MEDICAID BENEFICIARIES THAT PROMOTES HEALTH AS WELL AS FAIR AND REASONABLE COMPENSATION FOR THE SERVICES PROVIDED, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

**S.B. 554**, A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT OF MARINE FISHERIES IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 556**, A BILL TO BE ENTITLED AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE “MENTAL RETARDATION” TO “INTELLECTUAL DISABILITY” OR “INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY” AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 577**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING TO THE DEPARTMENT OF TRANSPORTATION TO BE ALLOCATED TO THE STATESVILLE REGIONAL AIRPORT, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 580**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT FUNDS IN THE CLASSROOM MATERIALS, INSTRUCTIONAL SUPPLIES, AND EQUIPMENT ALLOTMENT FOR THE PUBLIC SCHOOLS SHALL BE USED FOR THE NORTH CAROLINA CLASSROOM SUPPLY PROGRAM TO PERMIT TEACHERS TO PURCHASE CLASSROOM SUPPLIES THROUGH AN ELECTRONIC ACCOUNT, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 581**, A BILL TO BE ENTITLED AN ACT TO ADD ONE DISTRICT COURT JUDGE TO DISTRICT 16B IN ROBESON COUNTY AND TO ADD ONE MAGISTRATE TO COLUMBUS COUNTY AND TO APPROPRIATE FUNDS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

**S.B. 584**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENCES, OFFENSES THAT DO NOT SPECIFY CRIMINAL CULPABILITY, AND CRIMES NOT CONTAINED IN CERTAIN CHAPTERS OF THE GENERAL STATUTES, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 588**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH FAST-TRACK PERMITTING FOR NONDISCHARGE PERMITS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 589**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIR BAGS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 591**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR THE ONE NORTH CAROLINA SBIR/STTR INCENTIVE PROGRAM AND THE COMMUNITY INNOVATION FUND TO BE USED TO PROVIDE GRANTS TO SMALL BUSINESSES AND COMMUNITIES IN THE STATE, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 594**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 4, 2019

**S.B. 595**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES AND TECHNICAL CORRECTIONS TO THE GENERAL STATUTES CONCERNING REAL PROPERTY LAW, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 598**, A BILL TO BE ENTITLED AN ACT TO PROVIDE REIMBURSEMENT FOR LOCAL FIRE DEPARTMENTS PROVIDING PROTECTION TO STATE LANDS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 600**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 602**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NC HOPE TUITION WAIVER PROGRAM FOR CERTAIN STUDENTS GRADUATING FROM COOPERATIVE INNOVATIVE HIGH SCHOOLS WHO ATTEND AN NC PROMISE CONSTITUENT INSTITUTION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 606**, A BILL TO BE ENTITLED AN ACT TO PRIORITIZE THE USE OF NATIVE NORTH CAROLINA TREES, SHRUBS, VINES, GRASSES, AND LEGUMES ON HIGHWAY RIGHTS-OF-WAY, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 610**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF NORTHERN PEAKS STATE TRAIL TO THE STATE PARKS SYSTEM, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 622**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO SIMPLIFY THE FRANCHISE TAX BASE, TO LOWER THE FRANCHISE TAX RATE, TO REQUIRE MARKETPLACE FACILITATORS TO COLLECT AND REMIT SALES AND USE TAX ON MARKETPLACE FACILITATED SALES, AND TO MAKE OTHER TAX LAW CHANGES, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 626**, A BILL TO BE ENTITLED AN ACT TO LIMIT WHO CAN ASSIST CERTAIN VOTERS WITH ABSENTEE BALLOTS AND REQUIRE VERIFICATION OF ADDRESS WHEN THE ADDRESS OF A VOTER REQUESTING AN ABSENTEE BALLOT DIFFERS FROM THE RESIDENCE ADDRESS LISTED IN THE VOTER'S COUNTY OF REGISTRATION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **ADDITIONAL BILL SPONSOR**

Senator Smith requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 399**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS.

#### **CHAPTERED BILL**

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 263**, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN 2018. (Became law upon ratification, April 4, 2019 - S.L. 2019-11)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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April 4, 2019

**FORTIETH DAY**

Senate Chamber  
Monday, April 8, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:01 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

**RECESS****RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 160**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LIFE CHANGING EXPERIENCES SCHOOL PILOT PROGRAM FOR THE 2019-2021 FISCAL BIENNIUM, referred to the **Rules and Operations of the Senate Committee** on February 28.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 439**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEPARTMENT OF PUBLIC SAFETY, HEALTH SERVICES, TO FUND ONE FULL-TIME SOCIAL RESEARCH SPECIALIST III TO ANALYZE DATA ON INMATE HEALTH CARE, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 470**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GETTING AHEAD PROGRAM AT DAVIDSON UNITED METHODIST CHURCH TO HELP ALLEVIATE POVERTY, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 8, 2019

**S.B. 451**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE SECRETARY OF STATE TO OFFSET LEASE PAYMENT FOR ATLANTIC AVENUE LOCATION, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 457**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA NATIONAL GUARD, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 284**, A BILL TO BE ENTITLED AN ACT RELATING TO VERIFICATION BY THE STATE AUDITOR OF COMPLIANCE WITH STATUTORY REQUIREMENTS SUCH AS CONDITIONS PRECEDENT, CLASSIFICATIONS, AND SIMILAR ELIGIBILITY OR QUALIFYING STANDARDS AND PROVIDING THE AUDITOR ACCESS TO INFORMATION NECESSARY FOR VERIFICATION, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 630**, A BILL TO BE ENTITLED AN ACT INCREASING THE PAY OF MEMBERS OF THE STATE HIGHWAY PATROL AND THE DEATH BENEFITS OF LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY AND REQUIRING THAT A JURY DECIDE THE DEFENDANT'S SENTENCE IN EVERY CASE INVOLVING THE MURDER OF A LAW ENFORCEMENT OFFICER, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 664**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW HEALTH CARE FACILITY IN THE TOWN OF PLYMOUTH, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 8, 2019

**S.B. 666**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IMPROVED CYBERSECURITY EDUCATION AND ROBOTICS EDUCATION IN SCHOOL DISTRICTS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 672**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AT LEAST ONE MILITARY LIAISON COUNSELOR-COORDINATOR AT THE DEPARTMENT OF PUBLIC INSTRUCTION AND AT LEAST ONE ADDITIONAL MILITARY LIAISON COUNSELOR IN EACH OF THREE CERTAIN SCHOOL DISTRICTS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 538**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, TO PROVIDE TEMPORARY FINANCIAL ASSISTANCE FOR FACILITIES LICENSED TO ACCEPT STATE-COUNTY SPECIAL ASSISTANCE, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 549**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A CHILD WELFARE/BEHAVIORAL HEALTH PILOT PROGRAM AND APPROPRIATE FUNDS FOR THAT PURPOSE, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 170**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 171**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE.

Referred to the **Rules and Operations of the Senate Committee**.

April 8, 2019

**H.B. 285**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“Holy Spirit, you are invited into our presence today and every day, and we invoke your name as we meet together to conduct your business. We now pray for your divine presence upon our state and nation as we seek your guidance, wisdom, and understanding as we work to bring your perfect kingdom here on earth as it is in heaven. Lord Jesus, now I ask a special prayer for each and every member of this body and each and every staff and guest. In Matthew you have told us that even the very hairs of our heads are numbered because you know each of us intimately. You already know that each person in this room today faces every imaginable range of emotion and situation, from great joy to great sorrow, and anxiety to loss and to gain, from good health to sickness, from families made whole and from families in turmoil. My prayer is for you to gently whisper into each of us sparrow’s ears and remind us that you are always close by as a loving father who seeks to respond when in surrender and humility and repentance we quit striving and commit our hearts and mind and soul to you, realizing that you are an ever present help in time of need. As Joel 2:32 says that ‘whosoever shall call upon the name of the Lord shall be delivered.’ In the name of Christ Jesus our Lord I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, April 4, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator J. Davis, Senator Lowe, Senator Perry, Senator Robinson, and Senator Searcy.

*The Chair extends privileges of the floor to Katie Bloedau from Chapel Hill, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

April 8, 2019

**S.B. 301**, A BILL TO BE ENTITLED AN ACT TO EXTEND STUDY OF CURRENT STATUTES ON REGIONAL SCHOOLS AND CLARIFY REQUIREMENTS FOR TRANSPORTATION FOR PARTICIPATING UNITS IN AN APPROVED REGIONAL SCHOOL, upon second reading.

Senator Smith offers Amendment No. 1, which she subsequently withdraws.

The bill passes its second reading (29-15).

Senator Berger objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the bill placed on the calendar of Tuesday, April 9, upon third reading.

**S.B. 343** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE REPORTING REQUIREMENTS RELATED TO EDUCATION, upon second reading.

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

### SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Ken Cason, Charlotte; Makenna Niedzwiecki, Angier; and Owen Wing, Raleigh.

### A SENATORIAL STATEMENT

Senator Nickel submits a Senatorial Statement, entitled, “**CONGRATULATING THE CAROLINA HURRICANES.**” (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Nickel, the Senate adjourns at 7:32 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, April 9, at 9:30 a.m.

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 359**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 8, 2019

**S.B. 361**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 605**, A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### ADDITIONAL BILL SPONSOR

Senator D. Davis requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 573**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH LICENSURE AND EDUCATION STANDARDS FOR THE PRACTICE OF NATUROPATHIC MEDICINE.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### FORTY-FIRST DAY

Senate Chamber  
Tuesday, April 9, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

#### RECESS

April 9, 2019

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 302**, A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 309**, A BILL TO BE ENTITLED AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 380**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 536**, A BILL TO BE ENTITLED AN ACT TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO CREATE A MONTHLY SURCHARGE TO FUND THE VIABLE UTILITY RESERVE; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER



SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 569**, A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTEREST OF CONTRACTORS AND DESIGNERS, AND PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 642**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SUBSEQUENT ORDERS RELATED TO CUSTODY, CHILD AND SPOUSAL SUPPORT, AND POSSESSION OF PROPERTY SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE LAWS PERTAINING TO DOMESTIC VIOLENCE AND MAKE A CONFORMING STATUTORY CHANGE UNDER THOSE LAWS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 436**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE HIGHER EDUCATION LAWS, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 437**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT VARIOUS POLICY CHANGES DESIGNED TO CREATE AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE; TO IMPROVE STUDENT OUTCOMES, INCLUDING REDUCING TIME TO DEGREE AT PUBLIC INSTITUTIONS OF HIGHER EDUCATION; AND TO RECOGNIZE THE NEED FOR AND VALUE OF NONDEGREE WORKFORCE CERTIFICATIONS, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 9, 2019

**S.B. 524**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TUITION GRANTS BE PROVIDED TO STATE RESIDENTS WHO GRADUATE FROM THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS AND ENROLL FULL-TIME AT AN ELIGIBLE INSTITUTION OF HIGHER EDUCATION FOR UP TO FOUR ACADEMIC YEARS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 609**, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ELIGIBILITY REQUIREMENTS FOR THE CHILDREN WITH DISABILITIES SCHOLARSHIP GRANT PROGRAM, CLARIFY ELIGIBILITY FOR SCHOLARSHIP PROGRAMS TO APPLY TO CERTAIN FOUR YEAR OLDS, AND MAKE VARIOUS OTHER CHANGES TO THE OPPORTUNITY SCHOLARSHIP GRANT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 611**, A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR THE NORTH CAROLINA EDUCATION LOTTERY SCHOLARSHIP AND THE UNIVERSITY OF NORTH CAROLINA NEED-BASED GRANT SCHOLARSHIP PROGRAMS TO STUDENTS ENROLLED IN COMPREHENSIVE TRANSITION PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 612**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO REVISE ITS POLICY ON DUAL CREDIT ALLOWANCES TO AWARD HIGH SCHOOL COURSE CREDIT FOR WORKFORCE CONTINUING EDUCATION PATHWAY COLLEGE COURSES, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 621**, A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 168** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIS EXTRACT AND EXPANDING THE PERMISSIBLE USE OF CANNABIS EXTRACT AS AN ALTERNATIVE TREATMENT OF CHRONIC CONDITIONS AND REPEALING THE SUNSET OF THE EPILEPSY ALTERNATIVE TREATMENT ACT, with a favorable report.

**S.B. 199** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, AND TO EXPAND THE JURISDICTION OF THE INVESTIGATIVE GRAND JURY, with a favorable report.

**S.B. 250** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF DESIGNATED TO BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR THE REMAINDER OF THE BIENNIUM AND IN SOME CASES SHARED WITH THE BOARD OF ELECTIONS, with a favorable report.

By Senator Britt for the **Judiciary Committee**:

**S.B. 255**, A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 251**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH JUDICIALLY MANAGED ACCOUNTABILITY AND RECOVERY COURTS THROUGHOUT THE STATE OF NORTH CAROLINA TO PROVIDE CASE MANAGEMENT AND CONTINUITY OF CARE FOR THOSE ENROLLED IN THE PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45274, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

April 9, 2019

By Senator J. Alexander for the **State and Local Government Committee**:

**S.B. 434**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DISSOLUTION OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS AND TRANSFERRING THE DISSOLVING DISTRICTS' ASSETS AND LIABILITIES TO AN ADJACENT DISTRICT IN THE SAME COUNTY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Agriculture/Environment/Natural Resources Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“In James 3:18, ‘peacemakers who sow in peace reap a harvest of righteousness.’ Heavenly Father, thank you for this day and for the opportunities and challenges that we will have during this session. Lord, I pray that you will be with us in all that we do and say, and help us to be a light shining in darkness. Keep our minds alert, and give us wisdom to know when to speak and when to remain silent. I ask your special blessings on each of us. Be our guard and guide in all things that we may say and do. You are glorified in our life. In Jesus’ name we pray. And all the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, April 8, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Lynetta Howard from Goldsboro, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 154** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE WAGERING ON SPORTING EVENTS AND HORSE RACING ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT, upon second reading.

The Committee Substitute bill passes its second reading (43-7) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

April 9, 2019

**S.B. 227** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN CHARTER SCHOOL ENROLLMENT PRIORITY TO INCLUDE SIBLINGS WHO APPLY TO THE CHARTER SCHOOL FOR ADMISSION IN THE SAME SCHOOL YEAR AND CHILDREN OF PERSONS EMPLOYED TO WORK FULL-TIME FOR THE CHARTER SCHOOL, upon second reading.

Senator Tillman offers Amendment No. 1, which is adopted (50-0).

The Committee Substitute bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 301**, A BILL TO BE ENTITLED AN ACT TO EXTEND STUDY OF CURRENT STATUTES ON REGIONAL SCHOOLS AND CLARIFY REQUIREMENTS FOR TRANSPORTATION FOR PARTICIPATING UNITS IN AN APPROVED REGIONAL SCHOOL, upon third reading.

Senator Smith offers Amendment No. 2, which fails (22-28).

The bill passes its third reading (31-19) and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Bishop, the Senate adjourns at 4:41 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, April 10, at 9:30 a.m.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator J. Alexander for the **State and Local Government Committee**:

**S.B. 232**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO DOCUMENT, COLLECT, AND ANALYZE OUTCOMES OF PROGRAMS DESIGNED TO SERVE VETERANS AND THEIR FAMILIES IN THIS STATE, 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, 15313, which changes the title to read **S.B. 232** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TRACKING OF INFORMATION ON SERVICES PROVIDED TO VETERANS, SERVICE MEMBERS, AND THEIR FAMILIES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 367**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT COUNTIES AND CITIES SHALL NOT ADOPT ORDINANCES REGULATING THE REMOVAL OF TREES FROM PRIVATE PROPERTY WITHOUT THE EXPRESS AUTHORIZATION OF THE GENERAL ASSEMBLY, 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, 45275, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary Committee**.

April 9, 2019

**S.B. 409**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY, 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, 45273, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of bills as follows:

**S.B. 284**, A BILL TO BE ENTITLED AN ACT RELATING TO VERIFICATION BY THE STATE AUDITOR OF COMPLIANCE WITH STATUTORY REQUIREMENTS SUCH AS CONDITIONS PRECEDENT, CLASSIFICATIONS, AND SIMILAR ELIGIBILITY OR QUALIFYING STANDARDS AND PROVIDING THE AUDITOR ACCESS TO INFORMATION NECESSARY FOR VERIFICATION, referred to the **State and Local Government Committee** on April 8, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 303**, A BILL TO BE ENTITLED AN ACT REPEALING PUBLIC EMPLOYEE PAYROLL DEDUCTION FOR PAYMENTS TO EMPLOYEES' ASSOCIATIONS, referred to the **State and Local Government Committee** on March 20, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The bill is withdrawn from the **State and Local Government Committee** and re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 429**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING, referred to the **Commerce and Insurance Committee** on April 3, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The bill is withdrawn from the **Commerce and Insurance Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**ADDITIONAL BILL SPONSOR**

Senator deViere requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 636**, A BILL TO BE ENTITLED AN ACT TO INCREASE RATES FOR FOSTER CARE AND APPROPRIATE FUNDS FOR THAT PURPOSE.

**S.B. 672**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AT LEAST ONE MILITARY LIAISON COUNSELOR-COORDINATOR AT THE DEPARTMENT OF PUBLIC INSTRUCTION AND AT LEAST ONE ADDITIONAL MILITARY LIAISON COUNSELOR IN EACH OF THREE CERTAIN SCHOOL DISTRICTS.

**REMOVAL OF A BILL SPONSOR**

Senator Nickel requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 559**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS.

Pursuant to Senator Berger’s motion to adjourn having prevailed, the Senate stands adjourned.

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**FORTY-SECOND DAY**

Senate Chamber  
Wednesday, April 10, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

**RECESS**

April 10, 2019

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 255**, A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM, referred to the **Rules and Operations of the Senate Committee** on April 9.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 295**, A BILL TO BE ENTITLED AN ACT TO ALLOW EVIDENCE OF NORTH CAROLINA HIGH SCHOOL GRADUATION FOR STUDENTS TO REBUT THE PRESUMPTION THAT THE STUDENT'S RESIDENCE IS THE PARENT'S RESIDENCE FOR ESTABLISHING RESIDENCY FOR IN-STATE TUITION FOR NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 559**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING "MULTIYEAR RATE PLAN" AND "BANDING OF AUTHORIZED RETURN" MECHANISMS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 560**, A BILL TO BE ENTITLED AN ACT TO ASSIGN THE DUTY OF INVESTIGATING AND RESOLVING INQUIRIES CONCERNING THE QUALIFICATION OR CONDUCT OF JUDGES AND JUSTICES TO THE STATE BAR, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 359**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT, referred to the **Judiciary Committee** on April 8, with sequential referrals to the **Health Care Committee** and the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Health Care Committee** is stricken.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 353**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET IF GOOD CAUSE IS DEMONSTRATED, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Judiciary Committee**.

**S.B. 381**, A BILL TO BE ENTITLED AN ACT TO RECONSTITUTE THE CLEAN WATER MANAGEMENT TRUST FUND BOARD OF TRUSTEES AND THE PARKS AND RECREATION AUTHORITY WHICH WAS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO CLARIFY THE POWERS AND DUTIES OF THE CLEAN WATER MANAGEMENT TRUST FUND, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15314, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator McInnis for the **Transportation Committee**:

**S.B. 432**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

April 10, 2019

**S.B. 606**, A BILL TO BE ENTITLED AN ACT TO PRIORITIZE THE USE OF NATIVE NORTH CAROLINA TREES, SHRUBS, VINES, GRASSES, AND LEGUMES ON HIGHWAY RIGHTS-OF-WAY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 446**, A BILL TO BE ENTITLED AN ACT TO REVISE THE ELECTRIC VEHICLE REGISTRATION FEES; TO AUTHORIZE A REGISTRATION FEE FOR HYBRID VEHICLES; AND TO PROVIDE FOR ANNUAL ADJUSTMENTS TO ELECTRIC AND HYBRID VEHICLE REGISTRATION FEES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35258, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

By Senator Hise for the **Finance Committee**:

**S.B. 55** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 194**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 270**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 286** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND FIRE PROTECTION FEE PROCEDURES REGARDING CERTAIN ANNEXED AREAS IN BRUNSWICK AND UNION COUNTIES, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 189**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY SCHOOLS TO ESTABLISH AND OPERATE AN INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM IN ITS TRADITIONAL HIGH SCHOOLS AND TO PROVIDE FOR A TAX CREDIT FOR CERTAIN PARTICIPANTS IN THE INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35259, which changes the title to read **S.B. 189** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY SCHOOLS TO ESTABLISH AND OPERATE AN INNOVATIVE SIGNATURE CAREER ACADEMY PROGRAM IN ITS TRADITIONAL HIGH SCHOOLS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 505**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45276, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman for the **Education/Higher Education Committee**:

**S.B. 376**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA PATRIOT STAR FAMILY SCHOLARSHIP ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15317, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 391**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES, 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, 15318, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

April 10, 2019

**S.B. 392**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AS AN APPLICABLE ELECTED REPRESENTATIVE WHO MAY PROVIDE PUBLIC APPROVAL OF ONE OR MORE PRIVATE ACTIVITY BONDS TO FINANCE OR REFINANCE A CHARTER SCHOOL FACILITY, 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, 15315, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 476**, A BILL TO BE ENTITLED AN ACT TO REAFFIRM LOCAL CONTROL OVER STUDENT DISCIPLINE POLICIES NOT INCONSISTENT WITH STATE AND FEDERAL LAW, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15316, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel for the **Judiciary Committee**:

**S.B. 359**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

“Dear God, we come to you today with heavy hearts for the loss of life in Durham. Dear Lord, we ask you to put your guiding hand upon the deceased’s family and those who are injured and their families. Dear Lord, we do want to thank you for our first responders, one of whom was injured. Dear Lord, we ask you to always put your hand—your guiding, loving hand—on our first responders. Dear Lord, we ask you to bless the work of this body today and always. These things we ask in your holy name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, April 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

April 10, 2019

The Chair grants leaves of absence for today to Senator Blue, Senator J. Jackson, and Senator Johnson.

*The Chair extends privileges of the floor to Amy Merritt from Watha, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 168** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE EXEMPTION FOR USE OR POSSESSION OF CANNABIS EXTRACT AND EXPANDING THE PERMISSIBLE USE OF CANNABIS EXTRACT AS AN ALTERNATIVE TREATMENT OF CHRONIC CONDITIONS AND REPEALING THE SUNSET OF THE EPILEPSY ALTERNATIVE TREATMENT ACT, upon second reading.

Senator McKissick offers Amendment No. 1, which is adopted (45-1).

The Committee Substitute bill No. 2, as amended, passes its second reading (42-4) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 199** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, AND TO EXPAND THE JURISDICTION OF THE INVESTIGATIVE GRAND JURY, upon second reading.

Senator Chaudhuri offers Amendment No. 1, which is adopted (47-0).

The Committee Substitute bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 250** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF DESIGNATED TO BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR THE REMAINDER OF THE BIENNIUM AND IN SOME CASES SHARED WITH THE BOARD OF ELECTIONS, upon second reading.

Senator Hise offers Amendment No. 1, which is adopted (31-16).

The Committee Substitute bill, as amended, passes its second reading (27-19) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

April 10, 2019

Upon motion of Senator Berger, seconded by Senator Horner, the Senate adjourns at 4:29 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, April 11, at 12:00 p.m.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator J. Alexander for the **Commerce and Insurance Committee**:

**H.B. 130** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE “GAME NIGHTS,” TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING “GAME NIGHTS,” AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT “GAME NIGHTS,” with an unfavorable report as to the Committee Substitute bill No. 3, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40332, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

### REMOVAL OF BILL SPONSORS

Senator Foushee and Senator Searcy request to be removed as co-sponsors of previously introduced legislation:

**S.B. 559**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS.

Senator Searcy requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 566**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE SALE, POSSESSION, AND USE OF CERTAIN CONSUMER FIREWORKS AND TO LEVY AN EXCISE TAX ON THE SALES OF CONSUMER FIREWORKS.

Senator Smith requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 578**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROPERTY TAX EXEMPTION FOR FARM EQUIPMENT.

Pursuant to Senator Berger’s motion to adjourn having prevailed, the Senate stands adjourned.

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April 10, 2019

**FORTY-THIRD DAY**

Senate Chamber  
Thursday, April 11, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Father, in all of our asking, we must never forget to filter them through your word and determine they are pleasing in your sight prior to asking. Then and only then will you honor them. Guard our members as they travel home. Give them refreshment to return Monday and do this important work. In Jesus’ name, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, April 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Blue, Senator Britt, Senator Foushee, Senator Garrett, Senator Gunn, Senator J. Jackson, Senator Marcus, Senator Perry, and Senator Robinson.

*The Chair extends privileges of the floor to Venice Dixon from Waxhaw, North Carolina, who is serving the Senate as Nurse of the Day.*

**ELECTION OF A MEMBER TO THE  
STATE BOARD OF COMMUNITY COLLEGES**

The President announces that in accordance with **S.J.R. 280**, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, the Senate will now proceed with the election of a member to the State Board of Community Colleges.

The President recognizes Senator Horner, Co-Chair of the **Education/Higher Education Committee**, who announces that the Senate Education Committee met on April 10, 2019, to receive the nominations for election to the State Board of Community Colleges. Senator Horner further announces that there is one seat on the Board that the Senate will fill, and there is one nominee for this seat, Mr. Scott Shook. No further nominations may be received from the floor.

Pursuant to G.S. 115D-2.1(b)(4)f, Senator Horner moves that the Senate confirm the election of Scott Shook to the State Board of Community Colleges for a term of six years, beginning July 1, 2019.

April 11, 2019

The election of Scott Shook is unanimously confirmed, first by voice vote, and then a second time, whereby it is confirmed by electronic vote (41-0).

The President declares Mr. Scott Shook duly elected by the Senate to the State Board of Community Colleges, and he orders a message sent to the House of Representatives notifying that honorable body of such action.

### **MOTION TO RECONSIDER**

Having voted with the majority, Senator Rabon offers a motion that the vote by which the Committee Substitute bill for **S.B. 199** passed its third reading on Wednesday, April 10, be reconsidered. The motion prevails without objection, and the Committee Substitute bill is placed on today's calendar, upon third reading.

### **CALENDAR**

A bill on today's calendar is taken up and disposed of as follows:

**S.B. 199** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, AND TO EXPAND THE JURISDICTION OF THE INVESTIGATIVE GRAND JURY, upon third reading.

Upon motion of Senator Rabon, the Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**.

Upon motion of Senator Berger, seconded by Senator Clark, the Senate adjourns at 12:22 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, April 15, at 2:00 p.m.

### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 90** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION, EXCEPTIONAL CHILDREN DIVISION, TO DEVELOP AS PART OF ITS POLICIES AND PROCEDURES A SYSTEM OF EVALUATION OF THE DIVISION'S TECHNICAL ASSISTANCE AND SUPPORT PROGRAMS PROVIDED TO LOCAL EDUCATION AGENCIES AND TO DIRECT CERTAIN AGENCIES TO STUDY THE FEASIBILITY OF LOCAL EDUCATION AGENCIES PARTICIPATING IN NC HEALTHCONNEX, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 195** (Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT IMPLEMENTING NORTH CAROLINA BOARD OF NURSING TECHNICAL CHANGES, PROCEDURAL EFFICIENCIES, AND FEE CEILING INCREASES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 250** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING STATUTES PERTAINING TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ENSURE COMPLIANCE WITH FEDERAL LAWS AND TO MAKE TECHNICAL CHANGES AND OTHER MODIFICATIONS TO STATUTES PERTAINING TO MEDICAID, CHILD SUPPORT, VOCATIONAL REHABILITATION, ASSISTED LIVING, THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, AND CHILD ABUSE AND NEGLECT.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 276**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF LOW-PERFORMING SCHOOLS AND TO MAKE ASSOCIATED CHANGES TO THE TYPES OF SCHOOLS THAT MAY BE APPROVED FOR A REFORM MODEL.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 340**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 388** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 411** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE.

Referred to the **Rules and Operations of the Senate Committee**.

April 11, 2019

**H.J.R. 506**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF STEVE WARREN AS A SPECIAL SUPERIOR COURT JUDGE.

Referred to the **Rules and Operations of the Senate Committee**.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 356**, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45278, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 390**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO CREATE A PLAN FOR FEES AND CHARGES TO SUPPORT FINANCIAL SUSTAINABILITY AND PROPER STEWARDSHIP OF DUPONT STATE RECREATIONAL FOREST, 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, 45277, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel for the **Judiciary Committee**:

**S.B. 148**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LAW ENFORCEMENT AGENCIES TO HAVE SOLE DISCRETION TO RELEASE RECORDINGS FOR THE PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION AND FOR NONCRIMINAL INVESTIGATIVE PURPOSES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15319, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 375**, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, 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, 15320, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Pensions and Retirement and Aging Committee**:

**S.B. 374**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION 4 AND OPTION 6 RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 232** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TRACKING OF INFORMATION ON SERVICES PROVIDED TO VETERANS, SERVICE MEMBERS, AND THEIR FAMILIES, with a favorable report.

**S.B. 286** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND FIRE PROTECTION FEE PROCEDURES REGARDING CERTAIN ANNEXED AREAS IN BRUNSWICK AND UNION COUNTIES, with a favorable report.

**S.B. 359**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT, with a favorable report.

**S.B. 409** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY, with a favorable report.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

April 11, 2019

**S.B. 475**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 661**, A BILL TO BE ENTITLED AN ACT TO ALLOCATE ADDITIONAL FUNDS TO CONSTITUENT INSTITUTIONS DESIGNATED AS HISTORICALLY BLACK COLLEGES AND UNIVERSITIES TO ADDRESS UNDERFUNDING AT THOSE INSTITUTIONS AND TO ALLOCATE ADDITIONAL FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO SUPPORT ITS DOCTORAL PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 644**, A BILL TO BE ENTITLED AN ACT TO PROVIDE MULTICAMPUS FUNDING FOR THE SCOTLAND COUNTY CAMPUS OF RICHMOND COMMUNITY COLLEGE, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 640**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO PROVIDE A MINIMUM MATCH FOR FEDERAL FUNDS TO SUPPORT AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION PROGRAM ACTIVITIES, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 636**, A BILL TO BE ENTITLED AN ACT TO INCREASE RATES FOR FOSTER CARE AND APPROPRIATE FUNDS FOR THAT PURPOSE, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 624**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, FOR A GRANT-IN-AID TO GUILFORD COUNTY FOR THE CONSTRUCTION OF A FACILITY-BASED MENTAL HEALTH CRISIS CENTER FOR ADULTS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 567**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR DISSOLUTION OF A CONSERVATION EASEMENT IN ALAMANCE COUNTY, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 543**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REACH OUT AND READ CAROLINAS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 528**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EASTERN TRIAD WORKFORCE SOLUTIONS COLLABORATIVE, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
April 11, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 280 (Resolution 2019-5)**, A JOINT RESOLUTION SETTING THE DATE FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES TO ELECT MEMBERS TO THE STATE BOARD OF

April 11, 2019

COMMUNITY COLLEGES, the House of Representatives has confirmed Mr. Hari Nath to serve on the State Board of Community Colleges for a term of six years beginning July 1, 2019 and Mr. David Willis to serve on the State Board of Community Colleges for the term expiring June 30, 2021.

Respectfully,  
S/ James White  
Principal Clerk

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 313**, A BILL TO BE ENTITLED AN ACT TO REDUCE COSTS AND AID HOUSING AFFORDABILITY BY STREAMLINING THE PERFORMANCE GUARANTEE PROCESS BETWEEN DEVELOPERS AND LOCAL GOVERNMENTS, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 316**, A BILL TO BE ENTITLED AN ACT TO DIRECT CERTAIN MUNICIPALITIES TO REPORT TO THE GENERAL ASSEMBLY ON LOCAL GOVERNMENT FUNDING, SUBSIDIES, AND ACTIVITIES RELATED TO AFFORDABLE HOUSING, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 551**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CHILD SUPPORT COOPERATION ACT OF 2019, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 557**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 11, 2019

**S.B. 571**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE TIME PERIOD IN WHICH CORRECTIVE ACTION SHALL BE TAKEN TO REMEDY DEFECTS AND UNSAFE CONDITIONS IN BUILDINGS AND STRUCTURES AND CLARIFYING THE PROCESS OF GIVING NOTICE TO PROPERTY OWNERS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### REMOVAL OF A BILL SPONSOR

Senator Woodard requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 559**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS.

Pursuant to Senator Berger’s motion to adjourn having prevailed, the Senate stands adjourned.

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#### FORTY-FOURTH DAY

Senate Chamber  
Monday, April 15, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:01 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

#### RECESS

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 21** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE RESIDENCY DISTRICTS OF THE MCDOWELL COUNTY BOARD OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

April 15, 2019

**H.B. 193**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF GREENSBORO TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM TO PROMOTE THE DEVELOPMENT OF SMALL BUSINESSES IN THE CITY AND TO ENHANCE THE OPPORTUNITIES FOR SMALL BUSINESSES TO PARTICIPATE IN CITY CONTRACTS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 226** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 469** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 470**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 517**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE STOKES COUNTY BOARD OF EDUCATION FROM NONPARTISAN TO PARTISAN AND TO MAKE THE TERMS OF ALL MEMBERS FOUR YEARS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 529**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING.

Referred to the **Rules and Operations of the Senate Committee**.



**H.B. 646** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPROVAL PROCESS FOR STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR VOTING PURPOSES; TO PROVIDE AN ADDITIONAL WINDOW FOR APPROVAL OF STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR THE 2020 ELECTIONS; AND TO PROVIDE FLEXIBILITY IN THE NUMBER OF HOURS OF EARLY ONE-STOP VOTING IN ODD-NUMBERED YEAR ELECTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 340**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE NORTH CAROLINA SKILLS-GAP STUDY, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 477**, A BILL TO BE ENTITLED AN ACT TO MAKE TIER THREE COUNTIES ELIGIBLE FOR THE NEEDS-BASED PUBLIC SCHOOL CAPITAL FUND AND TO AUTHORIZE COUNTIES TO USE FUNDS FROM THE PUBLIC SCHOOL BUILDING CAPITAL FUND FOR NEW CONSTRUCTION LEASES, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 483**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 542**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE CYBERSECURITY REGIONAL TRAINING CENTER, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 505** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS, referred to the **Rules and Operations of the Senate Committee** on April 10.

The Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 525**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 625**, A BILL TO BE ENTITLED AN ACT TO ADJUST LICENSE PLATE AGENCY PAY RATES AND REQUIRE THE DIVISION OF MOTOR VEHICLES TO INCLUDE COMMISSION CONTRACTOR OPTION IN DIVISION ADVERTISING, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 507**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ELECTION BY THE PLAINTIFF TO UTILIZE A PRIVATE PROCESS SERVER IN COUNTIES WITH POPULATIONS OF TWO HUNDRED FIFTY THOUSAND OR GREATER, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 508**, A BILL TO BE ENTITLED AN ACT AMENDING RULE 30 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE RELATING TO THE TAKING OF DEPOSITIONS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 532**, A BILL TO BE ENTITLED AN ACT (I) TO REQUIRE THAT, IN A LIVING PROBATE PROCEEDING, THE ORIGINAL WILL BE INTRODUCED AS EVIDENCE RATHER THAN BEING ATTACHED TO THE INITIAL PETITION, (II) TO PERMIT THE USE OF "MINOR" OR "18+" OR "ADULT" IN PLACE OF THE ACTUAL AGE OF AN HEIR OR DEVISEE IN AN

APPLICATION FOR LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, (III) TO ADJUST THIS STATE'S STATUTES DEALING WITH OUT-OF-STATE WILLS RECOGNIZED IN THIS STATE ON THE BASIS OF COMPLIANCE WITH THE LAW OF THE STATE OF EXECUTION IN ORDER TO CONTINUE THE REQUIREMENT THAT THE TESTATOR HAVE BEEN PHYSICALLY PRESENT IN THAT STATE AT THE TIME OF THE WILL'S EXECUTION, (IV) TO PROVIDE FOR NOTICE THAT TENANCY BY THE ENTIRETIES PROPERTY TRANSFERRED TO A TENANCY BY THE ENTIRETIES TRUST REMAINS IMMUNE TO THE CLAIMS OF ONE SPOUSE'S INDIVIDUAL CREDITORS AND TO SPECIFY THAT A PERSON ENTERING INTO A TRANSACTION INVOLVING THE PROPERTY MAY OBTAIN CONFIRMATION FROM THE TRUSTEE THAT THE PROPERTY CONTINUES TO QUALIFY FOR THIS IMMUNITY, AND (V) TO MAKE TECHNICAL CORRECTIONS TO THE AFFECTED STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** 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 The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Erica D. Smith, Senator from Northampton County, as follows:

“With all hearts and mind on one accord. As we assemble together in the beginning of Passion Week, let us be ever mindful of our Lord, who was a king, yet he came riding on a donkey. He came lowly and in humility. Instead of coming with horses and chariots with war, he came on a donkey in peace. Our burden-bearer rode the beast of burden to come and to bring us peace. Lord, as we gather tonight and deliberate, advocate, and legislate, let us be ever mindful of the sacrifice that you made. Let us be ever mindful that the same crowd that clapped for you on one week, yelled ‘crucify you’ on another week. But most of all, let us be mindful that as you rode into the crowds of people, you had just healed blind Bartimaeus, and that you opened up his eyes so he could have a better understanding of you. Open now our eyes that we will have an understanding of you and that we will follow you in all that we do. In your name we pray, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, April 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Brown, Senator Gunn, and Senator Horner.

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*The Chair extends privileges of the floor to Dr. Linda O'Boyle from Elm City, North Carolina, who is serving the Senate as Nurse of the Day.*

### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Tuesday, April 16:

**S.B. 232** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TRACKING OF INFORMATION ON SERVICES PROVIDED TO VETERANS, SERVICE MEMBERS, AND THEIR FAMILIES, upon second reading.

**S.B. 409** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY, upon second reading.

### **CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 286** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND FIRE PROTECTION FEE PROCEDURES REGARDING CERTAIN ANNEXED AREAS IN BRUNSWICK AND UNION COUNTIES, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 359**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT, upon second reading.

The bill passes its second reading (28-19) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

### **SENATE PAGES**

The Chair recognizes the following pages serving in the Senate this week:

Mariah Babu, Raleigh; Syriah Babu, Raleigh; Josh Benson, Durham; Andrew Fluhrer, Raleigh; Hannahlyne Gallimore, Lexington; Richard Hernandez, Swannanoa; Taelor Jennette, Fuquay-Varina; Jackie Jewel, Davidson; George Righter, Belmont; Abby Scudder, Swansboro; Lilli Solovay, Raleigh; Joshua Swann, Raleigh; Saw Taw, High Point; and Roshan Vridhachalam, Cary.

Upon motion of Senator Berger, seconded by Senator Edwards, the Senate adjourns at 7:45 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, April 16, at 9:30 a.m.

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**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 330**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT STATE AGENCIES UTILIZE A LICENSED LAND SURVEYOR WHEN MARKING THE BOUNDARIES OF STATE-OWNED LAND, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 332**, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 352**, A BILL TO BE ENTITLED AN ACT REVISING THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT, referred to the **Rules and Operations of the Senate Committee** on March 26.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 394**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 490**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 491**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 492**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 493**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **FORTY-FIFTH DAY**

Senate Chamber  
Tuesday, April 16, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

#### **RECESS**

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 120** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBLE USES OF FIRE PROTECTION TAX REVENUES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 121** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXPUNCTION OF CERTAIN OFFENSES COMMITTED ON OR BEFORE NOVEMBER 30, 2019, FOR OFFENDERS UNDER THE AGE OF EIGHTEEN AT THE TIME OF CONVICTION AND TO MODIFY THE LAW ON EXPUNCTION OF RECORDS WHEN CHARGES ARE DISMISSED OR THERE ARE FINDINGS OF NOT GUILTY.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 299** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE HENDERSON COUNTY CAMPUS OF BLUE RIDGE COMMUNITY COLLEGE TO BE USED FOR ARTS, SCIENCES, AND GENERAL STUDIES AND POLICE PHYSICAL ABILITIES TEST TRAINING AND TO AUTHORIZE THE COUNTY TO MAKE SUBSTANTIAL RENOVATIONS TO EXISTING CAMPUS BUILDINGS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 336**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 489**, A BILL TO BE ENTITLED AN ACT RENAMING THE LINCOLNTON-LINCOLN COUNTY AIRPORT AUTHORITY AS THE LINCOLNTON-LINCOLN COUNTY REGIONAL AIRPORT AUTHORITY, AUTHORIZING THE AIRPORT AUTHORITY TO APPLY FOR AND ACCEPT GRANTS FROM THE STATE AND FEDERAL GOVERNMENT, AND MAKING OTHER CHANGES TO THE ENACTING LEGISLATION.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS AND A RESOLUTION**

Senator Rabon orders the following bills and resolution withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 200**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, referred to the **Rules and Operations of the Senate Committee** on March 7.

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The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE (I) RESPONSIBLE DECOMMISSIONING OF UTILITY-SCALE SOLAR FACILITIES AND WIND ENERGY FACILITIES UPON CESSATION OF ACTIVITIES AT A FACILITY AND (II) RECYCLING OF ALL END-OF-LIFE SOLAR ENERGY EQUIPMENT LOCATED WITHIN THE STATE, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 603**, A BILL TO BE ENTITLED AN ACT TO HAVE THE TREASURER STUDY AND MAKE RECOMMENDATIONS REGARDING COUNTIES AND MUNICIPALITIES WITH REPEATED ISSUES REQUIRING ASSISTANCE BY THE LOCAL GOVERNMENT COMMISSION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 540**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TUITION GRANTS BE PROVIDED TO STATE RESIDENTS WHO GRADUATE FROM THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS AND ENROLL FULL-TIME AT CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA ON A RECURRING BASIS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 550**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO PROVIDE SUPPLEMENTAL ASSISTANCE FOR GROUP HOMES, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.



**H.J.R. 506**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF STEVE WARREN AS A SPECIAL SUPERIOR COURT JUDGE, referred to the **Rules and Operations of the Senate Committee** on April 11.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 148** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LAW ENFORCEMENT AGENCIES TO HAVE SOLE DISCRETION TO RELEASE RECORDINGS FOR THE PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION AND FOR NONCRIMINAL INVESTIGATIVE PURPOSES, with a favorable report.

**S.B. 194**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON, with a favorable report.

**S.B. 270**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, with a favorable report.

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, with a favorable report.

**S.B. 390** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO CREATE A PLAN FOR FEES AND CHARGES TO SUPPORT FINANCIAL SUSTAINABILITY AND PROPER STEWARDSHIP OF DUPONT STATE RECREATIONAL FOREST, with a favorable report.

**S.B. 391** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES, with a favorable report.

**S.B. 392** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AS AN APPLICABLE ELECTED REPRESENTATIVE WHO MAY PROVIDE PUBLIC APPROVAL OF ONE OR MORE PRIVATE ACTIVITY BONDS TO FINANCE OR REFINANCE A CHARTER SCHOOL FACILITY, with a favorable report.

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**S.B. 476** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REAFFIRM LOCAL CONTROL OVER STUDENT DISCIPLINE POLICIES NOT INCONSISTENT WITH STATE AND FEDERAL LAW, with a favorable report.

**S.B. 606**, A BILL TO BE ENTITLED AN ACT TO PRIORITIZE THE USE OF NATIVE NORTH CAROLINA TREES, SHRUBS, VINES, GRASSES, AND LEGUMES ON HIGHWAY RIGHTS-OF-WAY, with a favorable report.

By Senator Britt for the **Judiciary Committee**:

**S.B. 413**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 417**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES ON COURTS-MARTIAL FOR THE NORTH CAROLINA NATIONAL GUARD, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 420**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 255**, A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM, 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, 15321, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 364**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RECEIVERSHIP ACT; REPEAL ASSIGNMENTS FOR THE BENEFIT OF CREDITOR STATUTES; AND MAKE AN ACTION FOR THE APPOINTMENT OF A GENERAL RECEIVER FOR CERTAIN DEBTORS A MANDATORY COMPLEX BUSINESS CASE, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35260, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Horner for the **State and Local Government Committee**:

**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 610**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF NORTHERN PEAKS STATE TRAIL TO THE STATE PARKS SYSTEM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton for the **Finance Committee**:

**S.B. 432**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 559**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING "MULTIYEAR RATE PLAN" AND "BANDING OF AUTHORIZED RETURN" MECHANISMS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Agriculture/Environment/Natural Resources Committee**.

**H.B. 130** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 30389, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

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**RE-REFERRAL OF A BILL AND A RESOLUTION**

Senator Rabon orders the following bill and resolution withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.J.R. 254**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF KENNETH L. GOODMAN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, referred to the **Rules and Operations of the Senate Committee** on March 14.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

**S.B. 420**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is re-referred to the **Judiciary Committee** 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 The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Lord, we welcome you to come among us today and celebrate your gift, the gift that you have given each of us, of understanding and peace. We ask that you open our ears so that we may hear your voice. Open our minds so that we may receive your eternal wisdom. Open our spirits so that we may know your leading and guidance, and open our hearts so that we may receive your wonderful love. We ask all of this in the name of Jesus. And all the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, April 15, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Britt, Senator Brown, and Senator Gunn.

*The Chair extends privileges of the floor to Lorelee Craddock from New Bern, North Carolina, who is serving the Senate as Nurse of the Day.*

**CALENDAR**

Bills on today’s calendar are taken up and disposed of as follows:

April 16, 2019

**S.B. 232** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TRACKING OF INFORMATION ON SERVICES PROVIDED TO VETERANS, SERVICE MEMBERS, AND THEIR FAMILIES, upon second reading.

The Committee Substitute bill passes its second reading (33-13) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 409** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY, upon second reading.

Upon motion of Senator Rabon, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, April 17.

Upon motion of Senator Berger, seconded by Senator Wells, the Senate adjourns at 4:16 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, April 17, at 9:30 a.m.

### **MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

#### **STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR**

ROY COOPER  
GOVERNOR

April 16, 2019

#### **VIA HAND DELIVERY**

The Honorable Dan Forest  
Lieutenant Governor  
310 N. Blount Street  
Raleigh, North Carolina 27601

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. § 115C-10, I am pleased to nominate the following individuals to serve on the North Carolina State Board of Education and hereby submit their names for confirmation by the General Assembly:

- Mrs. Jill E. Camnitz of Pitt County, First Education District Representative
- Mr. James E. Ford of Mecklenburg County, Sixth Education District Representative
- Mr. John B. Buxton of Wake County, At-Large Representative

April 16, 2019

I am grateful for their willingness to assume this important responsibility for the State of North Carolina. Attached is their 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

### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Newton for the **Finance Committee**:

**S.B. 446** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE ELECTRIC VEHICLE REGISTRATION FEES; TO AUTHORIZE A REGISTRATION FEE FOR HYBRID VEHICLES; AND TO PROVIDE FOR ANNUAL ADJUSTMENTS TO ELECTRIC AND HYBRID VEHICLE REGISTRATION FEES, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 15322, which changes the title to read **S.B. 446** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE ELECTRIC VEHICLE REGISTRATION FEES; TO AUTHORIZE A REGISTRATION FEE FOR PLUG-IN HYBRID VEHICLES; AND TO PROVIDE FOR ANNUAL ADJUSTMENTS TO ELECTRIC AND PLUG-IN HYBRID VEHICLE REGISTRATION FEES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-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. 359**, AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT.

### **ADDITIONAL BILL SPONSOR**

Senator Smith requests to be added as a co-sponsor of previously introduced legislation:

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**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**FORTY-SIXTH DAY**

Senate Chamber  
Wednesday, April 17, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

**RECESS**

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

**S.B. 505** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 605**, A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY, 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, 55076, which changes the title to read **S.B. 605** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED AS A LOAN FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 213**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE A DISTINGUISHING REGISTRATION PLATE DECAL, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 379**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AND ADMINISTRATIVE CHANGES TO LAWS RELATING TO THE STATE TREASURER, TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM LAWS, AND TO RELATED STATUTES, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 488**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE AMENDMENTS RELATED TO THE PENSION SOLVENCY FUND; AND TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 228**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, referred to the **Rules and Operations of the Senate Committee** on March 13.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 487**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT A POLICY TO ENSURE THE UNIFORM ADMINISTRATION OF UNPAID MEAL CHARGES, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 315**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.J.R. 467**, A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO APPROVE THE UNITED STATES-MEXICO-CANADA AGREEMENT IN ORDER TO ENSURE CONTINUITY IN TRADE AMONG THE THREE NORTH AMERICAN ECONOMIC PARTNERS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The Joint Resolution is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 404**, A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 562**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE EXPUNCTION LAWS OF THIS STATE, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### REPORTS OF COMMITTEES

Standing committee reports and a select committee report are submitted as follows:

April 17, 2019

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 130** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE “GAME NIGHTS,” TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING “GAME NIGHTS,” AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT “GAME NIGHTS,” with a favorable report.

**S.B. 55** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES, with a favorable report.

**S.B. 255** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR’S VERIFIED WRITTEN CLAIM, with a favorable report.

**S.B. 356** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND, with a favorable report.

**S.B. 381** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECONSTITUTE THE CLEAN WATER MANAGEMENT TRUST FUND BOARD OF TRUSTEES AND THE PARKS AND RECREATION AUTHORITY WHICH WAS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO CLARIFY THE POWERS AND DUTIES OF THE CLEAN WATER MANAGEMENT TRUST FUND, with a favorable report.

**S.B. 432**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, with a favorable report.

**S.B. 446** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE ELECTRIC VEHICLE REGISTRATION FEES; TO AUTHORIZE A REGISTRATION FEE FOR PLUG-IN HYBRID VEHICLES; AND TO PROVIDE FOR ANNUAL ADJUSTMENTS TO ELECTRIC AND PLUG-IN HYBRID VEHICLE REGISTRATION FEES, with a favorable report.

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**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS, with a favorable report.

**S.B. 605** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED AS A LOAN FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY, with a favorable report.

**S.B. 610**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF NORTHERN PEAKS STATE TRAIL TO THE STATE PARKS SYSTEM, with a favorable report.

By Senator Rabon for the **Select Committee on Nominations**:

**H.J.R. 253**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES C. GILLEN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, with a favorable report.

**H.J.R. 254**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF KENNETH L. GOODMAN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, with a favorable report.

**H.J.R. 506**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF STEVE WARREN AS A SPECIAL SUPERIOR COURT JUDGE, with a favorable report.

By Senator Krawiec for the **Health Care Committee**:

**S.B. 537**, A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW PAYMENT METHODOLOGY FOR ADULT CARE HOMES PROVIDING CARE TO NORTH CAROLINA MEDICAID BENEFICIARIES THAT PROMOTES HEALTH AS WELL AS FAIR AND REASONABLE COMPENSATION FOR THE SERVICES PROVIDED, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 302**, A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO

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FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35261, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 429**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 88**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES REGULATING ELECTRICAL CONTRACTORS TO ENABLE LICENSED ELECTRICAL CONTRACTORS EMPLOYED BY SCHOOLS, HOSPITALS, AND NONPROFITS TO MAKE REPAIRS AND CONDUCT MAINTENANCE AT ALL FACILITIES AT ALL TIMES WHEN DONE AT THE DIRECTION OF THE SCHOOL, HOSPITAL, OR NONPROFIT, 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, 15323, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 380**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35262, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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By Senator Ballard for the **Education/Higher Education Committee**:

**S.B. 295**, A BILL TO BE ENTITLED AN ACT TO ALLOW EVIDENCE OF NORTH CAROLINA HIGH SCHOOL GRADUATION FOR STUDENTS TO REBUT THE PRESUMPTION THAT THE STUDENT'S RESIDENCE IS THE PARENT'S RESIDENCE FOR ESTABLISHING RESIDENCY FOR IN-STATE TUITION FOR NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 126**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 151** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT RULES EXCUSING ABSENCES FOR STUDENTS ATTENDING A LEGISLATIVE EVENT OR VISITING THE NORTH CAROLINA GENERAL ASSEMBLY AND ENSURING THAT CERTAIN EXCUSED ABSENCES DO NOT AFFECT A STUDENT'S PARTICIPATION IN AN APPROVED ATTENDANCE RECOGNITION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 289** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A "POW/MIA BRING THEM HOME" SPECIAL REGISTRATION PLATE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 325** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 350**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE TIME ZONE OF NORTH CAROLINA AND TO ADOPT DAYLIGHT SAVING TIME YEAR-ROUND IF AUTHORIZED BY CONGRESS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 363** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 389** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 437**, A BILL TO BE ENTITLED AN ACT TO INTEGRATE EDUCATION ON THE HOLOCAUST AND GENOCIDE INTO THE STANDARD COURSE OF STUDY.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 449** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 471**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A WORKGROUP TO EXAMINE AND MAKE RECOMMENDATIONS ABOUT HOW TO ELIMINATE ADMINISTRATIVE DUPLICATION FOR MENTAL HEALTH, INTELLECTUAL/DEVELOPMENTAL DISABILITY, AND SUBSTANCE USE DISORDER PROVIDERS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 495** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE SEPTIC EASEMENTS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 531**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 537** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 546** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 592** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE SPACE ON THE INCOME TAX RETURN FOR INDIVIDUALS TO MAKE DONATIONS TO THE CLEAN WATER MANAGEMENT TRUST FUND.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 593**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SUBSEQUENT ORDERS RELATED TO CUSTODY, CHILD AND SPOUSAL SUPPORT, AND POSSESSION OF PROPERTY SUPERSEDE LIKE PROVISIONS IN TEMPORARY CUSTODY ORDER.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 609**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 617**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY.

Referred to the **Rules and Operations of the Senate Committee.**

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**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 374**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION 4 AND OPTION 6 RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, referred to the **Rules and Operations of the Senate Committee** on April 11.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Ballard for the **Education/Higher Education Committee**:

**S.B. 399**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS, 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, 15324, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Pensions and Retirement and Aging Committee**.

**S.B. 438**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, 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, 35263, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 600**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS, 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, 15326, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 621**, A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15325, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 500**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES THREE AND HIGHER, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 305**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY A LICENSEE'S QUALIFICATIONS FOR LICENSURE, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 264**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR MUNICIPALITIES IN LEE COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 572**, A BILL TO BE ENTITLED AN ACT TO ALLOW AN S CORPORATION TO REPRESENT ITSELF IN ANY COURT IN THIS STATE AND IN OTHER LEGAL FORUMS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** 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 The Honorable Dan Forest, Lieutenant Governor.

April 17, 2019

Prayer is offered by The Honorable Eddie Gallimore, Senator from Davidson County, as follows:

“Lord Jesus, we come to you today, first, to ask for your forgiveness and to thank you for all you have given us. Help us overcome the many burdens that we face. Be with us. Lead us and guide us today and always as we discuss the needs and the wants of the state of North Carolina. I ask this in your holy name, Jesus Christ. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, April 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Bishop, Senator Britt, Senator Brown, Senator Harrington, and Senator Steinburg.

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 194**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Blue, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

Voting in the negative: None.

The bill remains on the calendar for Thursday, April 18, upon third reading.

**S.B. 270**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Blue, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

Voting in the negative: None.

The bill remains on the calendar for Thursday, April 18, upon third reading.

April 17, 2019

**MOTION RELATIVE TO THE CALENDAR**

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, upon second reading.

Upon motion of Senator Rabon, the bill is withdrawn from today's calendar and placed on the calendar of Thursday, April 18.

**CALENDAR** (*continued*)

**S.B. 148** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LAW ENFORCEMENT AGENCIES TO HAVE SOLE DISCRETION TO RELEASE RECORDINGS FOR THE PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION AND FOR NONCRIMINAL INVESTIGATIVE PURPOSES, upon second reading.

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 390** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO CREATE A PLAN FOR FEES AND CHARGES TO SUPPORT FINANCIAL SUSTAINABILITY AND PROPER STEWARDSHIP OF DUPONT STATE RECREATIONAL FOREST, upon second reading.

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 391** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES, upon second reading.

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 392** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE SUPERINTENDENT OF PUBLIC INSTRUCTION AS AN APPLICABLE ELECTED REPRESENTATIVE WHO MAY PROVIDE PUBLIC APPROVAL OF ONE OR MORE PRIVATE ACTIVITY BONDS TO FINANCE OR REFINANCE A CHARTER SCHOOL FACILITY, upon second reading.

The Committee Substitute bill passes its second reading (33-11) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

April 17, 2019

**S.B. 409** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY, upon second reading.

Senator D. Davis offers Amendment No. 1, which is adopted (43-0) and changes the title to read, **S.B. 409** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF INFORMATION TECHNOLOGY TO STUDY THE ISSUE OF CREATING A NORTH CAROLINA VETERANS REGISTRY.

The Committee Substitute bill, as amended, passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 476** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REAFFIRM LOCAL CONTROL OVER STUDENT DISCIPLINE POLICIES NOT INCONSISTENT WITH STATE AND FEDERAL LAW, upon second reading.

The Committee Substitute bill passes its second reading (23-21).

Senator Smith objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Thursday, April 18, upon third reading.

**S.B. 606**, A BILL TO BE ENTITLED AN ACT TO PRIORITIZE THE USE OF NATIVE NORTH CAROLINA TREES, SHRUBS, VINES, GRASSES, AND LEGUMES ON HIGHWAY RIGHTS-OF-WAY, upon second reading.

The bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Berger, seconded by Senator Gallimore, the Senate adjourns at 4:47 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, April 18, at 12:00 p.m.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Daniel for the **Judiciary Committee**:

**S.B. 594**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 353**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET IF GOOD CAUSE IS DEMONSTRATED, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

April 17, 2019

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15328, which changes the title to read **S.B. 353** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 395**, A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE CONCERNING THE GRANTING OF CONTINUANCES FOR GOOD CAUSE ON ACCOUNT OF SERVICE ON A STATE BOARD, COMMISSION, OR AUTHORITY AS AN APPOINTEE OF THE GOVERNOR, LIEUTENANT GOVERNOR, OR GENERAL ASSEMBLY, 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, 15329, which changes the title to read **S.B. 395** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE AND THE CRIMINAL PROCEDURE ACT CONCERNING THE GRANTING OF CONTINUANCES FOR GOOD CAUSE ON ACCOUNT OF SERVICE ON A STATE BOARD, COMMISSION, OR AUTHORITY AS AN APPOINTEE OF THE GOVERNOR, LIEUTENANT GOVERNOR, OR GENERAL ASSEMBLY, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Edwards for the **Commerce and Insurance Committee**:

**S.B. 310**, A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, 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, 15330, which changes the title to read **S.B. 310** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary Committee**.

April 17, 2019

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 446** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE ELECTRIC VEHICLE REGISTRATION FEES; TO AUTHORIZE A REGISTRATION FEE FOR PLUG-IN HYBRID VEHICLES; AND TO PROVIDE FOR ANNUAL ADJUSTMENTS TO ELECTRIC AND PLUG-IN HYBRID VEHICLE REGISTRATION FEES.

The Committee Substitute bill No. 2 is withdrawn from the calendar of Thursday, April 18, and re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**FORTY-SEVENTH DAY**

Senate Chamber  
Thursday, April 18, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“Lord, we now come before you on this Maundy Thursday with anticipation of Resurrection Sunday, and we remember your words throughout the Bible that tell us your Son, Jesus, did not come to condemn we individuals for our sinful nature, but through Jesus' life, crucifixion, death, burial, resurrection, and ascension you have given the way for each of us victory over the death that we would otherwise have been entitled to. Jesus, you have demonstrated to the entire world, including all who are able to hear my voice today, that in you our hearts can be restored. Just like the thief on the cross who cried out, saying, ‘Remember me when you come into your kingdom,’ and you answered him by saying, ‘I tell you the truth, today you will be with me in paradise.’ My prayer is that each person here assembled will at some time cry out that same, simple but profound prayer. So convict us, Lord, and make us realize that no matter what our station in life, whether we are a legislator or we are the thief on the cross, that for anyone who cries out to you, you are faithful and just to forgive, and forgive us from all our unrighteousness and that you offer us eternal life. And for this, God, we celebrate, and we give you glory forever and ever. Jesus has risen. Amen and amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, April 17, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

April 18, 2019

The Chair grants leaves of absence for today to Senator Bishop, Senator Blue, Senator Britt, Senator Chaudhuri, Senator Daniel, Senator J. Davis, Senator Harrington, Senator Lowe, Senator Marcus, Senator Robinson, Senator Steinburg, and Senator Van Duyn.

*The Chair extends privileges of the floor to Tyneir Swindell from Charlotte, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Monday, April 29:

**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS, upon second reading.

**S.B. 605** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED AS A LOAN FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY, upon second reading.

#### **RE-REFERRAL OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that would ordinarily appear on the calendar of Monday, April 22, will be placed on the calendar of Monday, April 29.

#### **CALENDAR**

Bills and resolutions on today's calendar are taken up and disposed of as follows:

*Upon motion of Senator Rabon, S.B. 356 and S.B. 381 are withdrawn from the regular order of business and placed at the beginning of today's calendar, following S.B. 270.*

**S.B. 194**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON, upon third reading.

The bill passes its third reading, by roll-call vote, ayes 37, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Burgin, Clark, D. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Sanderson, Sawyer, Searcy, Smith, Tillman, Waddell, Wells and Woodard---37.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

April 18, 2019

**S.B. 270**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, upon third reading.

The bill passes its third reading, by roll-call vote, ayes 37, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Burgin, Clark, D. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Sanderson, Sawyer, Searcy, Smith, Tillman, Waddell, Wells and Woodard--37.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

**S.B. 381** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECONSTITUTE THE CLEAN WATER MANAGEMENT TRUST FUND BOARD OF TRUSTEES AND THE PARKS AND RECREATION AUTHORITY WHICH WAS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO CLARIFY THE POWERS AND DUTIES OF THE CLEAN WATER MANAGEMENT TRUST FUND, upon second reading.

The Committee Substitute bill passes its second reading (37-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 356** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND, upon second reading.

*The Chair grants a leave of absence for the remainder of today's session to Senator Brown.*

The Committee Substitute bill passes its second reading (37-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 55** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES, upon second reading.

*Without objection, Senator Sawyer is excused from voting on the bill due to a conflict of interest.*

*The Chair grants a leave of absence for the remainder of today's session to Senator Wells.*

The Committee Substitute bill passes its second reading (33-2) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

April 18, 2019



**S.B. 255** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM, upon second reading.

The Committee Substitute bill passes its second reading (36-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, upon second reading.

The bill passes its second reading (20-17).

Senator Smith objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the bill placed on the calendar of Monday, April 29, upon third reading.

**S.B. 432**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, upon second reading.

The bill passes its second reading (36-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 610**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF NORTHERN PEAKS STATE TRAIL TO THE STATE PARKS SYSTEM, upon second reading.

The bill passes its second reading (37-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**H.B. 130** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," upon second reading.

Senator Gunn offers Amendment No. 1, which is adopted (36-1).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (32-5) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill No. 2.

**H.J.R. 253**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES C. GILLEN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, upon second reading.

The Joint Resolution passes its second reading (37-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

April 18, 2019

**H.J.R. 254**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF KENNETH L. GOODMAN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, upon second reading.

The Joint Resolution passes its second reading (37-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.J.R. 506**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF STEVE WARREN AS A SPECIAL SUPERIOR COURT JUDGE, upon second reading.

The Joint Resolution passes its second reading (37-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**S.B. 476** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REAFFIRM LOCAL CONTROL OVER STUDENT DISCIPLINE POLICIES NOT INCONSISTENT WITH STATE AND FEDERAL LAW, upon third reading.

Senator Smith offers Amendment No. 1.

Senator Rabon moves that Amendment No. 1 do lie upon the table, seconded by Senator Hise, which motion prevails (21-16).

The Committee Substitute bill passes its third reading (21-16) and is ordered sent to the House of Representatives.

#### A SENATORIAL STATEMENT

Senator deViere submits a Senatorial Statement, entitled, “**HONORING THE FAYETTEVILLE WOODPECKERS INAUGURAL SEASON.**” (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Newton, the Senate adjourns at 1:08 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, April 22, at 1:00 p.m.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**S.B. 88** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES REGULATING ELECTRICAL CONTRACTORS TO ENABLE LICENSED ELECTRICAL CONTRACTORS EMPLOYED BY SCHOOLS, HOSPITALS, AND NONPROFITS TO MAKE REPAIRS AND CONDUCT MAINTENANCE AT ALL FACILITIES AT ALL TIMES WHEN DONE AT THE DIRECTION OF THE SCHOOL, HOSPITAL, OR NONPROFIT, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

**S.B. 295**, A BILL TO BE ENTITLED AN ACT TO ALLOW EVIDENCE OF NORTH CAROLINA HIGH SCHOOL GRADUATION FOR STUDENTS TO REBUT THE PRESUMPTION THAT THE STUDENT'S RESIDENCE IS THE PARENT'S RESIDENCE FOR ESTABLISHING RESIDENCY FOR IN-STATE TUITION FOR NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES, with a favorable report.

The bill is placed on the calendar of Monday, April 29.

**S.B. 302** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

**S.B. 353** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

**S.B. 380** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

**S.B. 395** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE AND THE CRIMINAL PROCEDURE ACT CONCERNING THE GRANTING OF CONTINUANCES FOR GOOD CAUSE ON ACCOUNT OF SERVICE ON A STATE BOARD, COMMISSION, OR AUTHORITY AS AN APPOINTEE OF THE GOVERNOR, LIEUTENANT GOVERNOR, OR GENERAL ASSEMBLY, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

**S.B. 429**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING, with a favorable report.

The bill is placed on the calendar of Monday, April 29.

April 18, 2019

**S.B. 505** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

**S.B. 537**, A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW PAYMENT METHODOLOGY FOR ADULT CARE HOMES PROVIDING CARE TO NORTH CAROLINA MEDICAID BENEFICIARIES THAT PROMOTES HEALTH AS WELL AS FAIR AND REASONABLE COMPENSATION FOR THE SERVICES PROVIDED, with a favorable report.

The bill is placed on the calendar of Monday, April 29.

**S.B. 594**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES, with a favorable report.

The bill is placed on the calendar of Monday, April 29.

**S.B. 600** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

**S.B. 621** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, April 29.

By Senator Krawiec for the **Health Care Committee**:

**S.B. 444**, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS SERVING DISHES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 118**, A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

April 18, 2019

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15332, which changes the title to read **S.B. 118** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary Committee**.

By Senator Gunn for the **Commerce and Insurance Committee**:

**S.B. 362**, A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35264, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary Committee**.

**S.B. 466**, A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN PROVISIONS CONCERNING THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15333, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 559**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS, 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, 15334, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Pensions and Retirement and Aging Committee**:

**S.B. 374**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION 4 AND OPTION 6 RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS’ AND STATE EMPLOYEES’ RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES’ RETIREMENT SYSTEM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

April 18, 2019

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35265, which changes the title to read **S.B. 374** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION FOUR AND OPTION SIX RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 30**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 33RD SENATORIAL DISTRICT, referred to the **Rules and Operations of the Senate Committee** on February 7.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 190**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR, referred to the **Rules and Operations of the Senate Committee** on March 6.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 261**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN POOL SELLING ACTIVITY AMONG PERSONS AND NONPROFITS, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 290**, A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW A DISTILLERY TO SELL MIXED BEVERAGES; TO ALLOW A DISTILLERY TO SELL SPIRITUOUS LIQUOR DISTILLED BY THE DISTILLER DIRECTLY TO MIXED BEVERAGES PERMITTEES AND OUT-OF-STATE CONSUMERS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE; AND TO ALLOW BARS TO OBTAIN ON-PREMISES ABC PERMITS, referred to the **Rules and Operations of the Senate Committee** on March 19.

April 18, 2019

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 312**, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM REAL PROPERTY TRANSFER ON DEATH ACT, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 365**, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on March 27.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 422**, A BILL TO BE ENTITLED AN ACT TO REORGANIZE, CONSOLIDATE, MODERNIZE, AND CLARIFY STATUTES REGARDING LOCAL PLANNING AND DEVELOPMENT REGULATION, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 458**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 2.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 511**, A BILL TO BE ENTITLED AN ACT TO REGULATE PARKING IN AN ELECTRIC VEHICLE CHARGING STATION, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 533**, A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOLS TO PERMIT PATRIOTIC SOCIETY PRESENTATIONS AT THE BEGINNING OF EACH SCHOOL YEAR FOR NO MORE THAN ONE HOUR, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 18, 2019

**S.B. 553**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 604**, A BILL TO BE ENTITLED AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 607**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT FUNDS USED FOR HIGHWAY CONSTRUCTION AND MAINTENANCE ARE NOT INADVERTENTLY DIVERTED TO THE GENERAL FUND, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 639**, A BILL TO BE ENTITLED AN ACT TO INCREASE TRANSPARENCY AND ACCOUNTABILITY IN LOCAL EDUCATION FUNDING BY MODIFYING THE UNIFORM BUDGET FORMAT TO INCLUDE INFORMATION ON EXPENDITURES FROM LOCAL FUNDS BY PROGRAM REPORT CODE AND OBJECT CODE, REQUIRING THE SUPERINTENDENT TO DESCRIBE PROJECTED EXPENDITURES FROM LOCAL FUNDS BY PROGRAM REPORT CODE AND OBJECT CODE, PERMITTING LOCAL BOARDS OF EDUCATION TO SUBMIT TO COUNTY COMMISSIONERS PROJECTED EXPENDITURES FROM LOCAL FUNDS BY PROGRAM REPORT CODE AND OBJECT CODE, PERMITTING COUNTY COMMISSIONERS TO ALLOCATE LOCAL FUNDS BY PROGRAM REPORT CODE, REQUIRING THE ANNUAL INDEPENDENT AUDIT OF ACCOUNTS OF A LOCAL SCHOOL ADMINISTRATIVE UNIT TO INCLUDE A COMPARISON OF BUDGETED AND ACTUAL EXPENDITURES BY PROGRAM REPORT CODE AND OBJECT CODE, REQUIRING THE ANNUAL INDEPENDENT AUDIT REPORT TO BE FILED WITHIN THIRTY DAYS OF ITS COMPLETION, AND REQUIRING A LOCAL SCHOOL ADMINISTRATIVE UNIT TO REPORT THE RESULTS OF THE ANNUAL INDEPENDENT AUDIT TO THE STATE BOARD OF EDUCATION WITHIN SIXTY DAYS OF ITS COMPLETION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 18, 2019



**S.B. 648**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER SUPPORT TO THE SHELLFISH AQUACULTURE INDUSTRY IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 650**, A BILL TO BE ENTITLED AN ACT SIMPLIFYING NORTH CAROLINA'S LOCAL SALES TAX DISTRIBUTION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 667**, A BILL TO BE ENTITLED AN ACT TO ALLOCATE ADDITIONAL FUNDS TO CONSTITUENT INSTITUTIONS DESIGNATED AS HISTORICALLY BLACK COLLEGES AND UNIVERSITIES TO ADDRESS UNDERFUNDING AT THOSE INSTITUTIONS AND TO ALLOCATE ADDITIONAL FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO SUPPORT ITS DOCTORAL PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **FORTY-EIGHTH DAY**

Senate Chamber  
Monday, April 22, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

“Christ is alive. His spirit burns through this and every future age, ‘til all creation lives and learns his joy, his justice, his love, and his peace.”\* Amen.”

\*Excerpt from “Christ is Alive! Let Christians Sing,” by Brian Wren

April 22, 2019

Senator Burgin announces that the Senate Journal of Thursday, April 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED RESOLUTIONS

The Enrolling Clerk reports the following Joint Resolutions duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.J.R. 253**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES C. GILLEN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION. (Res. 2019-7)

**H.J.R. 254**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF KENNETH L. GOODMAN TO THE NORTH CAROLINA INDUSTRIAL COMMISSION. (Res. 2019-8)

**H.J.R. 506**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF STEVE WARREN AS A SPECIAL SUPERIOR COURT JUDGE. (Res. 2019-9)

### MESSAGE FROM THE GOVERNOR

A vetoed bill, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

#### **GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*Senate Bill 359*, "An Act Establishing the Born-Alive Abortion Survivors Protection Act."

Laws already protect newborn babies and this bill is an unnecessary interference between doctors and their patients. This needless legislation would criminalize doctors and other healthcare providers for a practice that simply does not exist.

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 18th day of April 2019, at 9:32 a.m., for reconsideration by that body.

*Senator Rabon refers the bill, together with the Governor's objections and veto message, to the **Rules and Operations of the Senate Committee.***

Upon motion of Senator Woodard, seconded by Senator Burgin, the Senate adjourns at 1:03 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Thursday, April 25, at 11:00 a.m.

April 22, 2019

**REMOVAL OF A BILL SPONSOR**

Senator Burgin requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 554**, A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT OF MARINE FISHERIES IN NORTH CAROLINA.

Pursuant to Senator Woodard's motion to adjourn having prevailed, the Senate stands adjourned.

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**FORTY-NINTH DAY**

Senate Chamber  
Thursday, April 25, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Deanna Ballard, Senator from Watauga County.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

"Father God, we thank you for this day and this time together. We pray that you will bless us in this meeting today as we do your business and the state's business. God, we pray that you'll give us traveling mercies home. Thank you for all that you do. In Jesus' name, Amen."

Senator Ford announces that the Senate Journal of Monday, April 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Valesia Daniels from Durham, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Ford, seconded by Senator Ballard, the Senate adjourns at 11:02 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Monday, April 29, at 2:00 p.m.

**RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 384**, A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, referred to the **Commerce and Insurance Committee** on March 28, with sequential referrals to the **Judiciary Committee** and the **Rules and Operations of the Senate Committee**.

April 25, 2019

The bill is withdrawn from the **Commerce and Insurance Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 226**, A BILL TO BE ENTITLED AN ACT TO LIMIT WHO MAY ADVERTISE FOR THE ADOPTION OF A MINOR CHILD UNDER THE LAWS PERTAINING TO ADOPTIONS, referred to the **Rules and Operations of the Senate Committee** on March 13.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 311**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER, referred to the **Rules and Operations of the Senate Committee** on March 20.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 527**, A BILL TO BE ENTITLED AN ACT TO PROMOTE PUBLIC SAFETY THROUGH THE REGULATION OF REFLEXOLOGY, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 534**, A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 579**, A BILL TO BE ENTITLED AN ACT TO CREATE THE DEPARTMENT OF CORRECTION AND THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION, TO MAKE CONFORMING CHANGES, AND TO APPROPRIATE FUNDS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

**FIFTIETH DAY**

Senate Chamber  
Monday, April 29, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:00 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

**RECESS****INTRODUCTION OF A BILL**

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Smith, Foushee, Van Duyn (Primary Sponsors); deViere, Garrett, Nickel, Robinson, Searcy and Waddell:

**S.B. 673**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO ESTABLISH THE NORTH CAROLINA CITIZENS REDISTRICTING COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 105** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE LAW GOVERNING RED-LIGHT CAMERAS IN THE TOWNS OF HOPE MILLS AND SPRING LAKE AND THE CITY OF FAYETTEVILLE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 268** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR.

Referred to the **Rules and Operations of the Senate Committee**.

April 29, 2019

**H.B. 310**, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 324** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CLEVELAND AND CALDWELL COUNTIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 425** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR A CHARGE OF ASSAULTING A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER THAT IS DISCHARGING OR ATTEMPTING TO DISCHARGE THE OFFICER'S DUTIES WHERE SERIOUS BODILY INJURY IS INFLICTED AND TO CREATE A RELATED CRIMINAL CHARGE FOR INSTANCES WHEN AN OFFICER'S SERIOUS BODILY INJURY IS CAUSED BY AN INDIVIDUAL RESISTING, DELAYING, OR OBSTRUCTING THE OFFICER.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 434** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION, CHARTER SCHOOLS, REGIONAL SCHOOLS, INNOVATIVE SCHOOLS, LABORATORY SCHOOLS, AND THE RENEWAL SCHOOL SYSTEM TO ADOPT AND IMPLEMENT A SUICIDE RISK REFERRAL PROTOCOL, A MENTAL HEALTH TRAINING PROGRAM, AND A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 493** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOLS TO PROVIDE STUDENTS WITH INFORMATION AND RESOURCES ON CHILD ABUSE AND NEGLECT, INCLUDING SEXUAL ABUSE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 511**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES ON COURTS-MARTIAL FOR THE NORTH CAROLINA NATIONAL GUARD.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 521** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A THREE-YEAR TRANSITIONAL LICENSE FOR TEACHERS FROM OTHER STATES AND AUTHORIZE LOCAL BOARDS OF EDUCATION TO DETERMINE EXPERIENCE CREDIT FOR THOSE TEACHERS TO PAY THEM ON THE COMMENSURATE LEVEL ON THE STATE SALARY SCHEDULE FOR THE TERM OF THE LICENSE, AND TO MODIFY THE REQUIREMENTS FOR A LIFETIME LICENSE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 522**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY RATES CHARGED BY MUNICIPALITIES FOR WATER AND WASTEWATER SERVICE TO CUSTOMERS SERVED INSIDE AND OUTSIDE OF THE MUNICIPALITIES' BOUNDARIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 554** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 563** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A MINIMUM OF THIRTY MINUTES OF DUTY-FREE LUNCH TIME FOR TEACHERS TO THE EXTENT POSSIBLE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 598**, A BILL TO BE ENTITLED AN ACT ADOPTING THE BOTTLENOSE DOLPHIN AS THE STATE MARINE MAMMAL.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 604**, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS RETIREMENT OPTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 628** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 653** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO REVISE CERTAIN POSITION CLASSIFICATIONS AND TO PROVIDE ADDITIONAL INFORMATION ON THE COST OF REVISIONS OF SALARY GRADES AND SALARY RANGES FOR TRANSPORTATION PERSONNEL.

Referred to the **Rules and Operations of the Senate Committee**.

April 29, 2019

**H.B. 654**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT MOTOR VEHICLE DISPLAYS HAVE THE CONTACT INFORMATION FOR THE CAR DEALER.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 664** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 681**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A UNITED STATES ARMY SPECIAL FORCES SPECIAL REGISTRATION PLATE AND TO ELIMINATE THE SPECIAL LICENSE PLATE FEE FOR DISTINGUISHED FLYING CROSS AND AIR MEDAL RECIPIENT SPECIAL REGISTRATION PLATES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 764**, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA WOMEN'S CANCER RESEARCH AND PREVENTION TASK FORCE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 773**, A BILL TO BE ENTITLED AN ACT CREATING THE SHANNON LEIGH ADCOCK AND STEVEN ANTHONY CHRISTOS MEMORIAL ACT TO ESTABLISH THE SECOND WEEK IN NOVEMBER AS SUDEP AWARENESS WEEK IN THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 537** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill No. 2 is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 90**, A BILL TO BE ENTITLED AN ACT TO ENACT THE RELIGIOUS ASSEMBLY SECURITY AND PROTECTION ACT OF 2019, referred to the **Rules and Operations of the Senate Committee** on February 20.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

April 29, 2019



The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“Dear Lord Jesus, you are invited here amongst us today and every day. God, as we individually and collectively try to understand and work to overcome what we see as so many troubles, so many problems, so much bitterness, so much hatred, so much immorality, and so terribly much terrorism and violence caused by our own pride, our own greed, our lust, envy, gluttony, wrath, and sloth. Really, the nut of it, our sinful nature. God, as we work, let us never forget that in the midst of all of this, you have told us, you’ve commanded us to take heart, to be of good cheer, not because of what we are able to accomplish on our own—and, God, forgive us when we believe, as we often do, that we as sinners can concoct all the answers on our own. But, God, we are told to take heart because you came and entered the world and we are not alone and because you have offered yourself as a living sacrifice for our sin and because you offer us peace, as you can occupy the hearts and minds and souls of each of us individuals if we simply invite you to do so. Plus, you have overcome the world. So, God, with this reality, let us work. Guide us as individuals and as a body politic as we wrestle with these troubles. As it says in Ephesians 6:12, ‘not of flesh or blood, but against principalities, against powers, against the rulers of darkness of this world, against spiritual wickedness in high places.’ And that we do so with peace in our heart and good cheer because we know—because you’ve told us—that you have overcome the world. In the name of Jesus Christ I pray. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, April 25, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander and Senator Fitch.

*The Chair extends privileges of the floor to Mary Kessler from Chapel Hill, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **A SENATORIAL STATEMENT**

Senator Smith submits a Senatorial Statement, entitled, “**HONORING THE LIFE AND MEMORY OF FRANK W. BALLANCE, JR.**” (See Appendix for full text.)

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today’s calendar and placed on the calendar of Tuesday, April 30:

April 29, 2019

**S.B. 302** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, upon second reading.

**S.B. 380** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, upon second reading.

**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS, upon second reading.

**S.B. 600** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS, upon second reading.

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, upon third reading.

#### WITHDRAWAL FROM COMMITTEE

**S.B. 359**, (Ratified) AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT, Governor's objections and veto message referred to the **Rules and Operations of the Senate Committee** on April 22.

Upon motion of Senator Rabon, without objection, the bill is withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Tuesday, April 30, for reconsideration upon the Governor's veto.

#### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 63**, AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS.

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**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 88** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES REGULATING ELECTRICAL CONTRACTORS TO ENABLE LICENSED ELECTRICAL CONTRACTORS EMPLOYED BY SCHOOLS, HOSPITALS, AND NONPROFITS TO MAKE REPAIRS AND CONDUCT MAINTENANCE AT ALL FACILITIES AT ALL TIMES WHEN DONE AT THE DIRECTION OF THE SCHOOL, HOSPITAL, OR NONPROFIT, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 295**, A BILL TO BE ENTITLED AN ACT TO ALLOW EVIDENCE OF NORTH CAROLINA HIGH SCHOOL GRADUATION FOR STUDENTS TO REBUT THE PRESUMPTION THAT THE STUDENT'S RESIDENCE IS THE PARENT'S RESIDENCE FOR ESTABLISHING RESIDENCY FOR IN-STATE TUITION FOR NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 353** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 395** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE RULES OF CIVIL PROCEDURE AND THE CRIMINAL PROCEDURE ACT CONCERNING THE GRANTING OF CONTINUANCES FOR GOOD CAUSE ON ACCOUNT OF SERVICE ON A STATE BOARD, COMMISSION, OR AUTHORITY AS AN APPOINTEE OF THE GOVERNOR, LIEUTENANT GOVERNOR, OR GENERAL ASSEMBLY, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 429**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR

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WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 505** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 537**, A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW PAYMENT METHODOLOGY FOR ADULT CARE HOMES PROVIDING CARE TO NORTH CAROLINA MEDICAID BENEFICIARIES THAT PROMOTES HEALTH AS WELL AS FAIR AND REASONABLE COMPENSATION FOR THE SERVICES PROVIDED, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 594**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 605** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED AS A LOAN FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 621** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**SENATE PAGES**

The Chair recognizes the following pages serving in the Senate this week:

John Bradford, Cornelius; McKenzie Cox, Concord; Tayess John, Charlotte; Miranda Johnson, Raleigh; Grace Kromke, Wilmington; Walker Rich, Edenton; Koen Rodabaugh, Raleigh; Caroline Shelkey, Huntersville; Payne Stone, Lumberton; and Andrew Washburn, Troutman.

Upon motion of Senator Hise, seconded by Senator Van Duyn, the Senate adjourns at 7:52 p.m., in honor of Frank W. Ballance, Jr., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, April 30, at 9:30 a.m.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 532** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT.

Referred to the **Rules and Operations of the Senate Committee**.

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 574**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 199** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, AND TO EXPAND THE JURISDICTION OF THE INVESTIGATIVE GRAND JURY, referred to the **Rules and Operations of the Senate Committee** on April 11.

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The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**S.B. 63**, AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS. (Became law upon ratification, April 29, 2019 - S.L. 2019-12)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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#### FIFTY-FIRST DAY

Senate Chamber  
Tuesday, April 30, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:35 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

#### RECESS

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 66**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ACTIVE TIME FOR A CONVICTION OF FELONY DEATH BY VEHICLE OR FELONY DEATH BY IMPAIRED BOATING.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 134**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 256**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE FAYETTEVILLE FRIED CHICKEN FESTIVAL AS THE OFFICIAL FRIED CHICKEN FESTIVAL OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 393** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF THE TERM “CARETAKER” USED IN THE JUVENILE CODE; TO AMEND G.S. 14-401.11 TO ALSO PROHIBIT THE KNOWING DISTRIBUTION OF A BEVERAGE THAT CONTAINS ANY SUBSTANCE THAT COULD BE INJURIOUS TO A PERSON’S HEALTH; AND TO AMEND THE DEFINITION FOR THE TERM “MENTALLY INCAPACITATED” USED IN ARTICLE 7B OF CHAPTER 14 OF THE GENERAL STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 432** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 451** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING PARENTAL CONSENT PRIOR TO THE DISPOSITION OF FETAL REMAINS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 578**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981).

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 629** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 675** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 697**, A BILL TO BE ENTITLED AN ACT TO ENABLE NONPROFIT ENTITIES THAT DONATE REFURBISHED COMPUTERS TO LOW-INCOME STUDENTS IN THIS STATE TO OBTAIN SURPLUS COMPUTER EQUIPMENT AT LOW OR NO COST FROM THE STATE SURPLUS PROPERTY AGENCY AND THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 252**, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES, referred to the **Rules and Operations of the Senate Committee** on March 14.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Britt for the **Judiciary Committee**:

**S.B. 310** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 352**, A BILL TO BE ENTITLED AN ACT REVISING THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 556**, A BILL TO BE ENTITLED AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE “MENTAL RETARDATION” TO “INTELLECTUAL DISABILITY” OR “INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY” AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 321**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, 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, 15327, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 327**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR COMMITTING LARCENY OF TIMBER, 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, 15335, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 420**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35266, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 569**, A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTEREST OF CONTRACTORS AND DESIGNERS, AND PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35268, which changes the title to read **S.B. 569** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 584**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENCES, OFFENSES THAT DO NOT SPECIFY CRIMINAL CULPABILITY, AND CRIMES NOT CONTAINED IN CERTAIN CHAPTERS OF THE GENERAL STATUTES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35267, which changes the title to read **S.B. 584** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES AND CRIMES NOT CONTAINED IN CERTAIN CHAPTERS OF THE GENERAL STATUTES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Heavenly Father, thank you for this new day and the end of the month of April, and for the opportunities and challenges that we have faced during this entire month. Lord, I pray that you will be with us in all that we say and all that we do as we move forward in this General Assembly and that you will be a light shining where there’s darkness and where the Lord Jesus is seen in us. Keep our minds alert, and give us wisdom to know when to speak, when to remain silent, and to know that you are giving us blessings all along the way. Be our guard and guide in all things that we do in this General Assembly in the end of this month of April. Let us know that you are glorified, that you are blessing us. This we ask in Thy name. And all the people said, ‘Amen.’”

Senator Berger, President Pro Tempore, announces that the Senate Journal of Monday, April 29, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

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**ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 130**, AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS."

**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Thursday, May 2:

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, upon third reading.

**S.B. 600** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS, upon second reading.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 302** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 380** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, upon second reading.

The Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**S.B. 478**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REMOVAL OF INDIVIDUALS FROM BOARDS AND COMMISSIONS FOR MISFEASANCE, MALFEASANCE, AND NONFEASANCE AND TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS, upon second reading.

Senator Sawyer offers Amendment No. 1, which is adopted (50-0) and changes the title to read, **S.B. 478**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS.

The bill, as amended, passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

The Senate recesses at 4:25 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 6:00 p.m.

### RECESS

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Horner for the **State and Local Government Committee**:

**S.B. 264**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR MUNICIPALITIES IN LEE COUNTY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

**S.B. 458**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 201**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35269, which changes the title to read **S.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CORRECTING A TYPOGRAPHICAL ERROR IN S.L. 2005-141 AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

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**S.B. 208**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SIZE RESTRICTIONS FOR POLITICAL SIGNS PLACED ON PRIVATE PROPERTY WITH THE PERMISSION OF THE PROPERTY OWNER, 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, 45279, which changes the title to read **S.B. 208** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT LOCAL REGULATION OF THE SIZE OR HEIGHT OF CERTAIN NONCOMMERCIAL SIGNS PLACED OUTSIDE OF THE RIGHT-OF-WAY ON PRIVATE PROPERTY WITH THE PERMISSION OF THE PROPERTY OWNER, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 316**, A BILL TO BE ENTITLED AN ACT TO DIRECT CERTAIN MUNICIPALITIES TO REPORT TO THE GENERAL ASSEMBLY ON LOCAL GOVERNMENT FUNDING, SUBSIDIES, AND ACTIVITIES RELATED TO AFFORDABLE HOUSING, 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, 45281, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 474**, A BILL TO BE ENTITLED AN ACT TO ABOLISH OBSOLETE BOARDS AND COMMISSIONS THAT ARE NO LONGER FUNCTIONAL, 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, 15337, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 398**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECEIPT OF BENEFITS FROM THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM FOR JUDGES WHO HAVE BEEN IMPEACHED AND CONVICTED OR REMOVED FROM OFFICE, TO APPLY FELONY FORFEITURE PROVISIONS TO THE NATIONAL GUARD PENSION FUND AND TO THE DISABILITY INCOME PLAN OF NORTH CAROLINA, TO MAKE OTHER AMENDMENTS TO THE FELONY FORFEITURE STATUTES, AND TO PROVIDE FOR COMPLIANCE AND FRAUD REVIEWS OF PROGRAMS WITH THE DEPARTMENT OF STATE TREASURER AND ITS EXTERNAL CONTRACTS, referred to the **Rules and Operations of the Senate Committee** on March 28.

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The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 599**, A BILL TO BE ENTITLED AN ACT TO EMPOWER EMPLOYING AGENCIES TO ADMINISTER STATE SHORT-TERM DISABILITY BENEFITS, TO MODERNIZE THE MEDICAL REVIEW BOARD, TO ADDRESS OVERPAYMENTS OWED TO THE DISABILITY INCOME PLAN BY MEMBERS OF THE OPTIONAL RETIREMENT PROGRAM, AND TO MAKE TECHNICAL AND CONFORMING CHANGES RELATED TO THESE OBJECTIVES, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 480**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO STATE LAW CONCERNING THE ACCEPTANCE OF SUBDIVISION STREETS BY THE DEPARTMENT OF TRANSPORTATION, TO REQUIRE THE DEPARTMENT TO COMPILE A COUNTY PUBLIC STREET INFORMATION DATABASE, AND TO REGULARLY UPDATE AND PUBLISH THE SUBDIVISION ROADS MANUAL, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-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

April 30, 2019

#### VIA HAND DELIVERY

The Honorable Lt. Governor Forest  
310 N. Blount Street  
Raleigh, North Carolina 27601

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. §62-15, I am pleased to nominate Mr. Christopher J. Ayers of Wake County to serve as the Executive Director of the Public Staff of the North Carolina Utilities Commission for a term beginning on July 1, 2019, and hereby submit his name for confirmation by the General Assembly.

April 30, 2019

I am grateful for his willingness to continue 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

**MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

**STATE OF NORTH CAROLINA  
OFFICE OF THE GOVERNOR**

ROY COOPER  
GOVERNOR

April 30, 2019

**VIA HAND DELIVERY**

The Honorable Dan Forest  
Lieutenant Governor  
310 N. Blount Street  
Raleigh, North Carolina 27601

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. § 96-15.3(c), I am pleased to nominate Theresa B. Stephenson of Wake County to serve on the North Carolina Employment Security Board of Review for a term beginning on July 1, 2019 and hereby submit her name for confirmation by the General Assembly.

I am grateful for Mrs. Stephenson's willingness to assume this important responsibility for the State of North Carolina. Attached is her 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

April 30, 2019

**MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

**STATE OF NORTH CAROLINA  
OFFICE OF THE GOVERNOR**

ROY COOPER  
GOVERNOR

April 30, 2019

**VIA HAND DELIVERY**

The Honorable Dan Forest  
Lieutenant Governor  
310 N. Blount Street  
Raleigh, North Carolina 27601

Dear Lt. Governor Forest:

Pursuant to N.C. Gen. Stat. § 62-10, I am pleased to nominate the following individuals to serve on the North Carolina Utilities Commission and hereby submit their names for confirmation by the General Assembly:

- Ms. Kimberly W. Duffley of Wake County, to replace Commissioner Edward Smoot Finley, Jr., Employee Position 823973
- The Honorable Floyd McKissick of Durham County, to replace Commissioner James G. Patterson, Employee Position 1963053
- Mr. Jeffrey A. Hughes of Durham County, to replace Commissioner Jerry C. Dockham, Employee Position 1049389

I am grateful for their willingness to assume this important responsibility for the State of North Carolina. Attached is their 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 Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

April 30, 2019



**CALENDAR** *(continued)*

**S.B. 359**, (Ratified) AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT, for reconsideration upon the Governor's veto.

Senator Krawiec offers a motion that S.B. 359 become law notwithstanding the objections of the Governor. The motion prevails by a three-fifths majority of members present and voting, ayes 30, noes 20, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Daniel, D. Davis, J. Davis, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Rabon, Sanderson, Sawyer, Steinburg, Tillman and Wells---30.

Voting in the negative: Senators Blue, Chaudhuri, Clark, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard---20.

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.

Upon motion of Senator Berger, seconded by Senator Brown, the Senate adjourns at 6:16 p.m., in memory of former Representative Jack Stevens, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, May 1, at 9:30 a.m.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 262**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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April 30, 2019

**FIFTY-SECOND DAY**

Senate Chamber  
Wednesday, May 1, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Father, Lord, sometimes we start our days with apprehension or concern or sometimes even fear. But, Lord, you have not given us the spirit of apprehension or concern or fear, because you have given us the ability to transfer all of our concerns and apprehensions and fears onto you. Thank you, Lord, that you still care and love us so much and that you are still so willing to forgive us of our sins, cleanse our hearts, and receive us into your kingdom and into your family. In Jesus’ name, Amen.”

Senator Horner announces that the Senate Journal of Tuesday, April 30, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Sanderson, seconded by Senator Horner, the Senate adjourns at 9:36 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, May 2, at 9:30 a.m.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**S.B. 364** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RECEIVERSHIP ACT; REPEAL ASSIGNMENTS FOR THE BENEFIT OF CREDITOR STATUTES; AND MAKE AN ACTION FOR THE APPOINTMENT OF A GENERAL RECEIVER FOR CERTAIN DEBTORS A MANDATORY COMPLEX BUSINESS CASE, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, with a favorable report.

**S.B. 374** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION FOUR AND OPTION SIX RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS’ AND STATE EMPLOYEES’ RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES’ RETIREMENT SYSTEM, with a favorable report.

May 1, 2019

**S.B. 375** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, with a favorable report.

**S.B. 413**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, with a favorable report.

**S.B. 438** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, with a favorable report.

**S.B. 444**, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS SERVING DISHES, with a favorable report.

**S.B. 466** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN PROVISIONS CONCERNING THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA, with a favorable report.

**S.B. 559** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS, with a favorable report.

**S.B. 208** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT LOCAL REGULATION OF THE SIZE OR HEIGHT OF CERTAIN NONCOMMERCIAL SIGNS PLACED OUTSIDE OF THE RIGHT-OF-WAY ON PRIVATE PROPERTY WITH THE PERMISSION OF THE PROPERTY OWNER, with a favorable report.

**S.B. 212** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO POSTPONE DEPLOYMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, with a favorable report.

May 1, 2019

**S.B. 310** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, with a favorable report.

**S.B. 316** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT CERTAIN MUNICIPALITIES TO REPORT TO THE GENERAL ASSEMBLY ON LOCAL GOVERNMENT FUNDING, SUBSIDIES, AND ACTIVITIES RELATED TO AFFORDABLE HOUSING, with a favorable report.

**S.B. 321** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, with a favorable report.

**S.B. 327** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR COMMITTING LARCENY OF TIMBER, with a favorable report.

**S.B. 352**, A BILL TO BE ENTITLED AN ACT REVISING THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT, with a favorable report.

**S.B. 420** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, with a favorable report.

**S.B. 458**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA, with a favorable report.

**S.B. 474** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ABOLISH OBSOLETE BOARDS AND COMMISSIONS THAT ARE NO LONGER FUNCTIONAL, with a favorable report.

**S.B. 556**, A BILL TO BE ENTITLED AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE "MENTAL RETARDATION" TO "INTELLECTUAL DISABILITY" OR "INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY" AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

**S.B. 569** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, with a favorable report.

**S.B. 584** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES AND CRIMES NOT CONTAINED IN CERTAIN CHAPTERS OF THE GENERAL STATUTES, with a favorable report.

By Senator Bishop for the **Health Care Committee**:

**S.B. 551**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CHILD SUPPORT COOPERATION ACT OF 2019, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 574**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 433**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES, AS RECOMMENDED BY THE DEPARTMENT, 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, 45283, which changes the title to read **S.B. 433** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Judiciary Committee**.

May 1, 2019

By Senator Horner for the **Education/Higher Education Committee**:

**S.B. 448**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 500**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES THREE AND HIGHER, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35272, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 219**, A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, 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, 35273, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 366**, A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS TO BE ELIGIBLE TO ENROLL IN COLLEGE COURSES AS PART OF AN ACADEMIC TRANSITION PATHWAY OR COLLEGE TRANSFER CERTIFICATE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35274, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells for the **Pensions and Retirement and Aging Committee**:

**S.B. 123**, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TO BE TRANSFERRED BETWEEN A CHARTER SCHOOL AND A LOCAL SCHOOL ADMINISTRATIVE UNIT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Education/Higher Education Committee**.

**S.B. 379**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AND ADMINISTRATIVE CHANGES TO LAWS RELATING TO THE STATE TREASURER, TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM LAWS, AND TO RELATED STATUTES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 408**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM'S AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM'S ABILITIES TO COLLECT REIMBURSEMENTS FOR OVERPAYMENTS MADE TO REEMPLOYED BENEFICIARIES, TO EXTEND THE LEGISLATIVE ENACTMENT IMPLEMENTATION ARRANGEMENT UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ALLOW THE STATE TREASURER TO PERFORM CRIMINAL BACKGROUND CHECKS, AND TO MAKE CHANGES RELATED TO THE NORTH CAROLINA STATE HEALTH PLAN, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35275, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Alexander for the **Commerce and Insurance Committee**:

**S.B. 313**, A BILL TO BE ENTITLED AN ACT TO REDUCE COSTS AND AID HOUSING AFFORDABILITY BY STREAMLINING THE PERFORMANCE GUARANTEE PROCESS BETWEEN DEVELOPERS AND LOCAL GOVERNMENTS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.J.R. 467**, A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO APPROVE THE UNITED STATES-MEXICO-CANADA AGREEMENT IN ORDER TO ENSURE CONTINUITY IN TRADE AMONG THE THREE NORTH AMERICAN ECONOMIC PARTNERS, with an unfavorable report as to the Joint Resolution, but favorable as to the Committee Substitute Joint Resolution.

Pursuant to Rule 45.1, the proposed Committee Substitute Joint Resolution, 45284, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute Joint Resolution is re-referred to the **Rules and Operations of the Senate Committee**.

May 1, 2019

By Senator Daniel for the **Judiciary Committee**:

**S.B. 226**, A BILL TO BE ENTITLED AN ACT TO LIMIT WHO MAY ADVERTISE FOR THE ADOPTION OF A MINOR CHILD UNDER THE LAWS PERTAINING TO ADOPTIONS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 508**, A BILL TO BE ENTITLED AN ACT AMENDING RULE 30 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE RELATING TO THE TAKING OF DEPOSITIONS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 355**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND MAKE CHANGES TO THE LAND-USE REGULATORY LAWS OF THE STATE, 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, 45280, which changes the title to read **S.B. 355** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY, CONSOLIDATE, AND REORGANIZE THE LAND-USE REGULATORY LAWS OF THE STATE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 332**, A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS, 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, 15336, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 490**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, 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, 45285, which changes the title to read **S.B. 490** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

May 1, 2019



By Senator Britt for the **Judiciary Committee**:

**S.B. 118** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 312**, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM REAL PROPERTY TRANSFER ON DEATH ACT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 362** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

**S.B. 394**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 404**, A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 595**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES AND TECHNICAL CORRECTIONS TO THE GENERAL STATUTES CONCERNING REAL PROPERTY LAW, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35270, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

May 1, 2019

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 522**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 529**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS AND THE MAXIMUM LOAN PROCESSING FEE FOR LICENSEES UNDER THE CONSUMER FINANCE ACT, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Sanderson's motion to adjourn having prevailed, the Senate stands adjourned.

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**FIFTY-THIRD DAY**

Senate Chamber  
Thursday, May 2, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 2:00 p.m.

**RECESS****MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 31**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM PUBLIC SCHOOLS BOARD OF EDUCATION TO PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER EMPLOYEES OF DURHAM PUBLIC SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

May 2, 2019

**H.B. 55**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 169** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT THE LOGGERHEAD SEA TURTLE AS THE OFFICIAL SALTWATER REPTILE OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 217** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 222** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCORPORATE PORTIONS OF THE NAIC'S INSURANCE FRAUD PREVENTION MODEL ACT LANGUAGE INTO NORTH CAROLINA'S INSURANCE LAWS AND TO MODIFY CRIMINAL PENALTIES ASSOCIATED WITH CERTAIN INSURANCE FRAUD STATUTES, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, AND TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 296** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTY CLERKS OF COURT TO WAIVE ANY COSTS OR FEES ARISING OUT OF GUARDIANSHIP OR INCOMPETENCY PROCEEDINGS MADE ON BEHALF OF LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, AND EMS PERSONNEL WHEN THE NEED FOR THESE PROCEEDINGS ARISES OUT OF INJURIES SUSTAINED IN THE LINE OF DUTY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 300**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE AMOUNT OF TIME THAT AUCTIONEERS HAVE TO ACCOUNT FOR OR PAY OVER FUNDS FROM AN AUCTION SALE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 375** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BERTIE COUNTY TO PROVIDE AFFORDABLE RENTAL HOUSING UNITS TO TEACHERS AND OTHER STATE AND LOCAL GOVERNMENT EMPLOYEES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 383**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 665** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT VARIOUS POLICY CHANGES TO IMPROVE STUDENT OUTCOMES, INCLUDING REDUCING TIME TO DEGREE AT PUBLIC INSTITUTIONS OF HIGHER EDUCATION, AND TO RECOGNIZE THE NEED FOR AND VALUE OF NON-DEGREE WORKFORCE CERTIFICATIONS, AS RECOMMENDED BY THE STATE BOARD OF COMMUNITY COLLEGES AND THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 668** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, AS RECOMMENDED BY THE STATE BOARD OF COMMUNITY COLLEGES AND THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 679** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE CIRCUMSTANCES UNDER WHICH AN EMERGENCY JUDGE MAY BE ASSIGNED BY THE CHIEF JUSTICE OF THE NORTH CAROLINA SUPREME COURT.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 687** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE THE NORTH CAROLINA STATE BAR COUNCIL TO REVISE ITS RULES TO CREATE AN EXEMPTION FROM NORTH CAROLINA STATE BAR CONTINUING LEGAL EDUCATION REQUIREMENTS FOR FULL-TIME EMPLOYEES OF THE NORTH CAROLINA GENERAL ASSEMBLY.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 702** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES RELATED TO JUVENILE CRIME PREVENTION COUNCILS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 715** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN STATE HUMAN RESOURCES ACT WHISTLEBLOWER PROTECTIONS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 747** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 806**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HOMEOWNERS ASSOCIATIONS, CONDOMINIUM ASSOCIATIONS, AND THEIR MANAGEMENT COMPANIES TO ACQUIRE CRIME AND FIDELITY INSURANCE POLICIES TO PROTECT THE ASSOCIATIONS' MEMBERSHIP FROM LOSS DUE TO THE ILLEGAL CONDUCT OF THE ASSOCIATION, THE EXECUTIVE BOARD AND ITS EMPLOYEES, OR A MANAGEMENT COMPANY, AND TO REQUIRE ANNUAL FINANCIAL AUDITS TO BE PERFORMED BY HOMEOWNERS ASSOCIATIONS AND CONDOMINIUM ASSOCIATIONS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 867**, A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF NOVEMBER AS MARROW DONATION AWARENESS MONTH AND DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF MOTOR VEHICLES TO RAISE AWARENESS THROUGH PUBLIC SERVICE ANNOUNCEMENTS ABOUT BONE MARROW DONATION AND BONE MARROW DONATION REGISTRIES.

Referred to the **Rules and Operations of the Senate Committee.**

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

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**S.B. 490** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, referred to the **Rules and Operations of the Senate Committee** on May 1.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Daniel for the **Judiciary Committee**:

**S.B. 384**, A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45286, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce and Insurance Committee**.

**S.B. 562**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE EXPUNCTION LAWS OF THIS STATE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35276, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 200**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 433** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 532**, A BILL TO BE ENTITLED AN ACT (I) TO REQUIRE THAT, IN A LIVING PROBATE PROCEEDING, THE ORIGINAL WILL BE INTRODUCED AS EVIDENCE RATHER THAN BEING ATTACHED TO THE INITIAL PETITION, (II) TO PERMIT THE USE OF “MINOR” OR “18+” OR “ADULT” IN PLACE OF THE ACTUAL AGE OF AN HEIR OR DEVISEE IN AN APPLICATION FOR LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, (III) TO ADJUST THIS STATE’S STATUTES DEALING WITH OUT-OF-STATE WILLS RECOGNIZED IN THIS STATE ON THE BASIS OF COMPLIANCE WITH THE LAW OF THE STATE OF EXECUTION IN ORDER TO CONTINUE THE REQUIREMENT THAT THE TESTATOR HAVE BEEN PHYSICALLY PRESENT IN THAT STATE AT THE TIME OF THE WILL’S EXECUTION, (IV) TO PROVIDE FOR NOTICE THAT TENANCY BY THE ENTIRETIES PROPERTY TRANSFERRED TO A TENANCY BY THE ENTIRETIES TRUST REMAINS IMMUNE TO THE CLAIMS OF ONE SPOUSE’S INDIVIDUAL CREDITORS AND TO SPECIFY THAT A PERSON ENTERING INTO A TRANSACTION INVOLVING THE PROPERTY MAY OBTAIN CONFIRMATION FROM THE TRUSTEE THAT THE PROPERTY CONTINUES TO QUALIFY FOR THIS IMMUNITY, AND (V) TO MAKE TECHNICAL CORRECTIONS TO THE AFFECTED STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 490** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45290, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Edwards for the **Commerce and Insurance Committee**:

**S.B. 377**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY’S ABILITY TO PERFORM AVIATION TRAINING, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 384** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 378**, A BILL TO BE ENTITLED AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35278, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 529**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS AND THE MAXIMUM LOAN PROCESSING FEE FOR LICENSEES UNDER THE CONSUMER FINANCE ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45288, which changes the title to read **S.B. 529** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Pensions and Retirement and Aging Committee**:

**S.B. 284**, A BILL TO BE ENTITLED AN ACT RELATING TO VERIFICATION BY THE STATE AUDITOR OF COMPLIANCE WITH STATUTORY REQUIREMENTS SUCH AS CONDITIONS PRECEDENT, CLASSIFICATIONS, AND SIMILAR ELIGIBILITY OR QUALIFYING STANDARDS AND PROVIDING THE AUDITOR ACCESS TO INFORMATION NECESSARY FOR VERIFICATION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 262**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.



**S.B. 483**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 525**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY, 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, 15338, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 535**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS OF NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15339, which changes the title to read **S.B. 535** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF PISGAH VIEW STATE PARK TO THE STATE PARKS SYSTEM AND TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS NORTH CAROLINA, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 604**, A BILL TO BE ENTITLED AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15340, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 648**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER SUPPORT TO THE SHELLFISH AQUACULTURE INDUSTRY IN NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35277, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 554**, A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT OF MARINE FISHERIES IN NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45287, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Bishop for the **Health Care Committee**:

**S.B. 161**, A BILL TO BE ENTITLED AN ACT ENACTING THE NORTH CAROLINA CAREGIVERS ACT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15341, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the Rules and Operations of the Senate Committee.

**S.B. 252**, A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45282, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce and Insurance Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for this day, this National Day of Prayer. We think that every day should be a national day of prayer. We pray for our President, Congress, and Senate. We pray for our Governor here, our Lieutenant Governor, our House and Senate here, all the leaders across this state, and every county commissioner in every town that you will guide and direct them as we bring honor and glory to you with our decisions. We thank you for your love and mercy and grace, Father. We praise you for this day. In Jesus’ name, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 1, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants a leave of absence for today to Senator J. Alexander.

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**A SENATORIAL STATEMENT**

Senator T. Alexander submits a Senatorial Statement, entitled, "**HONORING THE STUDENTS AFFECTED BY THE SHOOTING AT THE UNIVERSITY OF NORTH CAROLINA AT CHARLOTTE.**" (See Appendix for full text.)

*The Chair extends privileges of the floor to Val Tarte from Wilmington, North Carolina, who is serving the Senate as Nurse of the Day.*

**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and re-referred as follows:

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, upon third reading.

The bill is placed on the calendar of Tuesday, May 7.

**S.B. 474** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ABOLISH OBSOLETE BOARDS AND COMMISSIONS THAT ARE NO LONGER FUNCTIONAL, upon second reading.

The Committee Substitute bill is placed on the calendar of Monday, May 6.

**S.B. 569** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, upon second reading.

The Committee Substitute bill is placed on the calendar of Monday, May 6.

**S.B. 584** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES AND CRIMES NOT CONTAINED IN CERTAIN CHAPTERS OF THE GENERAL STATUTES, upon second reading.

The Committee Substitute bill is placed on the calendar of Monday, May 6.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 208** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT LOCAL REGULATION OF THE SIZE OR HEIGHT OF CERTAIN NONCOMMERCIAL SIGNS PLACED OUTSIDE OF THE RIGHT-OF-WAY ON PRIVATE PROPERTY WITH THE PERMISSION OF THE PROPERTY OWNER, upon second reading.

The Committee Substitute bill passes its second reading (44-5) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**S.B. 212** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO POSTPONE DEPLOYMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 310** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 316** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT CERTAIN MUNICIPALITIES TO REPORT TO THE GENERAL ASSEMBLY ON LOCAL GOVERNMENT FUNDING, SUBSIDIES, AND ACTIVITIES RELATED TO AFFORDABLE HOUSING, upon second reading.

Senator Peterson offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 321** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 327** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR COMMITTING LARCENY OF TIMBER, upon second reading.

Senator McInnis offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 352**, A BILL TO BE ENTITLED AN ACT REVISING THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 364** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RECEIVERSHIP ACT; REPEAL ASSIGNMENTS FOR THE BENEFIT OF CREDITOR STATUTES; AND MAKE AN ACTION FOR THE APPOINTMENT OF A GENERAL RECEIVER FOR CERTAIN DEBTORS A MANDATORY COMPLEX BUSINESS CASE, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, upon second reading.

Senator Bishop offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (49-0).

Senator McInnis objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill, as amended, placed on the calendar of Monday, May 6, upon third reading.

**S.B. 374** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE OPTION FOUR AND OPTION SIX RETIREMENT OPTIONAL ALLOWANCES UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, upon second reading.

Senator Waddell offers Amendment No. 1, which fails (20-29).

The Committee Substitute bill passes its second reading (28-21) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 375** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, upon second reading.

Senator McKissick offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading (35-14) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 413**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, upon second reading.

Senator D. Davis offers Amendment No. 1, which is adopted (48-0).

The bill, as amended, passes its second reading (48-1) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

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**S.B. 420** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 438** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

The Senate recesses at 3:24 p.m. to reconvene at 3:40 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

### CALENDAR *(continued)*

**S.B. 444**, A BILL TO BE ENTITLED AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS SERVING DISHES, upon second reading.

The bill passes its second reading (46-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 458**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 466** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN PROVISIONS CONCERNING THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**S.B. 556**, A BILL TO BE ENTITLED AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE “MENTAL RETARDATION” TO “INTELLECTUAL DISABILITY” OR “INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY” AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 559** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS, upon second reading.

*Without objection, Senator McKissick is excused from voting on the bill due to his pending confirmation to the North Carolina Utilities Commission.*

Pursuant to Rule 28, Senator Peterson offers a motion to divide the question as follows:

**Proposition No. 1:** The long title, the enacting clause, and Sections 1 and 3 of the 2nd Edition of Senate Bill 559 of the 2019 Regular Session.

**Proposition No. 2:** The long title, the enacting clause, and Sections 2 and 3 of the 2nd Edition of Senate Bill 559 of the 2019 Regular Session.

The motion to divide the question fails (19-28).

Senator Woodard offers Amendment No. 1, which fails (17-30).

The Committee Substitute bill passes its second reading (27-21) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

#### **MOTION TO RECONSIDER**

Having voted with the majority, Senator Rabon offers a motion that the vote by which **S.B. 458** passed its third reading today be reconsidered. The motion prevails without objection, and the bill is placed on today’s calendar, upon third reading.

#### **CALENDAR** *(continued)*

**S.B. 458**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA, upon third reading.

Senator McKissick offers Amendment No. 1, which is adopted (49-0) and changes the title to read **S.B. 458**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA AND ESTABLISHING A JOINT LEGISLATIVE TASK FORCE ON SUDDEN CARDIAC ARREST (SCA) IN STUDENT ATHLETES.

The bill, as amended, passes its third reading (49-0) and is ordered engrossed and sent to the House of Representatives.

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**S.B. 600** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

#### **OBJECTION WITHDRAWN**

Senator McInnis withdraws his objection to third reading of **S.B. 364**.

#### **CALENDAR** (*continued*)

**S.B. 364** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RECEIVERSHIP ACT; REPEAL ASSIGNMENTS FOR THE BENEFIT OF CREDITOR STATUTES; AND MAKE AN ACTION FOR THE APPOINTMENT OF A GENERAL RECEIVER FOR CERTAIN DEBTORS A MANDATORY COMPLEX BUSINESS CASE, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, upon third reading.

Senator Bishop offers Amendment No. 2, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its third reading (49-0) and is ordered engrossed and sent to the House of Representatives.

#### **A SENATORIAL STATEMENT**

Senator Garrett and Senator Tillman submit a Senatorial Statement, entitled, **“HONORING THE HIGHPOINT ROCKERS ON THEIR INAUGURAL SEASON.”** (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Peterson, the Senate adjourns at 5:11 p.m., in memory of Ellis “Reed” Parlier and Riley Howell, and in honor of the other victims of the shooting at the University of North Carolina at Charlotte, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene Monday, May 6, at 12:00 p.m.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Daniel for the **Judiciary Committee**:

**S.B. 493**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

May 2, 2019



Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45292, which changes the title to read **S.B. 493** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, AND PROVIDE THAT SUBSEQUENT COURT ORDERS SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE DOMESTIC VIOLENCE LAWS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 572**, A BILL TO BE ENTITLED AN ACT TO ALLOW AN S CORPORATION TO REPRESENT ITSELF IN ANY COURT IN THIS STATE AND IN OTHER LEGAL FORUMS, 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, 15344, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 199** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, AND TO EXPAND THE JURISDICTION OF THE INVESTIGATIVE GRAND JURY, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 15345, which changes the title to read **S.B. 199** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, AND TO PROTECT CHILDREN FROM ONLINE PREDATORS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Edwards for the **Commerce and Insurance Committee**:

**S.B. 133**, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE RATE-MAKING LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15342, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**S.B. 311**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35279, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 385**, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35280, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 419**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOSS PREVENTION PROFESSIONALS MAY INVESTIGATE MATTERS RELATING TO THE PROPERTY OF THE LOSS PREVENTION PROFESSIONAL'S EMPLOYER, 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, 15343, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Pensions and Retirement and Aging Committee**:

**S.B. 398**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECEIPT OF BENEFITS FROM THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM FOR JUDGES WHO HAVE BEEN IMPEACHED AND CONVICTED OR REMOVED FROM OFFICE, TO APPLY FELONY FORFEITURE PROVISIONS TO THE NATIONAL GUARD PENSION FUND AND TO THE DISABILITY INCOME PLAN OF NORTH CAROLINA, TO MAKE OTHER AMENDMENTS TO THE FELONY FORFEITURE STATUTES, AND TO PROVIDE FOR COMPLIANCE AND FRAUD REVIEWS OF PROGRAMS WITH THE DEPARTMENT OF STATE TREASURER AND ITS EXTERNAL CONTRACTS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35281, which changes the title to read **S.B. 398** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECEIPT OF BENEFITS FROM THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM FOR JUDGES WHO HAVE BEEN IMPEACHED AND CONVICTED OR REMOVED FROM

OFFICE, TO APPLY FELONY FORFEITURE PROVISIONS TO THE NATIONAL GUARD PENSION FUND AND TO THE DISABILITY INCOME PLAN OF NORTH CAROLINA, AND TO MAKE OTHER AMENDMENTS TO THE FELONY FORFEITURE STATUTES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 488**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE AMENDMENTS RELATED TO THE PENSION SOLVENCY FUND; AND TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, 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, 45289, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 599**, A BILL TO BE ENTITLED AN ACT TO EMPOWER EMPLOYING AGENCIES TO ADMINISTER STATE SHORT-TERM DISABILITY BENEFITS, TO MODERNIZE THE MEDICAL REVIEW BOARD, TO ADDRESS OVERPAYMENTS OWED TO THE DISABILITY INCOME PLAN BY MEMBERS OF THE OPTIONAL RETIREMENT PROGRAM, AND TO MAKE TECHNICAL AND CONFORMING CHANGES RELATED TO THESE OBJECTIVES, 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, 45291, which changes the title to read **S.B. 599** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE MEDICAL REVIEW BOARD AND TO MAKE TECHNICAL AND CONFORMING CHANGES, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 118** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, with a favorable report.

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**S.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, with a favorable report.

**S.B. 226**, A BILL TO BE ENTITLED AN ACT TO LIMIT WHO MAY ADVERTISE FOR THE ADOPTION OF A MINOR CHILD UNDER THE LAWS PERTAINING TO ADOPTIONS, with a favorable report.

**S.B. 312**, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM REAL PROPERTY TRANSFER ON DEATH ACT, with a favorable report.

**S.B. 313**, A BILL TO BE ENTITLED AN ACT TO REDUCE COSTS AND AID HOUSING AFFORDABILITY BY STREAMLINING THE PERFORMANCE GUARANTEE PROCESS BETWEEN DEVELOPERS AND LOCAL GOVERNMENTS, with a favorable report.

**S.B. 332** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS, with a favorable report.

**S.B. 355** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY, CONSOLIDATE, AND REORGANIZE THE LAND-USE REGULATORY LAWS OF THE STATE, with a favorable report.

**S.B. 366** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS TO BE ELIGIBLE TO ENROLL IN COLLEGE COURSES AS PART OF AN ACADEMIC TRANSITION PATHWAY OR COLLEGE TRANSFER CERTIFICATE, with a favorable report.

**S.B. 379**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AND ADMINISTRATIVE CHANGES TO LAWS RELATING TO THE STATE TREASURER, TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM LAWS, AND TO RELATED STATUTES, with a favorable report.

**S.B. 394**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, with a favorable report.

**S.B. 408** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM'S AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM'S ABILITIES TO COLLECT REIMBURSEMENTS FOR OVERPAYMENTS MADE TO REEMPLOYED BENEFICIARIES, TO

EXTEND THE LEGISLATIVE ENACTMENT IMPLEMENTATION ARRANGEMENT UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ALLOW THE STATE TREASURER TO PERFORM CRIMINAL BACKGROUND CHECKS, AND TO MAKE CHANGES RELATED TO THE NORTH CAROLINA STATE HEALTH PLAN, with a favorable report.

**S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE, with a favorable report.

**S.B. 448**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN, with a favorable report.

**S.J.R. 467** (Committee Substitute), A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO APPROVE THE UNITED STATES-MEXICO-CANADA AGREEMENT IN ORDER TO ENSURE CONTINUITY IN TRADE AMONG THE THREE NORTH AMERICAN ECONOMIC PARTNERS, with a favorable report.

**S.B. 500** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES THREE AND HIGHER, with a favorable report.

**S.B. 508**, A BILL TO BE ENTITLED AN ACT AMENDING RULE 30 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE RELATING TO THE TAKING OF DEPOSITIONS, with a favorable report.

**S.B. 551**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CHILD SUPPORT COOPERATION ACT OF 2019, with a favorable report.

#### **MODIFICATION TO A 2019-2020 SENATE COMMITTEE**

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, announces the following standing committee membership changes:

Senator Harrington, Senator Perry, and Senator Searcy are appointed to the **Commerce and Insurance Committee**.

May 2, 2019

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 259**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWN OF DAVIDSON MAY ADOPT ORDINANCES THAT PROHIBIT THE REMOVAL OF HERITAGE TREES FROM PROPERTY TO BE DEVELOPED FOR SINGLE-FAMILY OR DUPLEX RESIDENTIAL USES, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 623**, A BILL TO BE ENTITLED AN ACT TO REVISE THE COLLECTION OF FEES AND PENALTIES THAT MUST BE PAID IN ORDER TO REMOVE VEHICLE TITLE AND REGISTRATION STOPS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 218**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on March 12.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**ADDITIONAL BILL SPONSOR**

Senator D. Davis requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 3**, A BILL TO BE ENTITLED AN ACT TO CLOSE THE MEDICAID COVERAGE GAP FOR FAMILIES AND INDIVIDUALS IN NORTH CAROLINA.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**FIFTY-FOURTH DAY**

Senate Chamber  
Monday, May 6, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

May 6, 2019

Without objection, the Senate recesses at 12:01 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene at 7:00 p.m.

### RECESS

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Tillman for the **Education/Higher Education Committee**:

**S.B. 123**, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TO BE TRANSFERRED BETWEEN A CHARTER SCHOOL AND A LOCAL SCHOOL ADMINISTRATIVE UNIT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 30**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 33RD SENATORIAL DISTRICT, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35271, which changes the title to read **S.B. 30** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE CONTRACTING DATE FOR AGREEMENTS BETWEEN STANLY COMMUNITY COLLEGE AND STANLY COUNTY TO JOINTLY ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 354**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STUDENT AND FAMILY FAIR NOTICE AND AN IMPACT STATEMENT PRIOR TO THE CLOSING OR RESTRUCTURING OF A CHARTER SCHOOL, 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, 35282, which changes the title to read **S.B. 354** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE TO PARENTS PRIOR TO CLOSING A CHARTER SCHOOL OR MATERIALLY REVISING ITS CHARTER, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 487**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT A POLICY TO ENSURE THE UNIFORM ADMINISTRATION OF UNPAID MEAL CHARGES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

May 6, 2019

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35283, which changes the title to read **S.B. 487** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT A POLICY TO ENSURE THE UNIFORM ADMINISTRATION OF UNPAID MEAL CHARGES AND TO PROVIDE SCHOOL LUNCHES AT NO COST FOR SCHOOL CHILDREN WHO QUALIFY FOR REDUCED-PRICE MEALS AT SCHOOLS PARTICIPATING IN THE NATIONAL SCHOOL LUNCH PROGRAM, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 522**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15346, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 609**, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ELIGIBILITY REQUIREMENTS FOR THE CHILDREN WITH DISABILITIES SCHOLARSHIP GRANT PROGRAM, CLARIFY ELIGIBILITY FOR SCHOLARSHIP PROGRAMS TO APPLY TO CERTAIN FOUR YEAR OLDS, AND MAKE VARIOUS OTHER CHANGES TO THE OPPORTUNITY SCHOLARSHIP GRANT PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45293, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 29** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 74** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC INSTRUCTION TO CARRY FORWARD FUNDS FOR THE ANONYMOUS SAFETY TIP LINE APPLICATION TO SUPPORT STATEWIDE SCHOOL SAFETY INITIATIVES AND INFRASTRUCTURE.

Referred to the **Rules and Operations of the Senate Committee**.



**H.B. 99** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 220** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 240** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR CERTAIN WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 274** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING A LOCAL DIRECTOR OF SOCIAL SERVICES TO DETERMINE IF A JUVENILE WHO IS ALLEGED TO HAVE BEEN ABUSED, NEGLECTED, OR DEPENDENT HAS AN ASSOCIATION WITH THE MILITARY AND TO SHARE THAT INFORMATION WITH THE APPROPRIATE MILITARY AUTHORITIES, WHEN APPLICABLE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 337** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 374** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW THAT IMPOSES RESIDENTIAL RESTRICTIONS ON SEX OFFENDERS TO PROVIDE THAT CERTAIN SEX OFFENDERS ARE PROHIBITED FROM RESIDING WITHIN ONE THOUSAND FEET OF A SITE WHERE AN ORGANIZED RESIDENTIAL YOUTH CAMP IS LOCATED.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 445** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALAMANCE COUNTY DETENTION OFFICERS TO RECEIVE A SPECIAL SEPARATION ALLOWANCE.

Referred to the **Rules and Operations of the Senate Committee**.

May 6, 2019

**H.B. 455** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 479** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY MATTERS ASSOCIATED WITH THE DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS, THE SOLID WASTE DISPOSAL TAX, THE PROCESS FOR DEVELOPMENT AND ADOPTION OF GENERAL PERMITS FOR ANIMAL WASTE MANAGEMENT SYSTEMS, AND WAYS TO OPTIMIZE AND MODERNIZE NORTH CAROLINA'S RECYCLING REQUIREMENTS FOR DISCARDED COMPUTER EQUIPMENT AND TELEVISIONS; AND TO MODIFY THE SCOPE OF THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON AGRICULTURE AND NATURAL AND ECONOMIC RESOURCES TO SPECIFICALLY INCLUDE OVERSIGHT OF MARINE FISHERIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 507**, A BILL TO BE ENTITLED AN ACT TO CRIMINALIZE THE ACT OF CAUSING A PERSON UNDER 16 YEARS OF AGE TO BE PRESENT AT AN EXHIBITION FEATURING ANIMAL FIGHTING.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 520**, A BILL TO BE ENTITLED AN ACT TO CREATE A PRESUMPTION THAT CERTAIN CANCERS ARE OCCUPATIONAL DISEASES FOR FIREFIGHTERS EMPLOYED BY UNITS OF LOCAL GOVERNMENT THAT ARE COVERED BY THE WORKERS' COMPENSATION ACT.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 548**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 561** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL PROTECTIONS FOR VICTIMS OF DANGEROUS DOGS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 577**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE OWNERSHIP, POSSESSION, IMPORT, PURCHASE, OR SALE OF BIG CATS, BEARS, HYENAS, AND GREAT APES IN CERTAIN SITUATIONS AND TO STUDY SAFETY REQUIREMENTS FOR ENTITIES EXEMPT FROM THE PROHIBITION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 608** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE SBI TO CONDUCT WARRANTLESS USE OF A PEN REGISTER OR TRAP AND TRACE DEVICE IN EMERGENCY SITUATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 612**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE SOCIAL SERVICES COMMISSION OF THE DIVISION OF SOCIAL SERVICES TO REVIEW EXISTING PUBLICATIONS, POLICIES, AND PROCEDURES; SUBMIT A REPORT WITH ITS FINDINGS TO THE OFFICE OF ADMINISTRATIVE HEARINGS; AND SUBMIT FOR ADOPTION UNDER THE RULE-MAKING PROCESS THOSE PUBLICATIONS, POLICIES, AND PROCEDURES IDENTIFIED AS SATISFYING THE DEFINITION OF A RULE UNDER G.S. 150B-2(8A).

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 622** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT LAW ENFORCEMENT OFFICERS, FIREFIGHTERS, AND EMERGENCY MANAGEMENT SERVICES PERSONNEL ARE ENTITLED TO WORKERS' COMPENSATION BENEFITS FOR MENTAL OR NERVOUS INJURIES WHETHER OR NOT SUCH INJURIES ARE ACCOMPANIED BY PHYSICAL INJURIES UNDER SPECIFIED CIRCUMSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 633** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANGS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 635**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DIVISION OF PURCHASE AND CONTRACT SHALL REVIEW PROTESTS ON CONTRACTS AND RECEIVE REPORTS ON EMERGENCY PURCHASES BY STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES IF THE DOLLAR AMOUNT EXCEEDS THE EXPENDITURE BENCHMARK ESTABLISHED BY THE SECRETARY OF ADMINISTRATION, ELIMINATING OBSOLETE LANGUAGE RELATING TO FURNITURE CONTRACTS FROM THE GENERAL STATUTES, AND EXPEDITING THE STATE PROPERTY DISPOSITION PROCESS.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 652** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE COLLECTION OF FEES AND PENALTIES THAT MUST BE PAID IN ORDER TO REMOVE VEHICLE TITLE AND REGISTRATION STOPS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 656** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 658**, A BILL TO BE ENTITLED AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 678** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT; TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT; AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 704** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 714**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO RECOMMEND STEPS NECESSARY TO TRANSITION TO A COMPETENCY-BASED ASSESSMENT AND TEACHING MODEL FOR ALL ELEMENTARY AND SECONDARY STUDENTS IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 718** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND STATUTES ON INTEREST RATES TO USE THE TERM "FEDERALLY INSURED DEPOSITORY INSTITUTION" AND TO ESTABLISH EXPRESS AUTHORITY TO ENFORCE THOSE STATUTES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 730** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REQUIRING THAT DOORSTEP REFUSE AND RECYCLING COLLECTION CONTAINERS BE ALLOWED IN EXIT ACCESS CORRIDORS OF CERTAIN APARTMENT OCCUPANCIES UNDER CERTAIN CIRCUMSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 735**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 757**, A BILL TO BE ENTITLED AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 795**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TITLING AND REGISTRATION OF HMMWV VEHICLES CERTIFIED BY AN UPFITTER AS COMPLIANT WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 802**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A WRECKER FROM TOWING A VEHICLE REMOVED AT THE REQUEST OF A LAW ENFORCEMENT OFFICER TO A LOCATION OUTSIDE OF THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 812**, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE NUTRIENT OFFSET CREDIT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 813**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA DEPARTMENT OF JUSTICE TO PLAN AN EASTERN REGIONAL LABORATORY TO BE LOCATED ON THE CAMPUS OF ELIZABETH CITY STATE UNIVERSITY.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 824** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PRIORITY CONSIDERATIONS FOR LOANS OR GRANTS FROM THE WASTEWATER RESERVE OR DRINKING WATER RESERVE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 847**, A BILL TO BE ENTITLED AN ACT TO STUDY THE TITLE, REGISTRATION, AND BRANDING OF SALVAGE VEHICLES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 866**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PRIORITY STATUS OF A LIEN HELD BY THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES AND TO CLARIFY THE LIEN PRIORITY OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AS IT PERTAINS TO CHARTER SCHOOL PAYMENT PLANS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 869** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DESIGN BUILD AND DESIGN BUILD BRIDGING STATUTES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 871** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 873** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TIMING OF COLLECTION OF SYSTEM DEVELOPMENT FEES FOR EACH CATEGORY OF NEW DEVELOPMENT.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 885** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY CRIMINAL JUSTICE DATA COLLECTION.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 895** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE OPPORTUNITY GAP TASK FORCE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 902** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE PROGRAM EVALUATION DIVISION SHALL STUDY WAYS IN WHICH TO IMPROVE THE ABILITY OF MILITARY-TRAINED APPLICANTS AND MILITARY SPOUSES TO BECOME LICENSED BY OCCUPATIONAL LICENSING BOARDS IN THE STATE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 933** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY CAREER AND COLLEGE READINESS IN NORTH CAROLINA SCHOOLS, INCLUDING HOW TO INCORPORATE CAREER AND COLLEGE READINESS MEASURES INTO SCHOOL PERFORMANCE GRADES FOR HIGH SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 934** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS.

Referred to the **Rules and Operations of the Senate Committee**.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 133** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE RATE-MAKING LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with a favorable report.

**S.B. 161** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ENACTING THE NORTH CAROLINA CAREGIVERS ACT, with a favorable report.

**S.B. 199** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, AND TO PROTECT CHILDREN FROM ONLINE PREDATORS, with a favorable report.

**S.B. 262**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY, with a favorable report.

**S.B. 284**, A BILL TO BE ENTITLED AN ACT RELATING TO VERIFICATION BY THE STATE AUDITOR OF COMPLIANCE WITH STATUTORY REQUIREMENTS SUCH AS CONDITIONS PRECEDENT, CLASSIFICATIONS, AND SIMILAR ELIGIBILITY OR QUALIFYING STANDARDS AND PROVIDING THE AUDITOR ACCESS TO INFORMATION NECESSARY FOR VERIFICATION, with a favorable report.

**S.B. 311** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER, with a favorable report.

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**S.B. 378** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES, with a favorable report.

**S.B. 384** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, with a favorable report.

**S.B. 385** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS, with a favorable report.

**S.B. 398** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECEIPT OF BENEFITS FROM THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM FOR JUDGES WHO HAVE BEEN IMPEACHED AND CONVICTED OR REMOVED FROM OFFICE, TO APPLY FELONY FORFEITURE PROVISIONS TO THE NATIONAL GUARD PENSION FUND AND TO THE DISABILITY INCOME PLAN OF NORTH CAROLINA, AND TO MAKE OTHER AMENDMENTS TO THE FELONY FORFEITURE STATUTES, with a favorable report.

**S.B. 419** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOSS PREVENTION PROFESSIONALS MAY INVESTIGATE MATTERS RELATING TO THE PROPERTY OF THE LOSS PREVENTION PROFESSIONAL'S EMPLOYER, with a favorable report.

**S.B. 433** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT, with a favorable report.

**S.B. 483**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS, with a favorable report.

**S.B. 488** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE AMENDMENTS RELATED TO THE PENSION SOLVENCY FUND; AND TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE



CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, with a favorable report.

**S.B. 493** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, AND PROVIDE THAT SUBSEQUENT COURT ORDERS SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE DOMESTIC VIOLENCE LAWS, with a favorable report.

**S.B. 529** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS, with a favorable report.

**S.B. 532**, A BILL TO BE ENTITLED AN ACT (I) TO REQUIRE THAT, IN A LIVING PROBATE PROCEEDING, THE ORIGINAL WILL BE INTRODUCED AS EVIDENCE RATHER THAN BEING ATTACHED TO THE INITIAL PETITION, (II) TO PERMIT THE USE OF "MINOR" OR "18+" OR "ADULT" IN PLACE OF THE ACTUAL AGE OF AN HEIR OR DEVISEE IN AN APPLICATION FOR LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, (III) TO ADJUST THIS STATE'S STATUTES DEALING WITH OUT-OF-STATE WILLS RECOGNIZED IN THIS STATE ON THE BASIS OF COMPLIANCE WITH THE LAW OF THE STATE OF EXECUTION IN ORDER TO CONTINUE THE REQUIREMENT THAT THE TESTATOR HAVE BEEN PHYSICALLY PRESENT IN THAT STATE AT THE TIME OF THE WILL'S EXECUTION, (IV) TO PROVIDE FOR NOTICE THAT TENANCY BY THE ENTIRETIES PROPERTY TRANSFERRED TO A TENANCY BY THE ENTIRETIES TRUST REMAINS IMMUNE TO THE CLAIMS OF ONE SPOUSE'S INDIVIDUAL CREDITORS AND TO SPECIFY THAT A PERSON ENTERING INTO A TRANSACTION INVOLVING THE PROPERTY MAY OBTAIN CONFIRMATION FROM THE TRUSTEE THAT THE PROPERTY CONTINUES TO QUALIFY FOR THIS IMMUNITY, AND (V) TO MAKE TECHNICAL CORRECTIONS TO THE AFFECTED STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

**S.B. 535** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF PISGAH VIEW STATE PARK TO THE STATE PARKS SYSTEM AND TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS NORTH CAROLINA, with a favorable report.

**S.B. 554** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT OF MARINE FISHERIES IN NORTH CAROLINA, with a favorable report.

May 6, 2019

**S.B. 572** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN S CORPORATION TO REPRESENT ITSELF IN ANY COURT IN THIS STATE AND IN OTHER LEGAL FORUMS, with a favorable report.

**S.B. 595** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES AND TECHNICAL CORRECTIONS TO THE GENERAL STATUTES CONCERNING REAL PROPERTY LAW, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, with a favorable report.

**S.B. 599** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE MEDICAL REVIEW BOARD AND TO MAKE TECHNICAL AND CONFORMING CHANGES, with a favorable report.

**S.B. 604** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS, with a favorable report.

**S.B. 648** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER SUPPORT TO THE SHELLFISH AQUACULTURE INDUSTRY IN NORTH CAROLINA, with a favorable report.

By Senator Gunn for the **Commerce and Insurance Committee**:

**S.B. 252** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 218**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45294, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells for the **Pensions and Retirement and Aging Committee**:

**S.B. 399** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45295, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

May 6, 2019

By Senator Daniel for the **Judiciary Committee**:

**S.B. 560**, A BILL TO BE ENTITLED AN ACT TO ASSIGN THE DUTY OF INVESTIGATING AND RESOLVING INQUIRIES CONCERNING THE QUALIFICATION OR CONDUCT OF JUDGES AND JUSTICES TO THE STATE BAR, 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, 35284, which changes the title to read **S.B. 560** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE COMMISSION SHALL NOT INVESTIGATE A COMPLAINT AGAINST A JUDGE BASED SUBSTANTIALLY UPON A LEGAL RULING BY A JUDGE, UNLESS THAT LEGAL RULING HAS BEEN REVIEWED BY AN APPELLATE COURT, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-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  
May 2, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to a Proclamation issued by Governor Roy Cooper on May 1, 2019, Scott T. Brewer has been administered the oath of office as a Member of the House of Representatives for the remainder of the 2019-2020 General Assembly. Representative Brewer has been seated to fill the vacancy created by the resignation of Representative Ken Goodman from the 66th District.

Respectfully,  
S/ James White  
Principal Clerk

### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RANDOLPH COUNTY TO NOT ACCEPT THE REGISTRATION OF A DEED TRANSFERRING REAL PROPERTY WHEN TAXES ARE DELINQUENT.

Referred to the **Rules and Operations of the Senate Committee**.

May 6, 2019

**H.B. 450**, A BILL TO BE ENTITLED AN ACT TO INCREASE ACCESS TO ABUSE-DETERRENT OPIOID ANALGESICS AND TO ENSURE THE PROPER ADMINISTRATION OF STEP THERAPY PROTOCOLS FOR PRESCRIPTION DRUGS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 555** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO MEDICAID AND NC HEALTH CHOICE TELEMEDICINE AND TELEPSYCHIATRY POLICIES TO FACILITATE INCREASED ACCESS TO SERVICES, EVOLVE WITH THE LATEST TECHNOLOGY, AND ALIGN WITH BEST PRACTICES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 708** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY AFFORDABLE HOUSING IN THE STATE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 760** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 770** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE ADMINISTRATIVE AGENCIES, GOVERNMENTAL OFFICIALS, AND COURTS IN CIVIL PROCEEDINGS TO CONSIDER A CERTIFICATE OF RELIEF FAVORABLY; TO REQUIRE INCREASED STANDARDS FOR A LICENSING BOARD'S USE OF AN APPLICANT'S CRIMINAL HISTORY IN MAKING DETERMINATIONS; AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 798** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS

OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 807**, A BILL TO BE ENTITLED AN ACT EXPANDING THE GROUPS OF PROFESSIONALS QUALIFIED FOR APPOINTMENT AS MEDICAL EXAMINERS TO INCLUDE RETIRED PHYSICIANS, CERTIFIED MEDICOLEGAL DEATH INVESTIGATORS, AND PATHOLOGISTS' ASSISTANTS; DEFINING WHEN A BODY IS UNCLAIMED FOR THE PURPOSE OF DETERMINING THE METHOD OF DISPOSAL AFTER THE COMPLETION OF A DEATH INVESTIGATION; AND PROTECTING THE CONFIDENTIALITY OF CERTAIN INFORMATION AND RECORDS OBTAINED BY THE OFFICE OF THE CHIEF MEDICAL EXAMINER CONCERNING DEATH INVESTIGATIONS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 808** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REGARDING THE DISPOSITION OF UNOWNED CATS AND TO AMEND LAWS FOR DISPOSAL OF ANIMALS SURRENDERED TO AN ANIMAL SHELTER.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 882** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE THE EARLY CHILDHOOD WORKFORCE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 886**, A BILL TO BE ENTITLED AN ACT TO STUDY THE CHALLENGES CHILD CARE FACILITY OPERATORS FACE IN PARTICIPATING IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 917** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL DECLARATION OF EMERGENCY INCLUDES THE AUTHORITY TO CLOSE ROADS AND PUBLIC VEHICULAR AREAS TO THE PUBLIC DURING THE EMERGENCY.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 924** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 961**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA HOSPITALITY EDUCATION FOUNDATION FOR CAREER AND TECHNICAL EDUCATION IN THE HOSPITALITY INDUSTRY.

Referred to the **Rules and Operations of the Senate Committee.**

May 6, 2019

**SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following special messages are received from the House of Representatives:

**H.B. 41** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM ALLOWING THE USE OF A GLOBAL POSITIONING SYSTEM TRACKING DEVICE ON A PERSON WHO HAS COMMITTED ACTS OF DOMESTIC VIOLENCE AS A CONDITION OF PRE-TRIAL RELEASE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 106** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 156**, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH REDUCING SUITABLE SOIL DEPTH FOR ALL WASTEWATER DISPERSAL TECHNOLOGIES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 258** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO EXPAND ELIGIBILITY FOR UTILITY ACCOUNT FUNDS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 380** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REGULATE AERIAL ADVENTURE COURSES AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "SANDERS' LAW."

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 400** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT MAKING VARIOUS CHANGES TO THE LABOR LAWS OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 459**, A BILL TO BE ENTITLED AN ACT TO REGULATE DEER HUNTING IN LEE COUNTY.

Referred to the **Rules and Operations of the Senate Committee.**

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**H.B. 474** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 480**, A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 551** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY AMENDING THE WAGE AND HOUR ACT TO REQUIRE EMPLOYERS TO PROVIDE A TWENTY-MINUTE PAID BREAK TO ANY EMPLOYEE WORKING A SHIFT OF SIX HOURS OR MORE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 594** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADDRESS LEASING OF PROPERTY WITHIN PLANNED COMMUNITIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 606** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR THE BURNING OF COMMERCIAL STRUCTURES, TO AMEND THE OFFENSE OF ARSON OR OTHER UNLAWFUL BURNINGS THAT RESULT IN INJURY TO A FIREFIGHTER, LAW ENFORCEMENT OFFICER, FIRE INVESTIGATOR, OR EMERGENCY MEDICAL TECHNICIAN, AND TO AUTHORIZE THE COMMISSIONER OF INSURANCE THROUGH THE OFFICE OF STATE FIRE MARSHAL TO INVESTIGATE FIRES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 619**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A RETHINKING GUARDIANSHIP WORKGROUP TO STUDY AND RECOMMEND CHANGES TO CHAPTER 35A OF THE GENERAL STATUTES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 641** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO PUBLIC SAFETY, AS RECOMMENDED BY THE DEPARTMENT OF PUBLIC SAFETY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 698** (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY THE STANDARDS FOR OBTAINING ASSISTED LIVING PROGRAM ACCREDITATION FROM THE ACCREDITATION

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COMMISSION FOR HEALTH CARE TO DETERMINE THE FEASIBILITY OF ISSUING ADULT CARE HOME LICENSES BASED ON ACCREDITATION AND TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 716**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN ADVISORY COUNCIL ON PEDIATRIC ACUTE-ONSET NEUROPSYCHIATRIC SYNDROME (PANS) AND PEDIATRIC AUTOIMMUNE NEUROPSYCHIATRIC DISORDER ASSOCIATED WITH STREPTOCOCCAL INFECTIONS (PANDAS).

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 721** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE CERTAIN CHANGES TO THE MEDICAID AND NC HEALTH CHOICE POLICIES RELATING TO TELEHEALTH AND TO REQUIRE HEALTH BENEFIT PLAN TELEHEALTH COVERAGE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 732** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE NORTH CAROLINA NONPROFIT CORPORATION ACT AFFECTING MERGERS AND TO INCREASE THE THRESHOLD TO BE EXEMPT FROM CHARITABLE SOLICITATION LICENSING REQUIREMENTS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 781** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO STUDY CONFINEMENT OF PERSONS WITH MENTAL ILLNESS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 878**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DANGEROUS DOG LAWS TO PERMIT A CASE-BY-CASE DETERMINATION AS TO WHETHER A DOG TRAINED FOR DOG FIGHTING IS DANGEROUS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 880** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY DAVENPORT V. D.M. RENTAL PROPERTIES, INC., REGARDING CRIMINAL RECORDS OF TENANTS, OCCUPANTS, AND GUESTS; TO ALLOW FOR AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES; TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION; AND TO ESTABLISH PROCEDURES FOR POST-JUDGMENT SETTLEMENT AGREEMENTS BETWEEN LANDLORDS AND TENANTS.

Referred to the **Rules and Operations of the Senate Committee.**

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**H.B. 888**, A BILL TO BE ENTITLED AN ACT TO DIRECT STATE EDUCATION AGENCIES TO ADOPT POLICIES AND GUIDELINES TO PROVIDE EQUAL EDUCATIONAL OPPORTUNITY TO STUDENTS WITH SICKLE CELL DISEASE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 918**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ABUSE, NEGLECT, AND DEPENDENCY LAWS TO ENSURE THE SAFETY OF CHILDREN IN OUT-OF-HOME PLACEMENTS, EXPEDITE THE GOAL OF PERMANENCY FOR CHILDREN UNDER THREE YEARS OF AGE WHO HAVE BEEN REMOVED FROM THE HOME, CREATE A PRESUMPTION THAT FOSTER PARENTS WITH WHOM A CHILD UNDER THREE YEARS OF AGE HAS LIVED CONTINUOUSLY FOR NINE MONTHS ARE DEEMED NONRELATIVE KIN, AND CREATE AN AGGRAVATING CIRCUMSTANCE FOR THE EXPOSURE TO NONMEDICAL, CONTROLLED SUBSTANCES IN UTERO.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 920**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING CONDOMINIUM ASSOCIATIONS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 966** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Bob Steinburg, Senator from Chowan County, as follows:

“Heavenly Father, we thank you for this opportunity to come together as your servants here in the North Carolina State Senate. May we always stay focused on doing the right thing; may we always stay focused on doing those things that the individuals who sent us here would have us do; and let us never be tempted by some of those things that face each and every one of us every day. May those temptations never, ever lead us into supporting legislation, or anything else that we do, that is detrimental to those we serve and certainly detrimental to you. In all of these things we ask in your name, Jesus Christ. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, May 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.

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The Chair grants leaves of absence for today to Senator Bishop and Senator J. Jackson.

*The Chair extends privileges of the floor to Abiodun Kolawole from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 505**, AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS.

### SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Tristan Beal, China Grove; Erin Bembridge, Kill Devil Hills; Ava Cox, Fayetteville; Spencer Finley, Fayetteville; Nola Goosman, Asheville; Kristin Howell, Laurinburg; Ashby King, Kill Devil Hills; Jane Klinger, Apex; Manaswi Maddipatti, Cary; Martin Pouliot, Cary; Steven Schlink, Lillington; and Airika Stanfield, Rocky Mount.

### MOTION RELATIVE TO THE CALENDAR

**S.B. 569** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, upon second reading.

Upon motion of Senator Rabon, the Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**.

### CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

**S.B. 118** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, upon second reading.

Senator Krawiec offers Amendment No. 1, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

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**S.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, upon second reading.

The Committee Substitute bill passes its second reading (46-2) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives. Upon motion of Senator Rabon, without objection, the Committee Substitute bill is sent to the House of Representatives by special message.

**S.B. 226**, A BILL TO BE ENTITLED AN ACT TO LIMIT WHO MAY ADVERTISE FOR THE ADOPTION OF A MINOR CHILD UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 312**, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM REAL PROPERTY TRANSFER ON DEATH ACT, upon second reading.

The bill passes its second reading (45-3) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 313**, A BILL TO BE ENTITLED AN ACT TO REDUCE COSTS AND AID HOUSING AFFORDABILITY BY STREAMLINING THE PERFORMANCE GUARANTEE PROCESS BETWEEN DEVELOPERS AND LOCAL GOVERNMENTS, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 332** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 355** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY, CONSOLIDATE, AND REORGANIZE THE LAND-USE REGULATORY LAWS OF THE STATE, upon second reading.

The Committee Substitute bill passes its second reading (39-9) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 366** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS TO BE ELIGIBLE TO ENROLL IN COLLEGE COURSES AS PART OF AN ACADEMIC TRANSITION PATHWAY OR COLLEGE TRANSFER CERTIFICATE, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**S.B. 379**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AND ADMINISTRATIVE CHANGES TO LAWS RELATING TO THE STATE TREASURER, TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, TO THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM LAWS, AND TO RELATED STATUTES, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 394**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 408** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM'S AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM'S ABILITIES TO COLLECT REIMBURSEMENTS FOR OVERPAYMENTS MADE TO REEMPLOYED BENEFICIARIES, TO EXTEND THE LEGISLATIVE ENACTMENT IMPLEMENTATION ARRANGEMENT UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ALLOW THE STATE TREASURER TO PERFORM CRIMINAL BACKGROUND CHECKS, AND TO MAKE CHANGES RELATED TO THE NORTH CAROLINA STATE HEALTH PLAN, upon second reading.

The Committee Substitute bill passes its second reading (31-17) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE, upon second reading.

Senator McKissick offers Amendment No. 1, which he subsequently withdraws.

Senator Daniel offers Amendment No. 2, which is adopted (48-0) and changes the title to read, **S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE AND TO MODIFY WHICH JUDGE SHALL HEAR CERTAIN MOTIONS FOR APPROPRIATE RELIEF AFTER A CLAIM OF INNOCENCE IS DENIED BY A THREE-JUDGE PANEL.

The bill, as amended, passes its second reading (48-0).

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Senator McKissick objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the bill, as amended, placed on the calendar of Tuesday, May 7, upon third reading.

*Upon motion of Senator Rabon, S.B. 500 is withdrawn from the regular order of business and placed at the end of today's calendar.*

**S.B. 448**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.J.R. 467** (Committee Substitute), A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO APPROVE THE UNITED STATES-MEXICO-CANADA AGREEMENT IN ORDER TO ENSURE CONTINUITY IN TRADE AMONG THE THREE NORTH AMERICAN ECONOMIC PARTNERS, upon second reading.

The Committee Substitute Joint Resolution passes its second reading (29-19) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 474** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ABOLISH OBSOLETE BOARDS AND COMMISSIONS THAT ARE NO LONGER FUNCTIONAL, upon second reading.

Senator Wells offers Amendment No. 1, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**S.B. 508**, A BILL TO BE ENTITLED AN ACT AMENDING RULE 30 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE RELATING TO THE TAKING OF DEPOSITIONS, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 551**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CHILD SUPPORT COOPERATION ACT OF 2019, upon second reading.

The bill passes its second reading (33-15) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 584** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES AND CRIMES NOT CONTAINED IN CERTAIN CHAPTERS OF THE GENERAL STATUTES, upon second reading.

The Committee Substitute bill passes its second reading (29-19) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**S.B. 500** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES THREE AND HIGHER, upon second reading.

The Committee Substitute bill passes its second reading (48-0).

Senator Ballard objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Tuesday, May 7, upon third reading.

#### **MOTION TO RECONSIDER**

Having voted with the majority, Senator Rabon offers a motion that the vote by which the Committee Substitute bill for **S.B. 375** passed its third reading on Thursday, May 2, be reconsidered. The motion prevails without objection, and the Committee Substitute bill is placed on today's calendar, upon third reading.

#### **CALENDAR** (*continued*)

**S.B. 375** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, upon third reading.

Upon motion of Senator Rabon, the Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**.

Upon motion of Senator Berger, seconded by Senator T. Alexander, the Senate adjourns at 8:33 p.m., in memory of Matthew Higgins, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Tuesday, May 7, at 9:30 a.m.

#### **REMOVAL OF A BILL SPONSOR**

Senator Smith requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 587**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM FINANCE CHARGE RATES FOR CONSUMER CREDIT INSTALLMENT SALE CONTRACTS AND TO EXPAND THE DEFINITION OF OFFICIAL FEES AS APPLIED TO THOSE CONTRACTS.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

**FIFTY-FIFTH DAY**

Senate Chamber  
Tuesday, May 7, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of committee members, to reconvene at 2:00 p.m.

**RECESS****REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 30** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE CONTRACTING DATE FOR AGREEMENTS BETWEEN STANLY COMMUNITY COLLEGE AND STANLY COUNTY TO JOINTLY ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE, with a favorable report.

**S.B. 123**, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TO BE TRANSFERRED BETWEEN A CHARTER SCHOOL AND A LOCAL SCHOOL ADMINISTRATIVE UNIT, with a favorable report.

**S.B. 252** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES, with a favorable report.

**S.B. 354** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE TO PARENTS PRIOR TO CLOSING A CHARTER SCHOOL OR MATERIALLY REVISING ITS CHARTER, with a favorable report.

**S.B. 399** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS, with a favorable report.

**S.B. 490** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, with a favorable report.

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**S.B. 522** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS, with a favorable report.

**S.B. 525** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY, with a favorable report.

**S.B. 560** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE COMMISSION SHALL NOT INVESTIGATE A COMPLAINT AGAINST A JUDGE BASED SUBSTANTIALLY UPON A LEGAL RULING BY A JUDGE, UNLESS THAT LEGAL RULING HAS BEEN REVIEWED BY AN APPELLATE COURT, with a favorable report.

**S.B. 562** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE EXPUNCTION LAWS OF THIS STATE, with a favorable report.

**S.B. 574**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, with a favorable report.

**S.B. 609** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ELIGIBILITY REQUIREMENTS FOR THE CHILDREN WITH DISABILITIES SCHOLARSHIP GRANT PROGRAM, CLARIFY ELIGIBILITY FOR SCHOLARSHIP PROGRAMS TO APPLY TO CERTAIN FOUR YEAR OLDS, AND MAKE VARIOUS OTHER CHANGES TO THE OPPORTUNITY SCHOLARSHIP GRANT PROGRAM, with a favorable report.

#### **SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following special messages are received from the House of Representatives:

**H.B. 118** (Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE NEED FOR INTERSTATE ACCESS IMPROVEMENTS TO ASSIST FIRST RESPONDERS AND FOR THE BENEFIT OF PUBLIC SAFETY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 144** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT MAKING IT UNLAWFUL TO OPERATE A VEHICLE ON A PUBLIC STREET, HIGHWAY, OR PUBLIC VEHICULAR AREA WHILE ENGAGING IN DISTRACTED BEHAVIOR.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 205** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE PROCEDURES FOR DETERMINING THE AMOUNT OF PROPERTY DAMAGE TO A MOTOR VEHICLE WHEN LIABILITY FOR COVERAGE FOR THE CLAIM IS NOT IN DISPUTE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 278** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A JOINT STUDY COMMITTEE ON PARITY FOR FIRST RESPONDERS TO PROVIDE A SPECIAL SEPARATION ALLOWANCE FOR STATE AND LOCAL FIREFIGHTERS AND RESCUE SQUAD WORKERS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 347** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE JUVENILE JURISDICTION ADVISORY COMMITTEE TO STUDY MODIFYING THE DEFINITIONS OF DELINQUENT JUVENILE AND UNDISCIPLINED JUVENILE TO INCLUDE ONLY JUVENILES AT LEAST TEN YEARS OF AGE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 387** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 394** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ADOPTING THE MORAVIAN COOKIE AS THE OFFICIAL STATE COOKIE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 420** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCESS FOR FILLING VACANCIES ON THE CITY COUNCIL IN THE CITY OF WINSTON-SALEM.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 338**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE JOHN COLTRANE INTERNATIONAL JAZZ AND BLUES FESTIVAL.

Referred to the **Rules and Operations of the Senate Committee.**

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**H.B. 410** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO STUDY REQUIRING NURSING HOMES, COMBINATION HOMES, AND ADULT CARE HOMES TO HAVE EMERGENCY ELECTRICAL SERVICE AVAILABLE FOR USE DURING POWER OUTAGES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 447**, A BILL TO BE ENTITLED AN ACT TO DEFINE A POSSESSOR'S LIABILITY FOR BODIES OF WATER ON THE POSSESSOR'S LAND REGARDING CHILD TRESPASSERS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 460** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADOPTING THE USS NORTH CAROLINA (BB-55) AS THE OFFICIAL STATE BATTLESHIP.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 530**, A BILL TO BE ENTITLED AN ACT ADOPTING THE FAYETTEVILLE DOGWOOD FESTIVAL AS THE OFFICIAL DOGWOOD FESTIVAL OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 613**, A BILL TO BE ENTITLED AN ACT ALLOWING UNACCOMPANIED HOMELESS MINORS TO CONSENT TO CERTAIN ESSENTIAL HEALTH SERVICES; ESTABLISHING RESPONSIBILITY, LIABILITY, AND IMMUNITY FOR HEALTH CARE PROVIDERS WHO RENDER CERTAIN ESSENTIAL HEALTH SERVICES TO CONSENTING UNACCOMPANIED HOMELESS MINORS; AND EXPANDING ACCESS TO CHILD CARE SERVICES FOR MINORS WITH CHILDREN.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 620** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO REGULARLY UPDATE THE SUBDIVISION ROADS MANUAL AND TO TEMPORARILY EXEMPT PROPRIETARY DESIGN WORK SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION DURING A COMPETITIVE BID PROCESS FROM PUBLIC RECORDS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 647**, A BILL TO BE ENTITLED AN ACT ADOPTING HAYWOOD COUNTY AS THE ELK CAPITAL OF THE STATE OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 651**, A BILL TO BE ENTITLED AN ACT TO ADJUST LICENSE PLATE AGENCY PAY RATES AND REQUIRE THE DIVISION OF MOTOR VEHICLES TO INCLUDE COMMISSION CONTRACTOR OPTION IN DIVISION ADVERTISING.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 686** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR CERTAIN AUTOMATICALLY RENEWING CONSUMER CONTRACTS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 694**, A BILL TO BE ENTITLED AN ACT TO DESIGNATE CERTAIN AIRPORTS NORTH CAROLINA LEGACY AIRPORTS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 777**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE PURCHASE OF CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR SERVICE IN A PRIOR YEAR WHEN THAT SERVICE WAS ASSUMED TO BE PART-TIME BUT WAS ACTUALLY FULL-TIME SERVICE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 823** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE "NC MANAGING ENVIRONMENTAL WASTE ACT OF 2019" TO ADDRESS THE ISSUE OF SINGLE-USE PLASTICS BY, AMONG OTHER MEASURES, INCREASING REVENUE DISTRIBUTED TO CITIES AND COUNTIES WITH PROGRAMS TO REDUCE PLASTIC WASTE, ESTABLISHING A PILOT PROGRAM TO REDUCE THE USE OF SINGLE-USE PLASTICS AT STATE-OPERATED FOOD SERVICE FACILITIES, AND DIRECTING THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY THE ISSUE OF SINGLE-USE PLASTICS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 870** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 911** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF INFORMATION TECHNOLOGY TO STUDY AND ASSESS THE THREAT OF FOREIGN TECHNOLOGIES IN NORTH CAROLINA STATE-OWNED COMPUTER SYSTEMS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 922**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS.

Referred to the **Rules and Operations of the Senate Committee.**

The Senate meets pursuant to recess and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

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Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Lord, we give you all that we are this day. Please pressure away our weaknesses so that we may be inspired in our work. Help us to discover new ways to reveal your love to all that we meet. Help us to remember this season—April showers bring in May flowers. Keep our minds clear and focused on all we need to achieve, and give us the wisdom to overcome difficulties and find solutions. We look to you and trust you on this day. In Jesus’ name, and all the people said, ‘Amen.’”

Senator Rabon announces that the Senate Journal of Monday, May 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Berger, Senator Bishop, and Senator Harrington.

*The Chair extends privileges of the floor to Melanie Godwin from Polkton, North Carolina, who is serving the Senate as Nurse of the Day.*

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 262**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY, upon second reading.

Senator Woodard offers Amendment No. 1, which is adopted (47-0) and changes the title to read, **S.B. 262**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY AND GRANVILLE COUNTY.

The bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, the following bills are withdrawn from today’s calendar and disposed of as follows:

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**S.B. 133** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE RATE-MAKING LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

The Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 483**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS, upon second reading.

The bill is placed on the calendar of Wednesday, May 8.

**S.B. 529** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS, upon second reading.

The Committee Substitute bill is placed on the calendar of Wednesday, May 8.

#### A SENATORIAL STATEMENT

Senator Sawyer submits a Senatorial Statement, entitled, “**HONORING JORDAN HARRIS SHELDON, FALLEN POLICE OFFICER.**” (See Appendix for full text.)

#### CALENDAR *(continued)*

**S.B. 161** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ENACTING THE NORTH CAROLINA CAREGIVERS ACT, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 199** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY IMPROVING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, AND TO PROTECT CHILDREN FROM ONLINE PREDATORS, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 284**, A BILL TO BE ENTITLED AN ACT RELATING TO VERIFICATION BY THE STATE AUDITOR OF COMPLIANCE WITH STATUTORY REQUIREMENTS SUCH AS CONDITIONS PRECEDENT, CLASSIFICATIONS, AND SIMILAR ELIGIBILITY OR QUALIFYING STANDARDS AND PROVIDING THE AUDITOR ACCESS TO INFORMATION NECESSARY FOR VERIFICATION, upon second reading.

The bill passes its second reading (28-19) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**S.B. 311** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 378** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 384** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, upon second reading.

*Without objection, Senator J. Alexander is excused from voting on the bill due to a conflict of interest.*

*Without objection, Senator Brown is excused from voting on the bill due to a business conflict.*

*Without objection, Senator Burgin is excused from voting on the bill due to his partnership at a car dealership.*

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 385** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS, upon second reading.

*Without objection, Senator J. Alexander is excused from voting on the bill due to a conflict of interest.*

*Without objection, Senator Brown is excused from voting on the bill due to a business conflict.*

*Without objection, Senator Burgin is excused from voting on the bill due to his partnership at a car dealership.*

The Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 398** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECEIPT OF BENEFITS FROM THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM FOR JUDGES WHO HAVE BEEN IMPEACHED AND CONVICTED OR REMOVED FROM OFFICE, TO APPLY FELONY FORFEITURE PROVISIONS TO THE NATIONAL GUARD PENSION FUND AND TO THE DISABILITY INCOME PLAN OF NORTH CAROLINA, AND TO MAKE OTHER AMENDMENTS TO THE FELONY FORFEITURE STATUTES, upon second reading.

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The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 419** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LOSS PREVENTION PROFESSIONALS MAY INVESTIGATE MATTERS RELATING TO THE PROPERTY OF THE LOSS PREVENTION PROFESSIONAL'S EMPLOYER, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 433** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT, upon second reading.

The Committee Substitute bill passes its second reading by a three-fifths majority vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---47.

Voting in the negative: None.

Without objection, the Committee Substitute bill is read a third time and passes its third reading by a three-fifths majority vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives.

**S.B. 488** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE AMENDMENTS RELATED TO THE PENSION SOLVENCY FUND; AND TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL

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GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 493** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, AND PROVIDE THAT SUBSEQUENT COURT ORDERS SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE DOMESTIC VIOLENCE LAWS, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 532**, A BILL TO BE ENTITLED AN ACT (I) TO REQUIRE THAT, IN A LIVING PROBATE PROCEEDING, THE ORIGINAL WILL BE INTRODUCED AS EVIDENCE RATHER THAN BEING ATTACHED TO THE INITIAL PETITION, (II) TO PERMIT THE USE OF "MINOR" OR "18+" OR "ADULT" IN PLACE OF THE ACTUAL AGE OF AN HEIR OR DEVISEE IN AN APPLICATION FOR LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, (III) TO ADJUST THIS STATE'S STATUTES DEALING WITH OUT-OF-STATE WILLS RECOGNIZED IN THIS STATE ON THE BASIS OF COMPLIANCE WITH THE LAW OF THE STATE OF EXECUTION IN ORDER TO CONTINUE THE REQUIREMENT THAT THE TESTATOR HAVE BEEN PHYSICALLY PRESENT IN THAT STATE AT THE TIME OF THE WILL'S EXECUTION, (IV) TO PROVIDE FOR NOTICE THAT TENANCY BY THE ENTIRETIES PROPERTY TRANSFERRED TO A TENANCY BY THE ENTIRETIES TRUST REMAINS IMMUNE TO THE CLAIMS OF ONE SPOUSE'S INDIVIDUAL CREDITORS AND TO SPECIFY THAT A PERSON ENTERING INTO A TRANSACTION INVOLVING THE PROPERTY MAY OBTAIN CONFIRMATION FROM THE TRUSTEE THAT THE PROPERTY CONTINUES TO QUALIFY FOR THIS IMMUNITY, AND (V) TO MAKE TECHNICAL CORRECTIONS TO THE AFFECTED STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

Senator Edwards offers Amendment No. 1, which is adopted (47-0).

The bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

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**S.B. 535** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF PISGAH VIEW STATE PARK TO THE STATE PARKS SYSTEM AND TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 554** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT OF MARINE FISHERIES IN NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (46-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 572** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN S CORPORATION TO REPRESENT ITSELF IN ANY COURT IN THIS STATE AND IN OTHER LEGAL FORUMS, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 595** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES AND TECHNICAL CORRECTIONS TO THE GENERAL STATUTES CONCERNING REAL PROPERTY LAW, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 599** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE MEDICAL REVIEW BOARD AND TO MAKE TECHNICAL AND CONFORMING CHANGES, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 604** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS, upon second reading.

Senator Rabon offers Amendment No. 1, which is adopted (47-0).

The Committee Substitute bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

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**S.B. 648** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER SUPPORT TO THE SHELLFISH AQUACULTURE INDUSTRY IN NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

#### **MOTION RELATIVE TO THE CALENDAR**

**S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE, upon third reading.

Upon motion of Senator Rabon, the bill is withdrawn from today's calendar and placed on the calendar of Wednesday, May 8.

#### **CALENDAR** *(continued)*

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, upon third reading.

Senator McKissick offers Amendment No. 1, which is adopted (27-20).

The Senate recesses at 3:46 p.m., with third reading of **S.B. 320** pending, to reconvene at 3:56 p.m.

#### **RECESS**

The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

*The Chair grants leaves of absence for the remainder of today's session to Senator Foushee and Senator Peterson.*

#### **CALENDAR** *(continued)*

**S.B. 320**, A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE, as amended, upon third reading.

The bill, as amended, passes its third reading (27-18) and is ordered engrossed and sent to the House of Representatives.

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**S.B. 500** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES THREE AND HIGHER, upon third reading.

Senator Smith offers Amendment No. 1, which is adopted (45-0).

The Committee Substitute bill, as amended, passes its third reading (45-0) and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Rabon, seconded by Senator Gunn, the Senate adjourns at 4:15 p.m., in memory of Officer Jordan Harris Sheldon, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, May 8, at 9:30 a.m.

### **SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following special messages are received from the House of Representatives:

**H.B. 221** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE RATE-MAKING LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 348** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CITIES SHALL ADOPT RULES AND REGULATIONS ENCOURAGING THEIR EMPLOYEES TO REPORT IMPROPER OR UNLAWFUL ACTIVITY AND REQUIRING CITIES TO PROTECT EMPLOYEES WHO REPORT SUCH ACTIVITY FROM RETALIATION OR OTHER DISCRIMINATORY ACTION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 645** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 657**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPLICABILITY OF THE MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW TO RECREATIONAL VEHICLE DEALERS AND MANUFACTURERS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 796**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LANDLORDS TO MAKE REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES TO HAVE MEDICALLY APPROVED EMOTIONAL SUPPORT ANIMALS IN A DWELLING UNIT.

Referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 1002** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE USE OF CONTINUOUS ALCOHOL MONITORING SYSTEMS IN PUNISHMENTS IMPOSED FOR CERTAIN IMPAIRED DRIVING CONVICTIONS AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH A CONTINUOUS ALCOHOL MONITORING SYSTEM, AND TO CREATE A CONTINUOUS ALCOHOL MONITORING SYSTEM FUND TO ASSIST INDIGENT DEFENDANTS.

Referred to the **Rules and Operations of the Senate Committee**.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 218** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, with a favorable report.

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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### FIFTY-SIXTH DAY

Senate Chamber  
Wednesday, May 8, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 11:00 a.m.

### RECESS

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

May 8, 2019

“Dear Father, we thank you for everyone gathered here today. Thank you, and help us to know that you are God. We say that we are dependent on you, and we trust you completely. As we surrender ourselves, we ask that you would come into our hearts this day. Come fill our lives with your love as we in this General Assembly work for the betterment of the people of the state of North Carolina. Fill our conversations with your grace and truth, and fill this meeting with your presence. And all of the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, May 7, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Berger, Senator Bishop, Senator Edwards, Senator Foushee, Senator Harrington, and Senator Smith.

#### **MOTION RELATIVE TO THE CALENDAR**

**S.B. 490** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

Upon motion of Senator Rabon, the Committee Substitute bill No. 2 is withdrawn from today’s calendar and re-referred to the **Judiciary Committee**.

#### **CONVEYANCE OF BILLS**

Upon motion of Senator Rabon, without objection, all Senate bills passed during today’s session will be sent to the House of Representatives by special message.

#### **CALENDAR**

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 30** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE CONTRACTING DATE FOR AGREEMENTS BETWEEN STANLY COMMUNITY COLLEGE AND STANLY COUNTY TO JOINTLY ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

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**S.B. 123**, A BILL TO BE ENTITLED AN ACT TO ALLOW SICK LEAVE TO BE TRANSFERRED BETWEEN A CHARTER SCHOOL AND A LOCAL SCHOOL ADMINISTRATIVE UNIT, upon second reading.

The bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

*Upon motion of Senator Rabon, S.B. 218 is withdrawn from the regular order of business and placed at the end of today's calendar.*

**S.B. 252** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES, upon second reading.

The Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 354** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE TO PARENTS PRIOR TO CLOSING A CHARTER SCHOOL OR MATERIALLY REVISING ITS CHARTER, upon second reading.

The Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 399** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 483**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS, upon second reading.

The bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

*Upon motion of Senator Rabon, S.B. 529 is withdrawn from the regular order of business and placed at the end of today's calendar, before S.B. 218.*

**S.B. 522** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS, upon second reading.

Senator Tillman offers Amendment No. 1, which is adopted (42-1).

The Committee Substitute bill, as amended, passes its second reading (25-18) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

**S.B. 525** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY, upon second reading.

The Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 560** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE COMMISSION SHALL NOT INVESTIGATE A COMPLAINT AGAINST A JUDGE BASED SUBSTANTIALLY UPON A LEGAL RULING BY A JUDGE, UNLESS THAT LEGAL RULING HAS BEEN REVIEWED BY AN APPELLATE COURT, upon second reading.

Senator Fitch offers Amendment No. 1, which is adopted (43-0).

The Committee Substitute bill, as amended, passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

**S.B. 562** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE EXPUNCTION LAWS OF THIS STATE, upon second reading.

Senator Britt offers Amendment No. 1, which is adopted (43-0).

*Upon the appearance of Senator J. Alexander in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.*

The Committee Substitute bill, as amended, passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

The Senate recesses at 12:08 p.m. to reconvene at 12:22 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

*Upon the appearance of Senator Bishop in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.*

May 8, 2019

**CALENDAR** *(continued)*

**S.B. 574**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, upon second reading.

The bill passes its second reading (44-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 609** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ELIGIBILITY REQUIREMENTS FOR THE CHILDREN WITH DISABILITIES SCHOLARSHIP GRANT PROGRAM, CLARIFY ELIGIBILITY FOR SCHOLARSHIP PROGRAMS TO APPLY TO CERTAIN FOUR YEAR OLDS, AND MAKE VARIOUS OTHER CHANGES TO THE OPPORTUNITY SCHOLARSHIP GRANT PROGRAM, upon second reading.

The Committee Substitute bill passes its second reading (27-18) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD HAVE REASONABLY LED TO A DIFFERENT VERDICT IN THE DEFENDANT'S CASE, as amended, upon third reading.

Senator McKissick offers Amendment No. 3, which is adopted (45-0) and changes the title to read, **S.B. 425**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT FOR A JUDGE TO GRANT POSTCONVICTION DNA TESTING THE JUDGE MUST DETERMINE THAT A FAVORABLE RESULT FROM THE REQUESTED DNA TEST WOULD SUPPORT THE DEFENDANT'S INNOCENCE CLAIM AND TO MODIFY WHICH JUDGE SHALL HEAR CERTAIN MOTIONS FOR APPROPRIATE RELIEF AFTER A CLAIM OF INNOCENCE IS DENIED BY A THREE-JUDGE PANEL.

The bill, as amended, passes its third reading (45-0) and is ordered engrossed and sent to the House of Representatives by special message.

**S.B. 529** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS, upon second reading.

The Committee Substitute bill passes its second reading (33-12) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.



**S.B. 218** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

Upon motion of Senator Hise, seconded by Senator Tillman, the Senate adjourns at 1:28 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Thursday, May 9, at 10:00 a.m.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 363** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **FIFTY-SEVENTH DAY**

Senate Chamber  
Thursday, May 9, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

"Father God, we thank you for this day and for the wonderful grace and mercy you show us every day. We pray that you will give us traveling mercies, and we thank you for all that you do for us. Thank you for just everything that you do for us here, Lord, on a daily basis. Father, I praise you in Jesus' name. Amen."

May 9, 2019

Senator Perry announces that the Senate Journal of Wednesday, May 8, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Sheree Hayes from Hope Mills, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Ford, seconded by Senator Perry, the Senate adjourns at 10:01 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Monday, May 13, at 7:00 p.m.

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### FIFTY-EIGHTH DAY

Senate Chamber  
Monday, May 13, 2019

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 Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for this day, and we thank you for this great country we live in. We pray that you will protect all of our military around the world, fighting and keeping our freedoms. We pray that you will bless them and keep them. Father, we thank you for our police, fire, EMT, EMS. Bless all of them, and keep them safe. All the staff here, our sergeant-at-arms, police, every staff that works for us here, we thank you so much and couldn’t do the job without them. We thank you, Lord, for your grace and mercy. We pray that you will bless us here tonight. In Jesus’ name, Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, May 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Jennifer Wells from Hope Mills, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Rabon, without objection, the rules are suspended and Senator Smith is allowed to submit corrected copies of **S.B. 665** and **S.B. 659**.

May 13, 2019

Upon motion of Senator Hise, seconded by Senator Burgin, the Senate adjourns at 7:18 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, May 14, at 10:00 a.m.

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 646** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPROVAL PROCESS FOR STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR VOTING PURPOSES; TO PROVIDE AN ADDITIONAL WINDOW FOR APPROVAL OF STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR THE 2020 ELECTIONS; AND TO PROVIDE FLEXIBILITY IN THE NUMBER OF HOURS OF EARLY ONE-STOP VOTING IN ODD-NUMBERED YEAR ELECTIONS, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, AND TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, referred to the **Rules and Operations of the Senate Committee** on May 2.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 532** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

May 13, 2019

**CHAPTERED BILL**

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 130**, AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS." (Became law upon approval of the Governor, May 10, 2019 - S.L. 2019-13)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**FIFTY-NINTH DAY**

Senate Chamber  
Tuesday, May 14, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

"Father, we thank you for this day and this time together. We pray that you will bless everyone here today as we go about your business. We pray that you will bless all these pages here today and help them have a safe week and a fun week and a learning week. We pray that you will guide and direct us as we go through this week, discussing the budget for the people of North Carolina. We thank you for all you do for us, Father. In Jesus' name, Amen."

Senator Gallimore announces that the Senate Journal of Monday, May 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to June Peck from Apex, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Ford, seconded by Senator Gallimore, the Senate adjourns at 10:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, May 15, at 10:00 a.m.

May 14, 2019

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 416**, A BILL TO BE ENTITLED AN ACT TO ENACT THE VOLUNTEER FIREFIGHTER RECRUITMENT AND RETENTION ACT OF 2019, referred to the **Rules and Operations of the Senate Committee** on April 1.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Hise for the **Finance Committee**:

**S.B. 622**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO SIMPLIFY THE FRANCHISE TAX BASE, TO LOWER THE FRANCHISE TAX RATE, TO REQUIRE MARKETPLACE FACILITATORS TO COLLECT AND REMIT SALES AND USE TAX ON MARKETPLACE FACILITATED SALES, AND TO MAKE OTHER TAX LAW CHANGES, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15347, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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**SIXTIETH DAY**

Senate Chamber  
Wednesday, May 15, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for this day and we thank you for this police week and pray that you will continue to protect our police, fire, and EMT’s. God, we thank you so much for your grace over them. Watch over us here today, Father, as we conduct the business of the people of the state of North Carolina. We thank you and praise you for all that you do. In Jesus’ name, Amen.”

May 15, 2019

Senator Johnson announces that the Senate Journal of Tuesday, May 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Ford, seconded by Senator Johnson, the Senate adjourns at 10:02 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, May 16, at 10:30 a.m.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**H.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, AND TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30458, which changes the title to read **H.B. 233** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, AND TO AMEND LOCAL GOVERNMENT FINANCE OFFICER LAWS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 532** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Gunn for the **Commerce and Insurance Committee**:

**H.B. 363** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 622** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO SIMPLIFY THE FRANCHISE TAX BASE, TO LOWER THE FRANCHISE TAX RATE, TO REQUIRE MARKETPLACE FACILITATORS TO COLLECT AND REMIT SALES AND USE TAX ON MARKETPLACE FACILITATED SALES, AND TO MAKE OTHER TAX LAW CHANGES, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 35285, is adopted and engrossed.

### **ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 605**, AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED AS A LOAN FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY.

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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May 15, 2019

**SIXTY-FIRST DAY**

Senate Chamber  
Thursday, May 16, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“God, you are invited and welcomed into this chamber in this building today. Lord Jesus, your words speak for yourself. You are the bread of life, the very sustenance that we in this chamber—and all over—in our hearts and in our heart of hearts desperately are hungry for, whether we realize it or not, or whether we admit it or not. So my prayer today is simple, God, that you make each and every one of those connected to this body and building and beyond understand that nothing satisfies this hunger but a personal and intimate relationship with you. You are indeed the bread of life. The bills we may pass may be good, and we pray your help with them, but they don’t ultimately satisfy. The power and position we wield may make us feel good, and let us use them well, but they do not satisfy. And the world of politics certainly doesn’t satisfy. But, God, I thank you simply that Jesus Christ, who patiently stands at our heart’s door knocking, waiting for us to open up so that we may be served a banquet and enjoy life to its fullest, its fullest potential, both here on earth and the everlasting hereafter, that satisfies completely. God, bless the proceedings of the men and women in this body today as we seek to honor and obey the words—the true spirit of the words—you have given us contained in the Bible. In the name of Jesus, our bread of life, I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 15, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Ballard, Senator Clark, Senator Gallimore, Senator Gunn, and Senator Horner.

*The Chair extends privileges of the floor to Cindy Darken from Durham, North Carolina, who is serving the Senate as Nurse of the Day.*

**SENATE PAGES**

The Chair recognizes the following pages who have been serving in the Senate this week:

May 16, 2019



Camryn Barefoot, Benson; Aditya Bulusu, Charlotte; Amber Campbell, Knightdale; Stephen Cosner, Jacksonville; Bradley Gossett, Wake Forest; Sarah Beth Gossett, Wake Forest; Leyah Johnson, Holly Springs; Brianna Jones, Apex; Josiah McDill, Creston; Emma Montero, Elizabeth City; Beth Morton, Troy; Zoe Pureza, Elizabeth City; Lizzy Story, Hertford; Alyson Thompson, Winston-Salem; and Kennedy Worrell, Hertford.

### CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

**S.B. 622** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO SIMPLIFY THE FRANCHISE TAX BASE, TO LOWER THE FRANCHISE TAX RATE, TO REQUIRE MARKETPLACE FACILITATORS TO COLLECT AND REMIT SALES AND USE TAX ON MARKETPLACE FACILITATED SALES, AND TO MAKE OTHER TAX LAW CHANGES, upon second reading.

Senator Hise offers Amendment No. 1, which is adopted (45-0).

Senator McKissick offers Amendment No. 2.

Senator Rabon moves that Amendment No. 2 do lie upon the table, seconded by Senator Hise, which motion prevails (25-20).

The Committee Substitute bill No. 2, as amended, passes its second reading, by roll-call vote, ayes 26, noes 19, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Berger, Bishop, Britt, Brown, Burgin, Daniel, J. Davis, Edwards, Ford, Harrington, Hise, B. Jackson, Johnson, Krawiec, Lowe, McInnis, Newton, Perry, Rabon, Sanderson, Sawyer, Steinburg, Tillman and Wells---26.

Voting in the negative: Senators Blue, Chaudhuri, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Marcus, McKissick, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard---19.

The Committee Substitute bill No. 2 remains on the calendar for Monday, May 20, upon third reading.

Upon motion of Senator Berger, seconded by Senator Bishop, the Senate adjourns at 11:43 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Monday, May 20, at 2:00 p.m.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 233** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM

May 16, 2019

RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, AND TO AMEND LOCAL GOVERNMENT FINANCE OFFICER LAWS, with a favorable report.

**H.B. 363** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES, with a favorable report.

**H.B. 532** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, with a favorable report.

#### **MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

#### **STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR**

ROY COOPER  
GOVERNOR

May 15, 2019

#### **VIA HAND DELIVERY**

The Honorable Philip E. Berger  
Senate President Pro Tempore  
Legislative Building, Room 2007  
Raleigh, North Carolina 27601-2808

Dear Senator Berger:

Pursuant to North Carolina General Statute §135-6, I am pleased to nominate the following individual to serve on the North Carolina Teachers' and State Employees' Retirement System Board of Trustees and hereby submit his name for confirmation by the North Carolina Senate:

- First Sergeant Harold Lee Councilman, Jr. of Granville County, State Law Enforcement Officer

May 16, 2019

I am grateful for his 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 Dan Forest  
The Honorable Dan Blue  
The Honorable Dale Folwell  
Ms. Sarah Holland

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

**H.B. 544** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE “NCAMC/NCACC” SPECIAL REGISTRATION PLATES.

Referred to the **Rules and Operations of the Senate Committee.**

#### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 505**, AN ACT TO EXPAND THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND TO INCLUDE HERITAGE MANUFACTURING PROJECTS. (Became law upon approval of the Governor, May 16, 2019 - S.L. 2019-14)

**S.B. 605**, AN ACT TO TRANSFER FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO BE USED AS A LOAN FOR CASH FLOW NEEDS AS A RESULT OF DISASTER RECOVERY. (Became law upon approval of the Governor, May 16, 2019 - S.L. 2019-15)

Pursuant to Senator Berger’s motion to adjourn having prevailed, the Senate stands adjourned.

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#### SIXTY-SECOND DAY

Senate Chamber  
Monday, May 20, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

May 20, 2019

**RECESS**

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

“God of power and might, wisdom and justice. Through you authority is rightly administered, laws are enacted, and judgment is decreed. Assist with your spirit of counsel and fortitude the elected and appointed leaders of this state, including all of us who serve in this chamber. May we always seek the ways of righteousness, justice, and mercy. Grant that we may be enabled by your powerful protection to lead our state with vision, honesty, and integrity. We ask these things in your holy name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, May 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Chaudhuri, Senator Garrett, Senator Horner, Senator Marcus, Senator Robinson, Senator Sawyer, Senator Searcy, and Senator Smith.

*The Chair extends privileges of the floor to Commander Matthew Clemons of the U.S. Public Health Service, from Wake Forest, North Carolina, who is serving the Senate as Nurse of the Day.*

**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Tuesday, May 21:

**H.B. 233** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, AND TO AMEND LOCAL GOVERNMENT FINANCE OFFICER LAWS, upon second reading.

May 20, 2019

**H.B. 532** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, upon second reading.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 622** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO SIMPLIFY THE FRANCHISE TAX BASE, TO LOWER THE FRANCHISE TAX RATE, TO REQUIRE MARKETPLACE FACILITATORS TO COLLECT AND REMIT SALES AND USE TAX ON MARKETPLACE FACILITATED SALES, AND TO MAKE OTHER TAX LAW CHANGES, as amended, upon third reading.

The Committee Substitute bill No. 2, as amended, passes its third reading, by roll-call vote, ayes 28, noes 13, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Britt, Brown, Burgin, Clark, Daniel, J. Davis, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, B. Jackson, Johnson, Krawiec, Lowe, McInnis, Newton, Perry, Rabon, Sanderson, Steinburg, Tillman and Wells---28.

Voting in the negative: Senators Blue, D. Davis, deViere, Fitch, Foushee, J. Jackson, McKissick, Mohammed, Nickel, Peterson, Van Duyn, Waddell and Woodard---13.

The Committee Substitute bill No. 2, as amended, is ordered engrossed and sent to the House of Representatives.

**H.B. 363** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES, upon second reading.

The Committee Substitute bill passes its second reading (38-3) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

### SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Mary Lila Blackburn, Wallace; Connor Booher, Fairview; Rory Boone, Raleigh; Holden Bullock, Sylva; Clayton Cameron, Sanford; Garrett Cox, Kannapolis; Matthew Fisher, Mooresville; Hannah Garner, Southport; Kate Hampton, Lawsonville; Sam Hiner, Mooresville; Jack Knott, Bald Head Island; Abby Rose, Moyock; Daniel Santos, Charlotte; Ashton Sasser, Salemburg; Aidan Sher, Raleigh; Megan Steenbergh, Fayetteville; Andrew Stiffel II, Huntersville; Chris Tashner, Blowing Rock; and Leah Turner, Pikeville.

May 20, 2019

**A SENATORIAL STATEMENT**

Senator T. Alexander submits a Senatorial Statement, entitled, **“CONGRATULATING THE MEN’S BASKETBALL TEAM AT GARDNER-WEBB UNIVERSITY ON ITS FIRST NCAA DIVISION I TOURNAMENT.”** (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Burgin, the Senate adjourns at 7:28 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, May 21, at 9:30 a.m.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 1014**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STATE OF NORTH CAROLINA TO CONTINUE PARTICIPATION IN THE 2020 VOTING DISTRICT VERIFICATION PROJECT WITH THE UNITED STATES BUREAU OF THE CENSUS AND TO ESTABLISH A PROCESS TO REVIEW PRECINCT LINES IN ADVANCE OF THE 2030 CENSUS.

Referred to the **Rules and Operations of the Senate Committee**.

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, referred to the **Rules and Operations of the Senate Committee** on April 16.

The Committee Substitute bill No. 2 is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 99** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

May 20, 2019

**H.B. 217** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD, referred to the **Rules and Operations of the Senate Committee** on May 2.

The Committee Substitute bill No. 2 is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 70** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD, referred to the **Rules and Operations of the Senate Committee** on March 28.

The Committee Substitute bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 656** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 179**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 325** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

May 20, 2019

**H.B. 548**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 529**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING, referred to the **Rules and Operations of the Senate Committee** on April 15.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 474** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 469** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 470**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, referred to the **Rules and Operations of the Senate Committee** on April 15.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 388** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST



EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 11.

The Committee Substitute bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 645** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, referred to the **Rules and Operations of the Senate Committee** on May 7.

The Committee Substitute bill No. 2 is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 966** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Pensions and Retirement and Aging Committee**.

#### REMOVAL OF A BILL SPONSOR

Senator Smith requests to be removed as a co-sponsor of previously introduced legislation:

**S.B. 609** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ELIGIBILITY REQUIREMENTS FOR THE CHILDREN WITH DISABILITIES SCHOLARSHIP GRANT PROGRAM, CLARIFY ELIGIBILITY FOR SCHOLARSHIP PROGRAMS TO APPLY TO CERTAIN FOUR YEAR OLDS, AND MAKE VARIOUS OTHER CHANGES TO THE OPPORTUNITY SCHOLARSHIP GRANT PROGRAM.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### SIXTY-THIRD DAY

Senate Chamber  
Tuesday, May 21, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

May 21, 2019

Without objection, the Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

### RECESS

### INTRODUCTION OF A BILL

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Berger and Ballard (Primary Sponsors):

**S.B. 674**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN.

Referred to the **Rules and Operations of the Senate Committee**.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 528** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF INDIAN TRAIL AND A PORTION OF THE TOWN OF STALLINGS TO LEVY AN OCCUPANCY TAX.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 667** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GIVE COUNTIES ADDITIONAL FLEXIBILITY WITH REGARD TO THE LOCAL OPTION SALES AND USE TAX WITHOUT INCREASING THE EXISTING MAXIMUM TAX RATE.

Referred to the **Rules and Operations of the Senate Committee**.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Hise for the **Redistricting and Elections Committee**:

**S.B. 138**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF BLACK MOUNTAIN SHALL BE HELD IN EVEN-NUMBERED YEARS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

May 21, 2019

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35287, which changes the title to read **S.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWNS OF BLACK MOUNTAIN, BILTMORE FOREST, AND RONDA SHALL BE HELD IN EVEN-NUMBERED YEARS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

**S.B. 139**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF MONTREAT SHALL BE HELD IN EVEN-NUMBERED YEARS, 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, 35288, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 646** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPROVAL PROCESS FOR STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR VOTING PURPOSES; TO PROVIDE AN ADDITIONAL WINDOW FOR APPROVAL OF STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR THE 2020 ELECTIONS; AND TO PROVIDE FLEXIBILITY IN THE NUMBER OF HOURS OF EARLY ONE-STOP VOTING IN ODD-NUMBERED YEAR ELECTIONS, 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, 30459, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“O Lord, inspire us with the desire for greatness to wisely use these gifts and talents you have given us. They are tools to be used, and they are not to be stored up. May our conduct create an environment of cooperation and kindness. Thank you for helping us to accomplish our work this day and every day in this North Carolina General Assembly. We ask these things in your powerful name, Jesus. And all the people said, ‘Amen.’”

May 21, 2019

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, May 20, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Newton, Senator Searcy, and Senator Smith.

*The Chair extends privileges of the floor to Jason Crockett from Durham, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 363**, AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 233** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, AND TO AMEND LOCAL GOVERNMENT FINANCE OFFICER LAWS, upon second reading.

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

May 21, 2019

**H.B. 532** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT, upon second reading.

Senator Wells offers Amendment No. 1, which is adopted (46-0).

The Committee Substitute bill, as amended, passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in Senate Amendment No. 1.

#### A SENATORIAL STATEMENT

Senator T. Alexander submits a Senatorial Statement, entitled, **“CONGRATULATING THE SHELBY HIGH SCHOOL FOOTBALL TEAM ON WINNING THE 2018 STATE 2-AA FOOTBALL CHAMPIONSHIP.”** (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Harrington, the Senate adjourns at 4:22 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, May 22, at 9:30 a.m.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

**H.B. 242** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN ELECTION OFFICIALS TO WORK ON ELECTION DAY WHEN THOSE OFFICIALS WERE UNABLE TO COMPLETE THE REQUIRED TRAINING DUE TO DISPLACEMENT RESULTING FROM A DECLARATION OF DISASTER.

Referred to the **Rules and Operations of the Senate Committee.**

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 674**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN, referred to the **Rules and Operations of the Senate Committee** on May 21.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee.**

May 21, 2019

**H.B. 757**, A BILL TO BE ENTITLED AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 383**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS, referred to the **Rules and Operations of the Senate Committee** on May 2.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### SIXTY-FOURTH DAY

Senate Chamber  
Wednesday, May 22, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

#### RECESS

#### INTRODUCTION OF RESOLUTIONS

Resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Wells:

**S.R. 675**, A SENATE RESOLUTION RELATING TO THE APPOINTMENT, NOMINATION, AND CONFIRMATION OF ROBERT J. CONNER TO THE NORTH CAROLINA MINING COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

May 22, 2019

By Senator Wells:

**S.R. 676**, A SENATE RESOLUTION RELATING TO THE APPOINTMENT, NOMINATION, AND CONFIRMATION OF COREY M. VIERS TO THE NORTH CAROLINA MINING COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells:

**S.J.R. 677**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF COREY M. VIERS TO THE NORTH CAROLINA MINING COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells:

**S.J.R. 678**, A JOINT RESOLUTION RELATING CONFIRMING THE APPOINTMENT OF ROBERT J. CONNER TO THE NORTH CAROLINA MINING COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

### **RE-REFERRAL OF A BILL AND RESOLUTIONS**

Senator Rabon orders the following bill and resolutions withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 1014**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STATE OF NORTH CAROLINA TO CONTINUE PARTICIPATION IN THE 2020 VOTING DISTRICT VERIFICATION PROJECT WITH THE UNITED STATES BUREAU OF THE CENSUS AND TO ESTABLISH A PROCESS TO REVIEW PRECINCT LINES IN ADVANCE OF THE 2030 CENSUS, referred to the **Rules and Operations of the Senate Committee** on May 20.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.J.R. 677**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF COREY M. VIERS TO THE NORTH CAROLINA MINING COMMISSION, referred to the **Rules and Operations of the Senate Committee** on May 22.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

**S.J.R. 678**, A JOINT RESOLUTION RELATING CONFIRMING THE APPOINTMENT OF ROBERT J. CONNER TO THE NORTH CAROLINA MINING COMMISSION, referred to the **Rules and Operations of the Senate Committee** on May 22.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

### **REPORTS OF COMMITTEES**

Standing committee reports and a select committee report are submitted as follows:

May 22, 2019

By Senator Daniel for the **Redistricting and Elections Committee**:

**H.B. 1014**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STATE OF NORTH CAROLINA TO CONTINUE PARTICIPATION IN THE 2020 VOTING DISTRICT VERIFICATION PROJECT WITH THE UNITED STATES BUREAU OF THE CENSUS AND TO ESTABLISH A PROCESS TO REVIEW PRECINCT LINES IN ADVANCE OF THE 2030 CENSUS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 674**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Krawiec for the **Health Care Committee**:

**H.B. 388** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 646** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPROVAL PROCESS FOR STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR VOTING PURPOSES; TO PROVIDE AN ADDITIONAL WINDOW FOR APPROVAL OF STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR THE 2020 ELECTIONS; AND TO PROVIDE FLEXIBILITY IN THE NUMBER OF HOURS OF EARLY ONE-STOP VOTING IN ODD-NUMBERED YEAR ELECTIONS, with a favorable report.

**S.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWNS OF BLACK MOUNTAIN, BILTMORE FOREST, AND RONDA SHALL BE HELD IN EVEN-NUMBERED YEARS, with a favorable report.

May 22, 2019



**S.B. 139** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF MONTREAT SHALL BE HELD IN EVEN-NUMBERED YEARS, with a favorable report.

By Senator Rabon for the **Select Committee on Nominations**:

**S.J.R. 677**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF COREY M. VIERS TO THE NORTH CAROLINA MINING COMMISSION, with a favorable report.

**S.J.R. 678**, A JOINT RESOLUTION RELATING CONFIRMING THE APPOINTMENT OF ROBERT J. CONNER TO THE NORTH CAROLINA MINING COMMISSION, with a favorable report.

The Senate meets pursuant to recess and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Keep us focused and motivated on our purpose. Bind our hearts together in love, as we do the work in this General Assembly. And all God’s people said, ‘Amen.’”

Senator Rabon announces that the Senate Journal of Tuesday, May 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Chester Farley from Durham, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Rabon, seconded by Senator Clark, the Senate adjourns at 4:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, May 23, at 11:00 a.m.

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**SIXTY-FIFTH DAY**

Senate Chamber  
Thursday, May 23, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

May 23, 2019

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“Lord, I just now want to pause and add and join the others in this room as I lift up a prayer for our friend and colleague, Senator Paul Newton, and his family upon the loss of his father, Haven Newton. God, my prayer today is simply that during this sad time that Paul will be encouraged with the knowledge that his friends and colleagues within the Senate and the entire General Assembly community are appealing to you, his heavenly Father, to walk close beside him during the time of loss. I pray, asking that you will, as only a father can do, hold him and his family close and hold him firmly in your strong arms and that you grant him a double portion of your fathomless grace, both now and in the days of transition ahead. God, I pray that each one of us listen to you as you speak to us about our own mortality and how you tell us for those who trust in you through Christ Jesus that we can know you with confidence and that while bodily death comes to all of us eventually, you offer life eternal and deliver our souls from death. Please bless Paul and his entire family during this time of grieving, and encourage him with the knowledge that those of us who have trod this particular path before, and others who have not yet, are lifting him up in prayer with our prayers and support. I pray this in the name of Jesus, the one who conquered the grave and gives us the life victorious, both here and in the land of the living hereafter. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Britt, Senator Newton, Senator Searcy, and Senator Smith.

*The Chair extends privileges of the floor to Stefanie Guarinello from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.*

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 388** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA, with a favorable report.

May 23, 2019

**H.B. 1014**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STATE OF NORTH CAROLINA TO CONTINUE PARTICIPATION IN THE 2020 VOTING DISTRICT VERIFICATION PROJECT WITH THE UNITED STATES BUREAU OF THE CENSUS AND TO ESTABLISH A PROCESS TO REVIEW PRECINCT LINES IN ADVANCE OF THE 2030 CENSUS, with a favorable report.

Upon motion of Senator Rabon, without objection, the rules are suspended and the bill is placed on today's calendar.

**S.B. 674**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN, with a favorable report.

#### RE-REFERRAL OF BILLS

Upon motion of Senator Rabon, without objection, all bills that would ordinarily appear on the calendar of Friday, May 24, will be placed on the calendar of Tuesday, May 28.

#### CALENDAR

Bills and resolutions on today's calendar are taken up and disposed of as follows:

**S.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWNS OF BLACK MOUNTAIN, BILTMORE FOREST, AND RONDA SHALL BE HELD IN EVEN-NUMBERED YEARS, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.B. 139** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF MONTREAT SHALL BE HELD IN EVEN-NUMBERED YEARS, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**S.J.R. 677**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF COREY M. VIERS TO THE NORTH CAROLINA MINING COMMISSION, upon second reading.

The Joint Resolution passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

May 23, 2019

**S.J.R. 678**, A JOINT RESOLUTION RELATING CONFIRMING THE APPOINTMENT OF ROBERT J. CONNER TO THE NORTH CAROLINA MINING COMMISSION, upon second reading.

The Joint Resolution passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**H.B. 646** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE APPROVAL PROCESS FOR STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR VOTING PURPOSES; TO PROVIDE AN ADDITIONAL WINDOW FOR APPROVAL OF STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR THE 2020 ELECTIONS; AND TO PROVIDE FLEXIBILITY IN THE NUMBER OF HOURS OF EARLY ONE-STOP VOTING IN ODD-NUMBERED YEAR ELECTIONS, upon second reading.

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 1014**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STATE OF NORTH CAROLINA TO CONTINUE PARTICIPATION IN THE 2020 VOTING DISTRICT VERIFICATION PROJECT WITH THE UNITED STATES BUREAU OF THE CENSUS AND TO ESTABLISH A PROCESS TO REVIEW PRECINCT LINES IN ADVANCE OF THE 2030 CENSUS, upon second reading.

Senator Hise offers Amendment No. 1, which is adopted (45-0).

Senator McKissick offers Amendment No. 2, which is adopted (45-0).

The bill, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in Senate Amendments No. 1 and No. 2. Upon motion of Senator Rabon, without objection, the bill, as amended, is sent to the House of Representatives by special message.

Upon motion of Senator Berger, seconded by Senator Gallimore, the Senate adjourns at 11:43 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Friday, May 24, at 2:00 p.m.

## REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 434**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DISSOLUTION OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS AND TRANSFERRING THE DISSOLVING DISTRICTS' ASSETS AND LIABILITIES TO AN ADJACENT DISTRICT IN THE SAME COUNTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

May 23, 2019

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15352, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

**S.B. 553**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 35289, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Krawiec for the **Health Care Committee**:

**H.B. 70** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30463, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **SIXTY-SIXTH DAY**

Senate Chamber  
Friday, May 24, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Kathy Harrington, Senator from Gaston County.

Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

May 24, 2019

“God, be in my head and in my understanding. God, be in my eyes and in my looking. God, be in my mouth and in my speaking. God, be in my heart and in my thinking. God, be at my end and at my departing. Amen.”

Senator Woodard announces that the Senate Journal of Thursday, May 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Woodard, seconded by Senator Harrington, the Senate adjourns at 2:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, May 28, at 9:30 a.m.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING.

Referred to the **Rules and Operations of the Senate Committee**.

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 33**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO REPEAL THE APPOINTING AUTHORITY OF THE CHARLOTTE SCHOOL OF LAW, WHICH HAS CLOSED; TO PROVIDE FOR THE TERMS OF MEMBERS TO BEGIN ON SEPTEMBER 1 RATHER THAN JUNE 1; AND TO HARMONIZE TWO PROVISIONS DEALING WITH VACANCIES AND HOLDOVER MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on February 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 57**, A BILL TO BE ENTITLED AN ACT TO CREATE A TERM FOR PUBLIC SCHOOLS THAT INCLUDES THE VARIOUS TYPES OF PUBLIC SCHOOLS IN THE STATE AND TO CODIFY THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL PROGRAM, referred to the **Rules and Operations of the Senate Committee** on March 7.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

May 24, 2019

**H.B. 82** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT VEHICLES AND PERSONS MUST OBEY RAILROAD SIGNALS AND CROSSING RULES FOR ON-TRACK EQUIPMENT, referred to the **Rules and Operations of the Senate Committee** on March 14.

The Committee Substitute bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 264** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on March 14.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 200** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO EDUCATION LAWS AND COMBINE CERTAIN EDUCATION REPORTS, AS RECOMMENDED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF PUBLIC INSTRUCTION, AND THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, referred to the **Rules and Operations of the Senate Committee** on March 28.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 301** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE REVISIONS TO THE JUVENILE CODE PURSUANT TO RECOMMENDATIONS BY THE COURT IMPROVEMENT PROGRAM (CIP), referred to the **Rules and Operations of the Senate Committee** on March 28.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 131** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, referred to the **Rules and Operations of the Senate Committee** on April 4.

The Committee Substitute bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 211** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE, referred to the **Rules and Operations of the Senate Committee** on April 4.

The Committee Substitute bill No. 2 is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

May 24, 2019

**H.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE SELECTION OF INSTRUCTIONAL MATERIALS FOR NORTH CAROLINA PUBLIC SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 531**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT, referred to the **Rules and Operations of the Senate Committee** on April 17.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 546** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill No. 2 is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 617**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY, referred to the **Rules and Operations of the Senate Committee** on April 17.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, referred to the **Rules and Operations of the Senate Committee** on April 29.



The Committee Substitute bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 578**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981), referred to the **Rules and Operations of the Senate Committee** on April 30.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 798** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 924** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 961**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA HOSPITALITY EDUCATION FOUNDATION FOR CAREER AND TECHNICAL EDUCATION IN THE HOSPITALITY INDUSTRY, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 633** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANGS, referred to the **Rules and Operations of the Senate Committee** on May 6

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

May 24, 2019

**H.B. 21** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE RESIDENCY DISTRICTS OF THE MCDOWELL COUNTY BOARD OF EDUCATION, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 240** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR CERTAIN WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 285**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD, referred to the **Rules and Operations of the Senate Committee** on April 8.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 107** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM, referred to the **Rules and Operations of the Senate Committee** on April 4.

The Committee Substitute bill No. 2 is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 389** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Woodard's motion to adjourn having prevailed, the Senate stands adjourned.

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### SIXTY-SEVENTH DAY

Senate Chamber  
Tuesday, May 28, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

### RECESS

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Britt for the **Judiciary Committee**:

**H.B. 99** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, 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, 40472, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **State and Local Government Committee**.

May 28, 2019

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Jim Burgin, Senator from Harnett County, as follows:

“Lord, money is simply a tool that you give us, and you tell us to be good stewards. And a steward is not the owner of the money, Lord, just an overseer. So Lord, protect us from wealth without work, pleasure without conscience, knowledge without character, commerce without morality, science without humanity, religion without sacrifice, and politics without principle. Lord, if our presence here doesn’t make an impact, then our absence won’t make a difference. Lord, I pray that we are impactful people. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Friday, May 24, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop and Senator Foushee.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 310**, AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED.

**H.B. 646**, AN ACT TO CLARIFY THE APPROVAL PROCESS FOR STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR VOTING PURPOSES; TO PROVIDE AN ADDITIONAL WINDOW FOR APPROVAL OF STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR THE 2020 ELECTIONS; AND TO PROVIDE FLEXIBILITY IN THE NUMBER OF HOURS OF EARLY ONE-STOP VOTING IN ODD-NUMBERED YEAR ELECTIONS.

**H.B. 1014**, AN ACT TO ALLOW THE STATE OF NORTH CAROLINA TO CONTINUE PARTICIPATION IN THE 2020 VOTING DISTRICT VERIFICATION PROJECT WITH THE UNITED STATES BUREAU OF THE CENSUS AND TO ESTABLISH A PROCESS TO REVIEW PRECINCT LINES IN ADVANCE OF THE 2030 CENSUS.

May 28, 2019

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 674**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**H.B. 388** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**SENATE PAGES**

The Chair recognizes the following pages serving in the Senate this week:

Jimesha Barnes, Wilson; Ryan Dix, High Point; Martim Gaspar, Rolesville; Cameron Helein, Cornelius; Lauren Hiatt, Jamestown; Caroline Hoover, Blowing Rock; Lauren Marsh, Kernersville; Hunter Martin, Nashville; Anslee McLamb, Dunn; Lanie Norris, Four Oaks; Ryan Parody, Raleigh; Sean Sabye, Raleigh; Jabrial Steed, Henderson; James Treadaway III, Newton; Darcy Tyndall, Rocky Mount; Karson Van Scoyoc, Pinehurst; Dallin Vandre, Burlington; Colin Williams, Goldsboro; and Spencer Young, Biltmore Forest.

Upon motion of Senator Hise, seconded by Senator Newton, the Senate adjourns at 4:28 p.m., in memory of Haven H. Newton, Senator Newton's father, subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, May 29, at 9:30 a.m.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

May 28, 2019

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 70** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD, with a favorable report.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

**H.J.R. 2** (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THERESA B. STEPHENSON TO THE BOARD OF REVIEW.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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#### SIXTY-EIGHTH DAY

Senate Chamber  
Wednesday, May 29, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

#### RECESS

#### RE-REFERRAL OF A RESOLUTION

Senator Rabon orders the re-referral of a resolution as follows:

**H.J.R. 2** (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THERESA B. STEPHENSON TO THE BOARD OF REVIEW, referred to the **Rules and Operations of the Senate Committee** on May 28.

The Committee Substitute Joint Resolution is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Select Committee on Nominations**.

May 29, 2019

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Harrington for the **Appropriations/Base Budget Committee**:

**H.B. 966** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill, as amended, with unengrossed amendments.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 20005, with unengrossed Committee Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, No. 7, No. 8, No. 9, No. 10, and No. 11, is adopted.

Pursuant to Rule 43, the Senate Committee Substitute bill, with unengrossed amendments, is re-referred to the **Finance Committee**.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Hise for the **Finance Committee**:

**H.B. 966** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, with a favorable report as to the Senate Committee Substitute bill, with unengrossed amendments.

Pursuant to Rule 43, the Senate Committee Substitute bill, with unengrossed amendments, is re-referred to the **Pensions and Retirement and Aging Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Erica D. Smith, Senator from Northampton County, as follows:

“Creator of the universe, God of us all, we thank you for an opportunity to come together. We ask that you would stand in our bodies, think with our minds, speak with our tongues, and feel with our hearts, but most of all, use the activity of our limbs and our being that we might work toward kingdom building to make our communities, our state, our nation, our world a better place. We thank you for your gifts, and we thank you for the opportunity to stand together and work together as one for the betterment of your people. In your name we pray. Amen.”

May 29, 2019

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, May 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop and Senator Foushee.

*The Chair extends privileges of the floor to Candace Beddard from Snow Hill, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 233**, AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, AND TO AMEND LOCAL GOVERNMENT FINANCE OFFICER LAWS.

**H.B. 388**, AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA.

**H.B. 532**, AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT.

May 29, 2019



**CALENDAR**

A bill on today's calendar taken up and disposed of as follows:

**H.B. 70** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD, upon second reading.

Senator Hise offers Amendment No. 1, which is adopted (48-0).

The Senate Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**A SENATORIAL STATEMENT**

Senator T. Alexander submits a Senatorial Statement, entitled, "**CONGRATULATING THE WEST LINCOLN HIGH SCHOOL WRESTLING TEAM.**" (See Appendix for full text.)

Upon motion of Senator Hise, seconded by Senator T. Alexander, the Senate adjourns at 4:24 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Thursday, May 30, at 9:30 a.m.

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 697**, A BILL TO BE ENTITLED AN ACT TO ENABLE NONPROFIT ENTITIES THAT DONATE REFURBISHED COMPUTERS TO LOW-INCOME STUDENTS IN THIS STATE TO OBTAIN SURPLUS COMPUTER EQUIPMENT AT LOW OR NO COST FROM THE STATE SURPLUS PROPERTY AGENCY AND THE UNIVERSITY OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on April 30.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 120** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBLE USES OF FIRE PROTECTION TAX REVENUES, referred to the **Rules and Operations of the Senate Committee** on April 16.

May 29, 2019

The Committee Substitute bill No. 2 is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 268** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill No. 2 is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 432** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 664** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 629** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 934** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 170**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO, referred to the **Rules and Operations of the Senate Committee** on April 8.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, referred to the **Rules and Operations of the Senate Committee** on April 16.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 336**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, referred to the **Rules and Operations of the Senate Committee** on April 17.

May 29, 2019

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RANDOLPH COUNTY TO NOT ACCEPT THE REGISTRATION OF A DEED TRANSFERRING REAL PROPERTY WHEN TAXES ARE DELINQUENT, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 517**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE STOKES COUNTY BOARD OF EDUCATION FROM NONPARTISAN TO PARTISAN AND TO MAKE THE TERMS OF ALL MEMBERS FOUR YEARS, referred to the **Rules and Operations of the Senate Committee** on April 15.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 9**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF BESSEMER CITY TO AUTHORIZE THE CITY MANAGER TO APPOINT A POLICE CHIEF, referred to the **Rules and Operations of the Senate Committee** on February 21.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO MAKE APPOINTMENTS TO THE BOARDS OF TRUSTEES FOR CONSTITUENT UNIVERSITIES OF THE UNIVERSITY OF NORTH CAROLINA AND THE BOARD OF TRUSTEES OF CLEVELAND COMMUNITY COLLEGE.

Referred to the **Rules and Operations of the Senate Committee**.

#### **REPORTS OF COMMITTEES**

A standing committee report and a select committee report are submitted as follows:

May 29, 2019

By Senator Wells for the **Pensions and Retirement and Aging Committee**:

**H.B. 966** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, with an unfavorable report as to the Senate Committee Substitute bill, as amended, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 40473, is adopted and engrossed.

By Senator Rabon for the **Select Committee on Nominations**:

**H.J.R. 2** (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THERESA B. STEPHENSON TO THE BOARD OF REVIEW, with a favorable report.

### CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 1014**, AN ACT TO ALLOW THE STATE OF NORTH CAROLINA TO CONTINUE PARTICIPATION IN THE 2020 VOTING DISTRICT VERIFICATION PROJECT WITH THE UNITED STATES BUREAU OF THE CENSUS AND TO ESTABLISH A PROCESS TO REVIEW PRECINCT LINES IN ADVANCE OF THE 2030 CENSUS. (Became law upon approval of the Governor, May 29, 2019 - S.L. 2019-16)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### SIXTY-NINTH DAY

Senate Chamber  
Thursday, May 30, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 12:00 p.m.

### RECESS

May 30, 2019

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following message is received from the House of Representatives:

**H.B. 671** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE LICENSURE PROCESS FOR BEHAVIOR ANALYSTS.

Referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Jerry W. Tillman, Senator from Randolph County, as follows:

“Let’s go to the ‘Good Book’ and see what an appropriate verse might be for this august group this beautiful day. You want to find perfect peace? Everybody’s searching for perfect peace. A Bible verse that I like goes like this, ‘Thou wilt keep in perfect peace whose mind is stayed upon thee.’\* Lord, we know down here our mind gets pulled and tugged on many issues that we think are important. Well, in the scheme of things, Lord, they may not be that important though we like to think they are. In your world, I don’t think they are. Guide and direct us, Lord, with your wisdom and your love. For it is in Christ’s name we pray. Amen.”

\*Isaiah 26:3, KJV

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, May 29, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Davis and Senator Foushee.

*The Chair extends privileges of the floor to Suzanne Ritter from Jacksonville, North Carolina, who is serving the Senate as Nurse of the Day.*

**CALENDAR**

A bill and a resolution on today’s calendar are taken up and disposed of as follows:

*Upon motion of Senator Rabon, H.J.R. 2 is withdrawn from the regular order of business and placed at the beginning of today’s calendar.*

May 30, 2019

**H.J.R. 2** (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THERESA B. STEPHENSON TO THE BOARD OF REVIEW, upon second reading.

The Committee Substitute Joint Resolution passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

### FLOOR PRIVILEGES

Upon motion of Senator Rabon, without objection, the rules are suspended to allow staff on the Senate chamber floor while **H.B. 966** is being discussed.

The Senate recesses at 12:15 p.m. to reconvene at 1:00 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

### CALENDAR *(continued)*

**H.B. 966** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, upon second reading.

Senator Marcus offers Amendment No. 1, which fails (20-28).

Senator deViere offers Amendment No. 2, which fails (20-28).

Senator D. Davis offers Amendment No. 3.

Senator Hise offers Amendment No. 4 as a substitute amendment, which is adopted (27-21), and Amendment No. 3 subsequently fails.

Senator Smith offers Amendment No. 5, which she subsequently withdraws.

Senator deViere offers Amendment No. 6.

Senator Hise moves that Amendment No. 6 do lie upon the table, seconded by Senator Rabon, which motion prevails (27-21).

Senator Searcy offers Amendment No. 7.

Senator Rabon moves that Amendment No. 7 do lie upon the table, seconded by Senator Daniel, which motion prevails (28-20).

Senator Sanderson offers Amendment No. 8, which is adopted (48-0).

Senator Chaudhuri offers Amendment No. 9, which fails (18-30).

Senator Waddell offers Amendment No. 10.

Senator Brown moves that Amendment No. 10 do lie upon the table, seconded by Senator Rabon, which motion prevails (28-20).

The Senate recesses at 3:27 p.m., with second reading of **H.B. 966** pending, to reconvene at 3:40 p.m.

### RECESS

May 30, 2019

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

**CALENDAR** (*continued*)

**H.B. 966** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, as amended, upon second reading.

*The Chair grants a leave of absence for the remainder of today's session to Senator Horner.*

Senator Rabon moves that Amendment No. 7 be removed from the table, which motion prevails by a two-thirds majority of members present and voting (47-7), and Amendment No. 7 is back before the body.

Senator Searcy withdraws Amendment No. 7.

Senator Lowe offers Amendment No. 11.

Senator Daniel offers Amendment No. 12 as a substitute amendment, which is adopted (27-20), and Amendment No. 11 subsequently fails.

Senator Nickel offers Amendment No. 13.

Senator Rabon moves that Amendment No. 13 do lie upon the table, seconded by Senator Hise, which motion prevails (27-20).

Senator Krawiec offers Amendment No. 14, which is adopted (46-0).

Senator Krawiec offers Amendment No. 15, which is adopted (47-0).

Senator Marcus offers Amendment No. 16.

Senator Rabon moves that Amendment No. 16 do lie upon the table, seconded by Senator Hise, which motion prevails (26-21).

Senator Smith offers Amendment No. 17, which she subsequently withdraws.

Senator J. Alexander offers Amendment No. 18, which is adopted (46-1).

Senator Robinson offers Amendment No. 19, which fails (20-27).

Senator Ballard offers Amendment No. 20, which is adopted (47-0).

Senator Ballard offers Amendment No. 21, which is adopted (47-0).

Senator Van Duyn offers Amendment No. 22, which is ruled out of order pursuant to Senate Rule 53.

*Senator Phil Berger, President Pro Tempore relinquishes the gavel to The Honorable Ralph Hise, Deputy President Pro Tempore, who presides.*

The Senate Committee Substitute bill No. 2, as amended, passes its second reading, by roll-call vote, ayes 29, noes 18, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Clark, Daniel, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Rabon, Robinson, Sanderson, Sawyer, Steinburg, Tillman and Wells---29.

Voting in the negative: Senators Blue, Chaudhuri, D. Davis, deViere, Fitch, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Peterson, Searcy, Smith, Van Duyn, Waddell and Woodard---18.

The Senate Committee Substitute bill No. 2, as amended, remains on the calendar for Friday, May 31, upon third reading.

May 30, 2019



*Senator Ralph Hise, Deputy President Pro Tempore relinquishes the gavel to The Honorable Phil Berger, President Pro Tempore, who presides.*

### **MOTION TO RECONSIDER**

Having voted with the majority, Senator Rabon offers a motion that the vote by which the Senate Committee Substitute bill for **H.B. 70** passed its third reading on Wednesday, May 29, be reconsidered. The motion prevails without objection, and the Committee Substitute bill is placed on today's calendar, upon third reading.

### **CALENDAR** *(continued)*

**H.B. 70** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD, as amended, upon third reading.

Senator Hise offers Amendment No. 2, which is adopted (47-0).

The Senate Committee Substitute bill, as amended, passes its third reading (47-0) and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

Upon motion of Senator Hise, seconded by Senator Tillman, the Senate adjourns at 5:43 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Friday, May 31, at 9:00 a.m.

### **CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 310**, AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED. (Became law upon approval of the Governor, May 30, 2019 - S.L. 2019-17)

May 30, 2019

**H.B. 363**, AN ACT TO CONFIRM THE STATE'S SUPPORT OF THE THREE-TIER SYSTEM FOR DISTRIBUTION OF MALT BEVERAGES AND THE FRANCHISE LAWS, TO MAKE ADJUSTMENTS TO MODERNIZE THE EXEMPTIONS TO THE THREE-TIER SYSTEM, AND TO PROMOTE THE GROWTH OF SMALL AND MID-SIZED INDEPENDENT CRAFT BREWERIES. (Became law upon approval of the Governor, May 30, 2019 - S.L. 2019-18)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**SEVENTIETH DAY**

Senate Chamber  
Friday, May 31, 2019

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 Mike Woodard, Senator from Durham County, as follows:

“O God, the fountain of all wisdom, whose will is good and gracious, and whose law is truth: We pray you to guide and bless these senators and their staffs assembled in the legislature of this state, that we may enact such laws that please you, to the glory of your name and the welfare of your people. Amen.”

*For Congress or a State Legislature (paraphrase)*  
The Episcopal Book of Common Prayer

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, May 30, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Davis, Senator Foushee, Senator Peterson, and Senator Tillman.

The Senate recesses at 9:21 a.m. to reconvene at 9:45 a.m.

**RECESS**

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

May 31, 2019

**CALENDAR**

A bill on today's calendar is taken up and disposed of as follows:

**H.B. 966** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, upon third reading.

Senator Britt offers Amendment No. 23, which is adopted (46-0).

Senator Robinson offers Amendment No. 24, which is adopted (46-0).

Senator Rabon moves that Amendment No. 16 be removed from the table, which motion prevails by a two-thirds majority of members present and voting (46-0), and Amendment No. 16 is back before the body.

Senator Marcus withdraws Amendment No. 16.

Senator Fitch offers Amendment No. 25, which is adopted (46-0).

Senator Brown offers Amendment No. 26, which is adopted (46-0).

Senator Smith offers Amendment No. 27, which she subsequently withdraws.

Senator Smith offers Amendment No. 28, which is adopted (24-22).

Senator Smith offers Amendment No. 29, which fails (9-37).

The Senate Committee Substitute bill No. 2, as amended, passes its third reading, by roll-call vote, ayes 30, noes 16, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Clark, Daniel, Edwards, Fitch, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Rabon, Robinson, Sanderson, Sawyer, Steinburg and Wells---30.

Voting in the negative: Senators Blue, Chaudhuri, D. Davis, deViere, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Searcy, Smith, Van Duyn, Waddell and Woodard---16.

The Senate Committee Substitute bill No. 2, as amended, is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill No. 2.

**FILING AND INTRODUCTION OF A RESOLUTION**

Upon motion of Senator Rabon, without objection, the rules are suspended to allow for the filing and introduction of a resolution, which is presented to the Senate, read the first time, and disposed of as follows:

By Senator Rabon:

**S.J.R. 679**, A JOINT RESOLUTION PROVIDING THAT THE 2019 GENERAL ASSEMBLY SHALL MEET FOR A DAY AT THE STATE CAPITOL IN HONOR OF THE SEVENTY-FIFTH ANNIVERSARY OF D-DAY.

Upon motion of Senator Rabon, without objection, the rules are suspended and the Joint Resolution is placed on today's calendar.

May 31, 2019

**CALENDAR** *(continued)*

**S.J.R. 679**, A JOINT RESOLUTION PROVIDING THAT THE 2019 GENERAL ASSEMBLY SHALL MEET FOR A DAY AT THE STATE CAPITOL IN HONOR OF THE SEVENTY-FIFTH ANNIVERSARY OF D-DAY, upon second reading.

The Joint Resolution passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives. Upon motion of Senator Rabon, without objection, the Joint Resolution is sent to the House of Representatives by special message.

Upon motion of Senator Hise, seconded by Senator Smith, the Senate adjourns at 10:56 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Tuesday, June 4, at 9:30 a.m.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 758** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.J.R. 1015**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**SEVENTY-FIRST DAY**

Senate Chamber  
Tuesday, June 4, 2019

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 Rick Horner, Senator from Wilson County, as follows:

June 4, 2019

“Most holy and glorious Lord God, the Great Architect of the Universe, the giver of all good gifts and graces. Thou hast promised that “where two or three are gathered together in thy name, thou wilt be in the midst of them and bless them.” In thy name we assemble, most humbly beseeching thee to bless us in all our undertakings that we may know and serve thee aright, and that all our actions may tend to thy glory and to our advancement and knowledge in virtue. We beseech thee, O Lord God, to bless our present assembling, to illuminate our minds, that we may walk in the light of thy countenance, and when the trials of our probationary state are over, be admitted into the temple not made with hands, eternal in the heavens. So mote it be. Amen.”

A Masonic Prayer

Senator Rabon announces that the Senate Journal of Friday, May 31, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

**ENROLLED RESOLUTION**

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.J.R. 2,** A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THERESA B. STEPHENSON TO THE BOARD OF REVIEW. (Res. 2019-10)

**CONVEYANCE OF A BILL**

Upon motion of Senator Rabon, without objection, **H.B. 966**, which passed its third reading on Friday, May 31, will be sent to the House of Representatives by special message.

Upon motion of Senator Rabon, seconded by Senator Horner, the Senate adjourns at 9:45 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene Wednesday, June 5, at 9:30 a.m.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 377,** A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY’S ABILITY TO PERFORM AVIATION TRAINING, referred to the **Rules and Operations of the Senate Committee** on May 2.

June 4, 2019

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Horner for the **State and Local Government Committee**:

**H.B. 9**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF BESSEMER CITY TO AUTHORIZE THE CITY MANAGER TO APPOINT A POLICE CHIEF, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RANDOLPH COUNTY TO NOT ACCEPT THE REGISTRATION OF A DEED TRANSFERRING REAL PROPERTY WHEN TAXES ARE DELINQUENT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 336**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Transportation Committee**.

**H.B. 170**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

June 4, 2019

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30468, which changes the title to read **H.B. 170** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 285**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40477, which changes the title to read **H.B. 285** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 629** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES, 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, 10656, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary Committee**.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 4, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 966 Senate Committee Substitute No. 2 (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

Respectfully,  
S/ James White  
Principal Clerk

June 4, 2019

**ENROLLED BILL AND A RESOLUTION**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 70**, AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD.

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.J.R. 679**, A JOINT RESOLUTION PROVIDING THAT THE 2019 GENERAL ASSEMBLY SHALL MEET FOR A DAY AT THE STATE CAPITOL IN HONOR OF THE SEVENTY-FIFTH ANNIVERSARY OF D-DAY. (Res. 2019-11)

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 658**, A BILL TO BE ENTITLED AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 233**, AN ACT TO REQUIRE A NON-STATE ENTITY THAT RECEIVES STATE FUNDS TO POST THE OFFICE OF THE STATE AUDITOR'S HOTLINE, TO ALLOW THE OFFICE OF THE STATE AUDITOR TO DETERMINE THE LENGTH OF TIME THAT A STATE AGENCY MAY RESPOND TO AN AUDIT OF ECONOMY AND EFFICIENCY OR AN AUDIT OF PROGRAM RESULTS, TO EXPAND THE TYPE OF RECORDS THE OFFICE OF THE STATE AUDITOR MAY SHARE

June 4, 2019



WITH STATE AND FEDERAL AGENCIES, TO CLARIFY THAT THE PRODUCTION OF DOCUMENTS TO THE OFFICE OF THE STATE AUDITOR DOES NOT WAIVE THE ATTORNEY-CLIENT OR ATTORNEY WORK-PRODUCT PRIVILEGES, TO CLARIFY THAT THE OFFICE OF THE STATE AUDITOR IS NOT REQUIRED TO ADOPT UNNECESSARY RULES, AND TO AMEND LOCAL GOVERNMENT FINANCE OFFICER LAWS. (Became law upon approval of the Governor, June 3, 2019 - S.L. 2019-19)

**H.B. 532**, AN ACT TO AUTHORIZE THE OVERMOUNTAIN VICTORY STATE TRAIL; TO AUTHORIZE THE WILDERNESS GATEWAY STATE TRAIL; AND TO MAKE VARIOUS CHANGES TO THE STATE PARKS ACT AND THE NORTH CAROLINA TRAILS SYSTEM ACT. (Became law upon approval of the Governor, June 3, 2019 - S.L. 2019-20)

**H.B. 388**, AN ACT TO ALLOW IMMUNIZING PHARMACISTS TO ADMINISTER THE INFLUENZA VACCINE TO PEOPLE TEN YEARS OF AGE AND OLDER AND TO ADMINISTER VACCINES RECOMMENDED BY THE CENTER FOR DISEASE CONTROL AND PREVENTION TO PEOPLE AT LEAST EIGHTEEN YEARS OF AGE PURSUANT TO A WRITTEN PROTOCOL TO INCREASE ACCESS TO VACCINES IN THE BEST INTEREST OF THE PUBLIC HEALTH OF THE CITIZENS OF NORTH CAROLINA. (Became law upon approval of the Governor, June 3, 2019 - S.L. 2019-21)

**H.B. 646**, AN ACT TO CLARIFY THE APPROVAL PROCESS FOR STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR VOTING PURPOSES; TO PROVIDE AN ADDITIONAL WINDOW FOR APPROVAL OF STUDENT AND EMPLOYEE IDENTIFICATION CARDS FOR THE 2020 ELECTIONS; AND TO PROVIDE FLEXIBILITY IN THE NUMBER OF HOURS OF EARLY ONE-STOP VOTING IN ODD-NUMBERED YEAR ELECTIONS. (Became law upon approval of the Governor, June 3, 2019 - S.L. 2019-22)

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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## SEVENTY-SECOND DAY

Senate Chamber  
Wednesday, June 5, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

June 5, 2019

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

### RECESS

### INTRODUCTION OF A RESOLUTION

A resolution filed for introduction is presented to the Senate and read the first time:

By Senator Berger:

**S.R. 680**, A SENATE RESOLUTION HONORING THE NORTH CAROLINIANS AND THE ALLIED TROOPS WHO FOUGHT DURING WORLD WAR II ON THE SEVENTY-FIFTH ANNIVERSARY OF D-DAY.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Ballard for the **Education/Higher Education Committee**:

**H.B. 389** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce and Insurance Committee**.

**H.B. 57**, A BILL TO BE ENTITLED AN ACT TO CREATE A TERM FOR PUBLIC SCHOOLS THAT INCLUDES THE VARIOUS TYPES OF PUBLIC SCHOOLS IN THE STATE AND TO CODIFY THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL PROGRAM, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30470, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 664** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE, 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, 30471, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 924** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40479, which changes the title to read **H.B. 924** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton for the **Finance Committee**:

**S.B. 377**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY'S ABILITY TO PERFORM AVIATION TRAINING, 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, 35291, which changes the title to read **S.B. 377** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY'S ABILITY TO PERFORM AVIATION TRAINING FOR A PERIOD OF THREE YEARS TO PROVIDE THE FEDERAL GOVERNMENT ADEQUATE TIME TO REVIEW AND PROMULGATE GUIDANCE ON POTENTIAL RAMIFICATIONS FOR THE BASE REALIGNMENT AND CLOSURE PROCESS CONCERNING THE COMPATIBILITY OF WIND ENERGY FACILITIES ON MILITARY OPERATIONS, TRAINING, AND READINESS; AND TO INCREASE THE APPLICATION FEE FOR PERMITTING OF PROPOSED WIND ENERGY FACILITIES OR WIND ENERGY FACILITY EXPANSIONS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 5, 2019

By Senator Krawiec for the **Health Care Committee**:

**H.B. 548**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel for the **Judiciary Committee**:

**H.B. 301** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE REVISIONS TO THE JUVENILE CODE PURSUANT TO RECOMMENDATIONS BY THE COURT IMPROVEMENT PROGRAM (CIP), with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 578**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981), with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 617**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 531**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40480, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 5, 2019

By Senator J. Davis for the **Transportation Committee**:

**H.B. 82** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT VEHICLES AND PERSONS MUST OBEY RAILROAD SIGNALS AND CROSSING RULES FOR ON-TRACK EQUIPMENT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 131** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 179**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

**H.B. 537** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30472, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, we thank you for this day. We thank you for your grace and love. Lord, we thank you for the rain you are sending our way. We need it and we appreciate it so much, Lord. We pray that you will bless our colleagues across the hall here as they vote on very important legislation. Guide and direct them in their thoughts, words, and deeds. Father, we praise you for all that you do for us. In Jesus’ name, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 4, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

June 5, 2019

**SENATE PAGES**

The Chair recognizes the following pages serving in the Senate this week:

Miller Andrews, Snow Hill; Alexander Berg, Lexington; Jordan Britt, Clayton; Della Crawford, Wadesboro; William Dahl, Wilmington; Annakate Gilchrist, Clayton; Caroline Harper, Raleigh; Caraline Laffler, Clayton; Ty McLaughlin, Rolesville; Ben Mills, Hickory; Mary Elizabeth Morris, Hookerton; Caden Robinette, Pinetops; Sophia Singer, High Point; Bailey Sloop, Laurinburg; and Jamie Wenzel, West End.

**RE-REFERRAL OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that would ordinarily appear on the calendar of Thursday, June 6, will be placed on the calendar of Monday, June 10.

Upon motion of Senator Rabon, **S.R. 680**, which was introduced earlier today, is placed on the calendar of Thursday, June 6.

Upon motion of Senator Berger, seconded by Senator Harrington, the Senate adjourns at 4:11 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of conferees, to reconvene Thursday, June 6, at 10:00 a.m., in the old State Capitol Senate Chamber.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 9**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF BESSEMER CITY TO AUTHORIZE THE CITY MANAGER TO APPOINT A POLICE CHIEF, with a favorable report.

The bill is placed on the calendar of Monday, June 10.

**H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RANDOLPH COUNTY TO NOT ACCEPT THE REGISTRATION OF A DEED TRANSFERRING REAL PROPERTY WHEN TAXES ARE DELINQUENT, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, June 10.

**H.B. 336**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN, with a favorable report.

The bill is placed on the calendar of Monday, June 10.

June 5, 2019

**S.B. 553** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, June 10.

### RE-REFERRAL OF BILLS

Senator Rabon orders the re-referral of bills as follows:

**S.B. 607**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT FUNDS USED FOR HIGHWAY CONSTRUCTION AND MAINTENANCE ARE NOT INADVERTENTLY DIVERTED TO THE GENERAL FUND, referred to the **Appropriations/Base Budget Committee** on April 18, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The bill is withdrawn from the **Appropriations/Base Budget Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 179**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, referred to the **Finance Committee** on June 5.

The bill is withdrawn from the **Finance Committee** and re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 455** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 812**, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE NUTRIENT OFFSET CREDIT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on May 6.

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The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### SEVENTY-THIRD DAY

Old Senate Chamber, North Carolina State Capitol Building  
Thursday, June 6, 2019

The Senate meets pursuant to adjournment in the Old Senate Chamber of the North Carolina State Capitol Building and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by Chaplain (MAJ) John Mozingo of the North Carolina Army National Guard, as follows:

“Almighty God, it is such a great honor to take the opportunity to be here today as we celebrate the pride of our nation who seventy-five years ago today set upon a mighty endeavor—a struggle to preserve our republic, our religion and our civilization and to set free a suffering humanity. Our loved ones went into battle not knowing if they would come home alive, but offering up a promise to us that all tyranny would be defeated. As prayers were lifted up to you on that day, you responded by leading them straight and true; and gave them strength to their arms, stoutness to their hearts, and steadfastness in their faith. Our service members were tried by night and by day, without rest, until the victory was secured. For these warriors were drawn from the ways of peace, but you gave the courage and ambition for good to overcome evil. They fought not for the lust of the conquest. They fought to end conquest. They fought to liberate. They fought to let justice arise and to allow tolerance and good will among all thy people. As soon as the first shots were fired, they yearned but for the end of the battle. O Lord, we have full confidence that you have embraced those that did not make the return trip. You received them, those heroes, thy servants, into thy kingdom. For those that were at home—the fathers, the mothers and the children, and the wives and the sisters and the brothers of those brave souls serving overseas—whose thoughts and prayers were ever with them—you gave them a comfort that could only come from you. So Father help us, Almighty God, to rededicate ourselves in renewed faith as we remember the great sacrifice that so many gave on those beaches in France seventy-five years ago today. Therefore, we now ask your blessings upon this session and these proceedings today that we may honor those who stood for justice and provided the framework for the freedom that we all enjoy today. For it's in the name of the Father, and the Son, and the Holy Spirit I pray. Amen.”

June 6, 2019



**PRESENTATION OF THE COLORS**

The President orders the Sergeant-at-Arms to open the doors of the chamber for the Presentation of the Colors by the Color Guard of the North Carolina Army National Guard.

**PLEDGE OF ALLEGIANCE**

Led by the President, members and guests remain standing and pledge allegiance to the flag of the United States of America.

**NATIONAL ANTHEM**

The President recognizes Sergeant First Class Ronda Vazquez, who sings "The Star-Spangled Banner."

Upon completion of the National Anthem, the Color Guard retires the colors and Sergeant First Class Ronda Vazquez exits the chamber.

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 5, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Ballard, Senator Fitch, Senator Gunn, Senator Hise, Senator Robinson, Senator Smith, and Senator Tillman.

*The President extends courtesies of the chamber to the following World War II and D-Day Veterans in attendance today:*

*Sergeant Hubert Garland Edwards of Sanford, Lt. Colonel Mark J. Giles of Sanford, Corporal Ralph Denson of Durham, Private First Class James Stevenson of Wilmington, Corporal Bob Bradicich of Ocean Isle Beach, Machinist First Class Bob Sargent of Burlington, Tech Sergeant Paul Pruitt, Staff Sergeant James Robertson, and Staff Sergeant Ernest Ballinger of Sanford.*

*The President extends courtesies of the chamber to the following military guests in attendance today:*

*Colonel Miriam Martinez, Colonel Scott Conway, and Lt. Colonel Dave Baker.*

*The President extends courtesies of the chamber to the following special guests in attendance today:*

*Marie-Claire Ribeill, Honorary Consul of France in Raleigh, N.C., and Louis de Corail, Consul General of France in Atlanta, Ga.*

June 6, 2019

**MOTION RELATIVE TO THE CALENDAR**

Senator Rabon moves that **S.R. 680** be read in its entirety and that its second reading be voted *viva voce*. The motions prevail without objection, and the Chair so orders.

**CALENDAR**

A resolution on today's calendar is taken up and disposed of as follows:

**S.R. 680**, A SENATE RESOLUTION HONORING THE NORTH CAROLINIANS AND THE ALLIED TROOPS WHO FOUGHT DURING WORLD WAR II ON THE SEVENTY-FIFTH ANNIVERSARY OF D-DAY, for adoption.

The Senate Resolution is read in its entirety.

Upon motion of Senator Berger, the Senate Resolution is adopted *viva voce*.

Upon motion of Senator Berger, seconded by Senator Brown, the Senate adjourns at 10:35 a.m., in honor of the veterans with us today, in memory of all who served, and in appreciation of those serving today, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of conferees, to reconvene Monday, June 10, at 2:00 p.m.

**ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 252**, AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**S.B. 315**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15357, which changes the title to read **S.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 5, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives failed to override the Governor's objection to **S.B. 359 (Ratified)**, AN ACT ESTABLISHING THE BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT.

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  
June 6, 2019

Mr. President:

Pursuant to the message from the House of Representatives on June 4, 2019, that the House failed to concur in **H.B. 966 Senate Committee Substitute No. 2 (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS. Speaker Moore has appointed:

Representative Johnson, Senior Chair	Representative Horn
Representative Lambeth, Senior Chair	Representative Hurley
Representative Saine, Senior Chair	Representative Sauls
Representative Arp, Chair	Representative Cleveland
Representative Brisson, Chair	Representative Riddell
Representative Dobson, Chair	Representative Murphy
Representative Faircloth, Chair	Representative Potts
Representative McGrady, Chair	Representative White
Representative Dixon	Representative D. Hall
Representative K. Hall	Representative Jones
Representative McElraft	Representative Boles
Representative Strickland	Representative Davis
Representative Hardister	Representative McNeill
Representative Hastings	Representative R. Turner
Representative Elmore	Representative Iler
Representative Fraley	Representative Presnell

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Representative Shepard  
 Representative Torbett  
 Representative Lewis  
 Representative Bell  
 Representative Howard

Representative Setzer  
 Representative Szoka  
 Representative Floyd and  
 Representative Graham

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
 S/ James White  
 Principal Clerk

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**H.B. 966** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill No. 2 for H.B. 966 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Brown, Co-Chair; Senator Harrington, Co-Chair; Senator B. Jackson, Co-Chair; Senator Edwards, Senator Gunn, Senator Wells, Senator J. Davis, Senator McInnis, Senator Ballard, Senator Tillman, Senator J. Alexander, Senator Horner, Senator Bishop, Senator Krawiec, Senator Britt, Senator Daniel, Senator Sanderson, Senator Hise, Senator Newton and Senator Rabon as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 90** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION, EXCEPTIONAL CHILDREN DIVISION, TO DEVELOP AS PART OF ITS POLICIES AND PROCEDURES A SYSTEM OF EVALUATION OF THE DIVISION'S TECHNICAL ASSISTANCE AND SUPPORT PROGRAMS PROVIDED TO LOCAL EDUCATION AGENCIES AND TO DIRECT CERTAIN AGENCIES TO STUDY THE FEASIBILITY OF LOCAL EDUCATION AGENCIES PARTICIPATING IN NC HEALTHCONNEX, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on April 11.

June 6, 2019

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 411** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, referred to the **Rules and Operations of the Senate Committee** on April 11.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 714**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO RECOMMEND STEPS NECESSARY TO TRANSITION TO A COMPETENCY-BASED ASSESSMENT AND TEACHING MODEL FOR ALL ELEMENTARY AND SECONDARY STUDENTS IN NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 917** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL DECLARATION OF EMERGENCY INCLUDES THE AUTHORITY TO CLOSE ROADS AND PUBLIC VEHICULAR AREAS TO THE PUBLIC DURING THE EMERGENCY, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, referred to the **Rules and Operations of the Senate Committee** on April 15.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 747** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED, referred to the **Rules and Operations of the Senate Committee** on May 2.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 495** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE SEPTIC EASEMENTS, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 612**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE SOCIAL SERVICES COMMISSION OF THE DIVISION OF SOCIAL SERVICES TO REVIEW EXISTING PUBLICATIONS, POLICIES, AND PROCEDURES; SUBMIT A REPORT WITH ITS FINDINGS TO THE OFFICE OF ADMINISTRATIVE HEARINGS; AND SUBMIT FOR ADOPTION UNDER THE RULE-MAKING PROCESS THOSE PUBLICATIONS, POLICIES, AND PROCEDURES IDENTIFIED AS SATISFYING THE DEFINITION OF A RULE UNDER G.S. 150B-2(8A), referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 873** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TIMING OF COLLECTION OF SYSTEM DEVELOPMENT FEES FOR EACH CATEGORY OF NEW DEVELOPMENT, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 70**, AN ACT EXTENDING THE DEADLINES BY WHICH CERTAIN PROVIDERS ARE REQUIRED TO CONNECT TO AND PARTICIPATE IN NORTH CAROLINA'S HEALTH INFORMATION EXCHANGE NETWORK KNOWN AS NC HEALTHCONNEX AND EXPANDING THE MEMBERSHIP OF THE NORTH CAROLINA HEALTH INFORMATION EXCHANGE ADVISORY BOARD. (Became law upon approval of the Governor, June 6, 2019 - S.L. 2019-23)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### SEVENTY-FOURTH DAY

Senate Chamber  
Monday, June 10, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Without objection, the Senate recesses at 2:14 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 7:00 p.m.

#### RECESS

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**S.B. 377** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE

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SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY'S ABILITY TO PERFORM AVIATION TRAINING FOR A PERIOD OF THREE YEARS TO PROVIDE THE FEDERAL GOVERNMENT ADEQUATE TIME TO REVIEW AND PROMULGATE GUIDANCE ON POTENTIAL RAMIFICATIONS FOR THE BASE REALIGNMENT AND CLOSURE PROCESS CONCERNING THE COMPATIBILITY OF WIND ENERGY FACILITIES ON MILITARY OPERATIONS, TRAINING, AND READINESS; AND TO INCREASE THE APPLICATION FEE FOR PERMITTING OF PROPOSED WIND ENERGY FACILITIES OR WIND ENERGY FACILITY EXPANSIONS, with a favorable report.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 235** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 399** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE THE TAX CREDIT FOR REHABILITATING INCOME-PRODUCING HISTORIC STRUCTURES, TO ALLOW A TAX CREDIT FOR THE REHABILITATION OF BUILDINGS IN DISASTER AREAS, AND TO DELAY THE SUNSET OF THE TAX CREDITS FOR HISTORIC REHABILITATION.

Referred to the **Rules and Operations of the Senate Committee**.

### RE-REFERRAL OF A BILL

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, referred to the **Finance Committee** on June 6.

The Committee Substitute bill is withdrawn from the **Finance Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**S.B. 255** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM, for concurrence in the House Committee Substitute bill.

**S.B. 381** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RECONSTITUTE SEVERAL BOARDS AND COMMISSIONS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO MAKE CLARIFICATIONS TO THOSE BOARDS, for concurrence in the House Committee Substitute bill No. 2.

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Father, we thank you for the foundation that was laid in this country—in this nation—when the first settlers arrived here. Lord, the first thing that was placed in the soil was a cross, and the first words that were spoken were scriptures. Lord, as we build upon the cornerstone that you have laid, Father, we pray that you will give this nation the guidance and the wisdom it needs to follow after the words and after the vision that you have given us to do, in Jesus' name.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, June 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Blue, Senator Fitch, Senator Gunn, Senator J. Jackson, and Senator Rabon.

*The Chair extends privileges of the floor to Gwen Waddell-Schultz from Chapel Hill, North Carolina, who is serving the Senate as Nurse of the Day.*

**MOTION RELATIVE TO THE CALENDAR**

**H.B. 336**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN, upon second reading.

Upon motion of Senator Hise, the bill is withdrawn from today's calendar and placed on the calendar of Tuesday, June 11.

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**RE-REFERRAL OF BILLS**

Senator Hise offers a motion that all bills heard in the **Rules and Operations of the Senate Committee** on Thursday, June 6, and reported out of that committee today be placed on the calendar of Wednesday, June 12. The motion prevails without objection, and the Chair so orders.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 9**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF BESSEMER CITY TO AUTHORIZE THE CITY MANAGER TO APPOINT A POLICE CHIEF, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW RANDOLPH COUNTY TO NOT ACCEPT THE REGISTRATION OF A DEED TRANSFERRING REAL PROPERTY WHEN TAXES ARE DELINQUENT, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**S.B. 553** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, upon second reading.

Senator Wells offers Amendment No. 1, which is adopted (42-2).

The Committee Substitute bill, as amended, passes its second reading (39-5) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**SENATE PAGES**

The Chair recognizes the following pages serving in the Senate this week:

Rebekah Byrd, Clinton; Will Carney, Mooresville; Elizabeth Cashwell, Garland; Rhett Freedman, Clarkton; Carson Grainger, Tabor City; Abbey Hamilton, Asheville; Christina Hamilton, Asheville; Lee Hayden, Rockingham; Savannah-Grace Jones, Tabor City; Sarika Kasuganti, Cary; Caroline King, Rutherfordton; Lily Klett, Davidson; Shriya Madhavaram, Waxhaw; Tucker Martin, Stanley; Cade McConnell, Vale; Jane Sihm, Cary; Parker Shook, Jr., Raleigh; Anne Spong, Greensboro; and Will Twilla, Eden.

Upon motion of Senator Hise, seconded by Senator D. Davis, the Senate adjourns at 7:32 p.m., in honor and in memory of Joyce Mitchell, subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of conferees, to reconvene Tuesday, June 11, at 9:30 a.m.

**SEVENTY-FIFTH DAY**

Senate Chamber  
Tuesday, June 11, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

**RECESS****RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 370**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL LAW ENFORCEMENT TO HOLD PRISONERS SUBJECT TO UNITED STATES DEPARTMENT OF HOMELAND SECURITY DETAINEES, TO CREATE A PRIVATE RIGHT OF ACTION AGAINST LOCAL JURISDICTIONS THAT DO NOT COMPLY WITH STATE LAWS RELATED TO IMMIGRATION, AND TO ENCOURAGE COMMUNITY OUTREACH PROGRAMS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 57** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A TERM FOR PUBLIC SCHOOLS THAT INCLUDES THE VARIOUS TYPES OF PUBLIC SCHOOLS IN THE STATE AND TO CODIFY THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL PROGRAM, with a favorable report.

**H.B. 82** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT VEHICLES AND PERSONS MUST OBEY RAILROAD SIGNALS AND CROSSING RULES FOR ON-TRACK EQUIPMENT, with a favorable report.

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**H.B. 131** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, with a favorable report.

**H.B. 179**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, with a favorable report.

**H.B. 301** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE REVISIONS TO THE JUVENILE CODE PURSUANT TO RECOMMENDATIONS BY THE COURT IMPROVEMENT PROGRAM (CIP), with a favorable report.

**H.B. 415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE, with a favorable report.

**H.B. 531** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT, with a favorable report.

**H.B. 548**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, with a favorable report.

**H.B. 578**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981), with a favorable report.

**H.B. 617**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY, with a favorable report.

**H.B. 664** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE, with a favorable report.

**H.B. 924** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION

REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, with a favorable report.

By Senator Britt for the **Judiciary Committee**:

**S.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45300, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Finance Committee**.

By Senator J. Alexander for the **State and Local Government Committee**:

**H.B. 99** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 697**, A BILL TO BE ENTITLED AN ACT TO ENABLE NONPROFIT ENTITIES THAT DONATE REFURBISHED COMPUTERS TO LOW-INCOME STUDENTS IN THIS STATE TO OBTAIN SURPLUS COMPUTER EQUIPMENT AT LOW OR NO COST FROM THE STATE SURPLUS PROPERTY AGENCY AND THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 383**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40482, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

June 11, 2019

Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“Thou who art eternal, we thank thee and we love thee as the creator of all good and beautiful gifts. We thank thee for thy joy, we thank thee for thy love, we thank thee for thy mercy and grace. Now we ask that you would look down upon us as we do the bidding for those that cannot bid for themselves. We ask that you help us in our decisions and the things that we do for the Old North State. These things we pray. And all of the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, June 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Blue, Senator Fitch, and Senator J. Jackson.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 9**, AN ACT AMENDING THE CHARTER OF THE CITY OF BESSEMER CITY TO AUTHORIZE THE CITY MANAGER TO APPOINT A POLICE CHIEF.

**H.B. 201**, AN ACT TO ALLOW RANDOLPH COUNTY TO NOT ACCEPT THE REGISTRATION OF A DEED TRANSFERRING REAL PROPERTY WHEN TAXES ARE DELINQUENT.

### MOTION RELATIVE TO THE CALENDAR

**S.B. 255** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR’S VERIFIED WRITTEN CLAIM, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Rabon, the House Committee Substitute bill is withdrawn from today’s calendar and placed on the calendar of Wednesday, June 12.

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

June 11, 2019

**H.B. 336**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN, upon second reading.

Senator Perry offers Amendment No. 1, which is adopted (46-0), and will, upon concurrence by the House of Representatives, change the title to read, **H.B. 336**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN AND TO TEMPORARILY SUSPEND THE CHARTER OF THE TOWN OR EUREKA.

The bill, as amended, passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in Senate Amendment No. 1.

**S.B. 381** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RECONSTITUTE SEVERAL BOARDS AND COMMISSIONS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO MAKE CLARIFICATIONS TO THOSE BOARDS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Wells, the Senate concurs in the House Committee Substitute bill No. 2 (46-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Hise, seconded by Senator Woodard, the Senate adjourns at 4:20 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of conferees, to reconvene Wednesday, June 12, at 9:30 a.m.

#### **MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

#### **STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR**

ROY COOPER  
GOVERNOR

June 11, 2019

Mr. James White, Principal Clerk  
North Carolina House of Representatives  
Legislative Building, Room 2330  
Raleigh, NC 27601

Ms. Sarah Holland, Principal Clerk  
North Carolina Senate  
Legislative Building, Room 2020  
Raleigh, NC 27601

June 11, 2019

Dear Mr. White and Ms. Holland:

This is written to comply with Section 1 and Section 2 of Executive Order Number 107 signed by Governor Hunt February 20, 1997.

I hereby designate La'Tanta "LT" McCrimmon of the Governor's Office as an official to whom delivery of bills can be made under the provisions of Section 2, in addition to previously designated employees: Lee Lilley, Sallie James and Claudia Shoemaker.

Lee Lilley and LT McCrimmon shall serve as the designated liaisons to lobby on behalf of this office. Mr. Lilley's office is located in Room 1140B of the Administration Building and his phone number is (919) 814-2027. Ms. McCrimmon's office is located in Room 1140C of the Administration Building and her phone number is (919) 814-2034.

Very truly yours,  
S/ Roy Cooper

cc: President *Pro Tempore* Phil Berger  
Speaker Tim Moore

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 90**, A BILL TO BE ENTITLED AN ACT TO ENACT THE RELIGIOUS ASSEMBLY SECURITY AND PROTECTION ACT OF 2019, referred to the **Judiciary Committee** on April 29, with a sequential referral to the **Rules and Operations of the Senate Committee**.

A sequential referral to the **Finance Committee** is added between the existing referrals.

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 760** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

June 11, 2019



**H.B. 770** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE ADMINISTRATIVE AGENCIES, GOVERNMENTAL OFFICIALS, AND COURTS IN CIVIL PROCEEDINGS TO CONSIDER A CERTIFICATE OF RELIEF FAVORABLY; TO REQUIRE INCREASED STANDARDS FOR A LICENSING BOARD'S USE OF AN APPLICANT'S CRIMINAL HISTORY IN MAKING DETERMINATIONS; AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 267**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, referred to the **Rules and Operations of the Senate Committee** on March 18.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 777**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE PURCHASE OF CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR SERVICE IN A PRIOR YEAR WHEN THAT SERVICE WAS ASSUMED TO BE PART-TIME BUT WAS ACTUALLY FULL-TIME SERVICE, referred to the **Rules and Operations of the Senate Committee** on May 7.

The bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 337** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC

SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 9**, AN ACT AMENDING THE CHARTER OF THE CITY OF BESSEMER CITY TO AUTHORIZE THE CITY MANAGER TO APPOINT A POLICE CHIEF. (Became law upon ratification, June 11, 2019 - S.L. 2019-24)

**H.B. 201**, AN ACT TO ALLOW RANDOLPH COUNTY TO NOT ACCEPT THE REGISTRATION OF A DEED TRANSFERRING REAL PROPERTY WHEN TAXES ARE DELINQUENT. (Became law upon ratification, June 11, 2019 - S.L. 2019-25)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### SEVENTY-SIXTH DAY

Senate Chamber  
Wednesday, June 12, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the receipt of committee reports, to reconvene at 4:00 p.m.

### RECESS

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

June 12, 2019

By Senator Krawiec for the **Health Care Committee**:

**H.B. 658**, A BILL TO BE ENTITLED AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 361**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45303, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

By Senator Tillman for the **Finance Committee**:

**S.B. 315** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Committee Substitute bill No. 3.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 3, 15360, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 3 is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 361** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, referred to the **Appropriations/Base Budget Committee** on June 12.

The Committee Substitute bill is withdrawn from the **Appropriations/Base Budget Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

June 12, 2019

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 4**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT, referred to the **Rules and Operations of the Senate Committee** on March 11.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 6** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY TO ENTER INTO LEASES AND CONTRACTS WITH TERMS NOT TO EXCEED FORTY YEARS, referred to the **Rules and Operations of the Senate Committee** on February 21.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 15**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF LEXINGTON TO DISSOLVE THE CITY'S UTILITIES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on February 21.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY, referred to the **Rules and Operations of the Senate Committee** on April 11.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 299** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE HENDERSON COUNTY CAMPUS OF BLUE RIDGE COMMUNITY COLLEGE TO BE USED FOR ARTS, SCIENCES, AND GENERAL STUDIES AND POLICE PHYSICAL ABILITIES TEST TRAINING AND TO AUTHORIZE THE COUNTY TO MAKE SUBSTANTIAL RENOVATIONS TO EXISTING CAMPUS BUILDINGS, referred to the **Rules and Operations of the Senate Committee** on April 16.

June 12, 2019

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 489**, A BILL TO BE ENTITLED AN ACT RENAMING THE LINCOLNTON-LINCOLN COUNTY AIRPORT AUTHORITY AS THE LINCOLNTON-LINCOLN COUNTY REGIONAL AIRPORT AUTHORITY, AUTHORIZING THE AIRPORT AUTHORITY TO APPLY FOR AND ACCEPT GRANTS FROM THE STATE AND FEDERAL GOVERNMENT, AND MAKING OTHER CHANGES TO THE ENACTING LEGISLATION, referred to the **Rules and Operations of the Senate Committee** on April 16.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 266** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY SCHOOL PERFORMANCE GRADES TO PROVIDE THAT ALL SCHOOLS RECEIVE A GRADE FOR SCHOOL ACHIEVEMENT AND A GRADE FOR SCHOOL GROWTH, referred to the **Rules and Operations of the Senate Committee** on March 28.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 493** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOLS TO PROVIDE STUDENTS WITH INFORMATION AND RESOURCES ON CHILD ABUSE AND NEGLECT, INCLUDING SEXUAL ABUSE, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 521** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A THREE-YEAR TRANSITIONAL LICENSE FOR TEACHERS FROM OTHER STATES AND AUTHORIZE LOCAL BOARDS OF EDUCATION TO DETERMINE EXPERIENCE CREDIT FOR THOSE TEACHERS TO PAY THEM ON THE COMMENSURATE LEVEL ON THE STATE SALARY SCHEDULE FOR THE TERM OF THE LICENSE, AND TO MODIFY THE REQUIREMENTS FOR A LIFETIME LICENSE, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

June 12, 2019

**H.B. 67** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROHIBITION ON THE REMOVAL, DESTRUCTION, OR DRIVING THROUGH OF ROADWAY CONSTRUCTION BARRIERS TO INCLUDE DANGEROUS ROADWAY CONDITION CLOSURE BARRIERS, referred to the **Rules and Operations of the Senate Committee** on March 14.

The Committee Substitute bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 158** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO VARIOUS DEPARTMENT OF TRANSPORTATION REPORTING REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on March 14.

The Committee Substitute bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 206** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on March 28.

The Committee Substitute bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 620** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO REGULARLY UPDATE THE SUBDIVISION ROADS MANUAL AND TO TEMPORARILY EXEMPT PROPRIETARY DESIGN WORK SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION DURING A COMPETITIVE BID PROCESS FROM PUBLIC RECORDS, referred to the **Rules and Operations of the Senate Committee** on May 7.

The Committee Substitute bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, referred to the **Rules and Operations of the Senate Committee** on May 2.

The Committee Substitute bill No. 3 is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.J.R. 1015**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on May 31.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Deanna Ballard, Senator from Watauga County, as follows:

“Dear heavenly Father, you know I’ve just been chewing on Matthew 17 a good bit—when Jesus led Peter, James, and his brother up to the mountain, Father, and you were transfigured, and your face was shining like the sun. I am just so grateful that in that moment there were no personal thoughts of dreams or of just petty concerns or personal powers. But in that moment was the center of just life, the center of just your eternal glory and your gorgeous glory. Just thank you so much. I come with no grocery list of requests today, Lord, but simply a grateful heart for just shining your glory on us despite the beauty or lack of beauty in our character. I love you and am just thankful for the honor and privilege of shining your glory and standing next to these men and women in this chamber. In your name I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Bishop, Senator J. Jackson, Senator Robinson, Senator Sawyer, and Senator Smith.

*The Chair extends privileges of the floor to Todd Stevens from Winston-Salem, North Carolina, who is serving the Senate as Nurse of the Day.*

### **ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 381**, AN ACT TO RECONSTITUTE SEVERAL BOARDS AND COMMISSIONS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO MAKE CLARIFICATIONS TO THOSE BOARDS.

June 12, 2019

**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, without objection, the following bills are withdrawn from today's calendar and placed on the calendar of Thursday, June 13:

**H.B. 415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE, upon second reading.

**H.B. 531** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT, upon second reading.

**H.B. 548**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, upon second reading.

**H.B. 578**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981), upon second reading.

**H.B. 617**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY, upon second reading.

**H.B. 664** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE, upon second reading.

**H.B. 924** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, upon second reading.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

June 12, 2019



**S.B. 377** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT CONSTRUCTION, OPERATION, OR EXPANSION OF WIND ENERGY FACILITIES IN AREAS OF THE STATE WHERE IMPACTS OF VERTICAL OBSTRUCTIONS HAVE BEEN DETERMINED TO BE SIGNIFICANTLY HIGH, WITH A HIGH RISK FOR DEGRADING SAFETY AND THE MILITARY'S ABILITY TO PERFORM AVIATION TRAINING FOR A PERIOD OF THREE YEARS TO PROVIDE THE FEDERAL GOVERNMENT ADEQUATE TIME TO REVIEW AND PROMULGATE GUIDANCE ON POTENTIAL RAMIFICATIONS FOR THE BASE REALIGNMENT AND CLOSURE PROCESS CONCERNING THE COMPATIBILITY OF WIND ENERGY FACILITIES ON MILITARY OPERATIONS, TRAINING, AND READINESS; AND TO INCREASE THE APPLICATION FEE FOR PERMITTING OF PROPOSED WIND ENERGY FACILITIES OR WIND ENERGY FACILITY EXPANSIONS, upon second reading.

The Committee Substitute bill passes its second reading (25-19) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives. Upon motion of Senator Rabon, without objection, the Committee Substitute bill is sent to the House of Representatives by special message.

#### A SENATORIAL STATEMENT

Senator Lowe submits a Senatorial Statement, entitled, "**HONORING VIVIAN H. BURKE FOR HER SERVICE TO WINSTON-SALEM.**" (See Appendix for full text.)

#### CALENDAR *(continued)*

**H.B. 57** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A TERM FOR PUBLIC SCHOOLS THAT INCLUDES THE VARIOUS TYPES OF PUBLIC SCHOOLS IN THE STATE AND TO CODIFY THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL PROGRAM, upon second reading.

The Senate Committee Substitute bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 82** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT VEHICLES AND PERSONS MUST OBEY RAILROAD SIGNALS AND CROSSING RULES FOR ON-TRACK EQUIPMENT, upon second reading.

The Committee Substitute bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

June 12, 2019

**H.B. 131** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT, upon second reading.

*Without objection, Senator Blue is excused from voting on the bill due to a possible conflict of interest.*

The Committee Substitute bill passes its second reading (41-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 179**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS, upon second reading.

The bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 301** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE REVISIONS TO THE JUVENILE CODE PURSUANT TO RECOMMENDATIONS BY THE COURT IMPROVEMENT PROGRAM (CIP), upon second reading.

The Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**S.B. 255** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Rabon, the Senate concurs in the House Committee Substitute bill (43-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator Rabon, the Senate adjourns at 4:45 p.m., in memory of Kyle Smith, former Mayor of Kings Mountain, N.C., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of conferees, to reconvene Thursday, June 13, at 12:30 p.m.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**S.B. 219** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, for concurrence in the House Committee Substitute bill No. 2.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

June 12, 2019

By Senator J. Alexander for the **Commerce and Insurance Committee**:

**S.B. 290**, A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW A DISTILLERY TO SELL MIXED BEVERAGES; TO ALLOW A DISTILLERY TO SELL SPIRITUOUS LIQUOR DISTILLED BY THE DISTILLER DIRECTLY TO MIXED BEVERAGES PERMITTEES AND OUT-OF-STATE CONSUMERS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE; AND TO ALLOW BARS TO OBTAIN ON-PREMISES ABC PERMITS, 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, 15361, which changes the title to read **S.B. 290** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW CERTAIN ORDERS OF ELIGIBLE DISTILLERY PRODUCTS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; AND TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 389** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY, 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, 10660, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel for the **Judiciary Committee**:

**H.B. 469** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

June 12, 2019

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30476, which changes the title to read **H.B. 469** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman for the **Finance Committee**:

**S.B. 523**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45304, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 675** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, referred to the **Rules and Operations of the Senate Committee** on April 30.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **SEVENTY-SEVENTH DAY**

Senate Chamber  
Thursday, June 13, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

June 13, 2019

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Father, we are grateful to be living in a democracy, where many people play a part in making sure that needs and desires of the nation’s citizens are heard and met. As our leaders work together to find solutions for difficult problems, we ask that you guide us as we speak, and give us humility to one another. Help us to show that we are Christ-like, that we love each other as we interact with each other. In the name of our powerful Jesus Christ. And all the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 12, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Hise, Senator Horner, Senator J. Jackson, and Senator Smith.

*The Chair extends privileges of the floor to Sherry Short from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 151**, AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY.

**S.B. 255**, AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR’S VERIFIED WRITTEN CLAIM.

**S.B. 448**, AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN.

**S.B. 648**, AN ACT TO PROVIDE FURTHER SUPPORT TO THE SHELLFISH AQUACULTURE INDUSTRY IN NORTH CAROLINA.

**H.B. 82**, AN ACT TO CLARIFY THAT VEHICLES AND PERSONS MUST OBEY RAILROAD SIGNALS AND CROSSING RULES FOR ON-TRACK EQUIPMENT.

June 13, 2019

**H.B. 131**, AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT.

**H.B. 179**, AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS.

**H.B. 301**, AN ACT TO MAKE REVISIONS TO THE JUVENILE CODE PURSUANT TO RECOMMENDATIONS BY THE COURT IMPROVEMENT PROGRAM (CIP).

### REFERRAL OF BILLS

Upon motion of Senator Rabon, without objection, all bills that would ordinarily appear on the calendar of Friday, June 14, will be placed on the calendar of Monday, June 17.

The Senate recesses at 12:56 p.m., to reconvene at 1:15 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

*Upon the appearance of Senator Hise in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.*

*The Chair grants a leave of absence for the remainder of today's session to Senator Tillman.*

### MOTION RELATIVE TO THE CALENDAR

**H.B. 924** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, upon second reading.

Upon motion of Senator Rabon, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Monday, June 17.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

June 13, 2019

**H.B. 415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE, upon second reading.

The Committee Substitute bill passes its second reading (35-10) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 531** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT, upon second reading.

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 548**, A BILL TO BE ENTITLED AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE, upon second reading.

*Upon the appearance of Senator Horner in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.*

The bill passes its second reading (45-1) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 578**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981), upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 617**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY, upon second reading.

The bill passes its second reading (43-3) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 664** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE, upon second reading.

The Senate Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**S.B. 219** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator McInnis, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-46) and the House of Representatives is notified by special message.

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**S.B. 219** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 219, Senator Hise, Deputy President *Pro Tempore*, announces the President *Pro Tempore*'s appointment of Senator McInnis, Chair; Senator Rabon, Senator Tillman, Senator Ballard and Senator Horner as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

Upon motion of Senator Berger, seconded by Senator J. Davis, the Senate adjourns at 1:41 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of conferees, to reconvene Friday, June 14, at 10:00 a.m.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 402** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 553** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO REQUIRE LICENSING AND PERMITTING FOR FIRMS AND PERSONS THAT INSTALL AND SERVICE PORTABLE FIRE EXTINGUISHERS AND FIRE SUPPRESSION SYSTEMS.

Referred to the **Rules and Operations of the Senate Committee**.

June 13, 2019



**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 13, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 219 House Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, and requests conferees. Speaker Moore has appointed:

Representative Elmore, Chair  
Representative Horn and  
Representative Clemmons

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 871** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**REPORTS OF COMMITTEES**

Standing committee reports and a select committee report are submitted as follows:

June 13, 2019

By Senator Gunn for the **Commerce and Insurance Committee**:

**H.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Select Committee on Nominations**:

**H.J.R. 1015**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION, with a favorable report.

The Joint Resolution is placed on the calendar of Monday, June 17.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 99** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, with a favorable report.

The Senate Committee Substitute bill is placed on the calendar of Monday, June 17.

**H.B. 383** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS, with a favorable report.

The Senate Committee Substitute bill is placed on the calendar of Monday, June 17.

**H.B. 389** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY, with a favorable report.

The Senate Committee Substitute bill is placed on the calendar of Monday, June 17.

**H.B. 658**, A BILL TO BE ENTITLED AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED, with a favorable report.

The bill is placed on the calendar of Monday, June 17.

June 13, 2019

**S.B. 315** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, with a favorable report.

The Committee Substitute bill No. 3 is placed on the calendar of Monday, June 17.

**S.B. 523** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, June 17.

By Senator Hise for the **Finance Committee**:

**H.B. 537** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 361** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 267**, A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, 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, 15362, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **State and Local Government Committee**.

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**H.B. 432** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 13, 2019

**S.B. 568**, A BILL TO BE ENTITLED AN ACT TO REQUIRE (I) RESPONSIBLE DECOMMISSIONING OF UTILITY-SCALE SOLAR FACILITIES AND WIND ENERGY FACILITIES UPON CESSATION OF ACTIVITIES AT A FACILITY AND (II) RECYCLING OF ALL END-OF-LIFE SOLAR ENERGY EQUIPMENT LOCATED WITHIN THE STATE, 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, 45305, which changes the title to read **S.B. 568** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE (I) RESPONSIBLE DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS AND WIND ENERGY FACILITIES UPON CESSATION OF ACTIVITIES AND (II) RECYCLING OF ALL END-OF-LIFE PHOTOVOLTAIC MODULES AND ENERGY STORAGE SYSTEM BATTERIES LOCATED WITHIN THE STATE, AND PROHIBITING THEIR DISPOSAL IN LANDFILLS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 495** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE SEPTIC EASEMENTS, 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, 10662, which changes the title to read **H.B. 495** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Bishop for the **Health Care Committee**:

**H.B. 656** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30478, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 934** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS, 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, 10661, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, referred to the **Rules and Operations of the Senate Committee** on March 21.

The Committee Substitute bill No. 2 is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 224** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND ON AN EMPLOYEE OF A DETENTION FACILITY, referred to the **Rules and Operations of the Senate Committee** on March 14.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 310**, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

June 13, 2019

**H.B. 886**, A BILL TO BE ENTITLED AN ACT TO STUDY THE CHALLENGES CHILD CARE FACILITY OPERATORS FACE IN PARTICIPATING IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### SEVENTY-EIGHTH DAY

Senate Chamber  
Friday, June 14, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Senator Harrington announces that the Senate Journal of Thursday, June 13, has been examined and is found to be correct. Upon her motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Harrington, seconded by Senator Rabon, the Senate adjourns at 10:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of conferees, to reconvene Monday, June 17, at 2:00 p.m.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 228** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 1017**, A BILL TO BE ENTITLED AN ACT TO REDISTRIBUTE WAKE COUNTY HOUSE OF REPRESENTATIVE DISTRICTS, AS ORDERED BY THE COURT IN NAACP V. LEWIS AND AS DRAWN BY THE SPECIAL MASTER IN COVINGTON V. NORTH CAROLINA.

Referred to the **Rules and Operations of the Senate Committee**.

June 14, 2019

**S.B. 148** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW LAW ENFORCEMENT AGENCIES TO DISCLOSE OR RELEASE RECORDINGS FOR PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION OR TO LOCATE A MISSING OR ABDUCTED PERSON, for concurrence in the House Committee Substitute bill.

**S.B. 500** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER, for concurrence in the House Committee Substitute bill.

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 18**, A BILL TO BE ENTITLED AN ACT TO ALLOW VOTING BY ABSENTEE BALLOT IN FIRE DISTRICT ELECTIONS, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 1017**, A BILL TO BE ENTITLED AN ACT TO REDISTRIBUTE WAKE COUNTY HOUSE OF REPRESENTATIVE DISTRICTS, AS ORDERED BY THE COURT IN NAACP V. LEWIS AND AS DRAWN BY THE SPECIAL MASTER IN COVINGTON V. NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on June 14.

The bill is re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 257**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 869** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DESIGN BUILD AND DESIGN BUILD BRIDGING STATUTES, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

June 14, 2019

**H.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**S.B. 252**, AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES. (Became law upon approval of the Governor, June 14, 2019 - S.L. 2019-26)

Pursuant to Senator Harrington's motion to adjourn having prevailed, the Senate stands adjourned.

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#### SEVENTY-NINTH DAY

Senate Chamber  
Monday, June 17, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 7:00 p.m.

#### RECESS

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

June 17, 2019



**H.B. 469** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, referred to the **Rules and Operations of the Senate Committee** on June 12.

The Senate Committee Substitute bill is re-referred to the **Pensions and Retirement and Aging Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 686** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE REQUIREMENTS FOR CERTAIN AUTOMATICALLY RENEWING CONSUMER CONTRACTS, referred to the **Rules and Operations of the Senate Committee** on May 7.

The Committee Substitute bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, referred to the **Rules and Operations of the Senate Committee** on May 24.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 402** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on June 13.

The Committee Substitute bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO MAKE APPOINTMENTS TO THE BOARDS OF TRUSTEES FOR CONSTITUENT UNIVERSITIES OF THE UNIVERSITY OF NORTH CAROLINA AND THE BOARD OF TRUSTEES OF CLEVELAND COMMUNITY COLLEGE, referred to the **Rules and Operations of the Senate Committee** on May 29.

The bill is re-referred to the **Select Committee on Nominations**.

**H.B. 106** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM, referred to the **Rules and Operations of the Senate Committee** on May 6.

June 17, 2019

The Committee Substitute bill No. 3 is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** 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:

**S.B. 11** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Wednesday, June 19.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Erica D. Smith, Senator from Northampton County, as follows:

“Creator of the universe, God of us all, we thank you for an opportunity to assemble together. Guide us, Jehovah, to the more excellent way that in every decision that we make—as we legislate, advocate, and deliberate—that we will be about serving your children in a more excellent way. These and all other things we ask in your name, no higher name on earth. Amen.”

Senator Rabon announces that the Senate Journal of Friday, June 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Bishop, Senator Foushee, Senator Hise, and Senator Lowe.

*The Chair extends privileges of the floor to Carolyn Kleman from Wilmington, North Carolina, who is serving the Senate as Nurse of the Day.*

#### A SENATORIAL STATEMENT

Senator Tillman submits a Senatorial Statement, entitled, **“CONGRATULATING THE CITY OF ARCHDALE ON ITS FIFTIETH ANNIVERSARY.”** (See Appendix for full text.)

#### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

June 17, 2019

**H.B. 415**, AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE.

**H.B. 548**, AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE.

**H.B. 578**, AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981).

**H.B. 617**, AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 138**, AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWNS OF BLACK MOUNTAIN, BILTMORE FOREST, AND RONDA SHALL BE HELD IN EVEN-NUMBERED YEARS.

**S.B. 139**, AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF MONTREAT SHALL BE HELD IN EVEN-NUMBERED YEARS.

**H.B. 336**, AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN AND TO TEMPORARILY SUSPEND THE CHARTER OF THE TOWN OF EUREKA.

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Wednesday, June 19:

**S.B. 523** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, upon second reading.

**H.B. 99** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, upon second reading.

June 17, 2019

**H.B. 658**, A BILL TO BE ENTITLED AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED, upon second reading.

### CALENDAR

Bills and resolutions on today's calendar are taken up and disposed of as follows:

**H.B. 383** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS, upon second reading.

Senator Rabon offers Amendment No. 1, which is adopted (45-0) and changes the title to read, **H.B. 383** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS AND TO CLARIFY THE TIMING OF THE ORGANIZATIONAL MEETING OF THE PENDER COUNTY BOARD OF EDUCATION.

The Senate Committee Substitute bill, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**S.B. 315** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, upon second reading.

Senator B. Jackson offers Amendment No. 1, which is adopted (45-0).

Pursuant to Rule 28, Senator Woodard offers a motion to divide the question, as follows:

**Proposition No. 1:** The long title, the enacting clause, and Sections 1-18, 21-26, and 28-31 of Edition 4 of Senate Bill 315 of the 2019 Regular Session.

**Proposition No. 2:** The long title, the enacting clause, and Section 19 of Edition 4 of Senate Bill 315 of the 2019 Regular Session.

**Proposition No. 3:** The long title, the enacting clause, and Section 20 of Edition 4 of Senate Bill 315 of the 2019 Regular Session.

**Proposition No. 4:** The long title, the enacting clause, and Section 27 of Edition 4 of Senate Bill 315 of the 2019 Regular Session.

The motion to divide the question fails (18-27).

Senator Peterson offers Amendment No. 2.

Senator Rabon moves that Amendment No. 2 do lie upon the table, seconded by Senator Wells, which motion prevails (26-19).

Senator Peterson offers Amendment No. 3, which fails (19-26).

June 17, 2019

The Committee Substitute bill No. 3, as amended, passes its second reading (31-14) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives.

**H.B. 389** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY, upon second reading.

The Senate Committee Substitute bill passes its second reading (33-12) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill. Upon motion of Senator Rabon, without objection, the Senate Committee Substitute bill is sent to the House of Representatives by special message.

**H.B. 924** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS, upon second reading.

Senator Chaudhuri offers Amendment No. 1, which fails (19-26).

Senator Tillman offers Amendment No. 2, which is adopted (45-0).

The Senate Committee Substitute bill, as amended, passes its second reading (42-3) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.J.R. 1015**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION, upon second reading.

The Joint Resolution passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**S.B. 148** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW LAW ENFORCEMENT AGENCIES TO DISCLOSE OR RELEASE RECORDINGS FOR PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION OR TO LOCATE A MISSING OR ABDUCTED PERSON, for concurrence in the House Committee Substitute bill.

Upon motion of Senator D. Davis, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 500** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER, for concurrence in the House Committee Substitute bill.

June 17, 2019

Upon motion of Senator Smith, the Senate fails to concur in the House Committee Substitute bill (0-45) and the House of Representatives is notified by special message.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.J.R. 820**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ARLIE FRANKLIN CULP, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

Upon motion of Senator Rabon, without objection, the rules are suspended and the Joint Resolution is placed on today's calendar.

### **CALENDAR** *(continued)*

**H.J.R. 820**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ARLIE FRANKLIN CULP, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY, upon second reading.

The Joint Resolution passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

### **SENATE PAGES**

The Chair recognizes the following pages serving in the Senate this week:

Evan Andrews, Winston-Salem; Web Bass, Jr., Apex; Emily Bolen, Raleigh; Nate Bowers, Carrboro; Reagan Bowman, Franklinton; Brook Fowler, Winston-Salem; Alyssa Gross, Cary; Ben Harmon, Apex; Elianna Horner, Cary; Garrett Hughes, Thomasville; Anna Claire Joshi, Raleigh; Mia Manicone, Denver; Will McClintock, Jr., Durham; Lily McConnell, Harrisburg; Kathryn Osterhout, Rocky Mount; Thomas Perretti II, Wake Forest; Lee Plummer, Raleigh; Amelia Todd, Wilmington; and Colin York, Caswell Beach.

### **A SENATORIAL STATEMENT**

Senator Johnson submits a Senatorial Statement, entitled, **“CONGRATULATING THE UNION ACADEMY CHARTER SCHOOL’S VARSITY GIRLS SOCCER TEAM ON WINNING ITS SECOND STRAIGHT 1A STATE SOCCER CHAMPIONSHIP.”** (See Appendix for full text.)

Upon motion of Senator Rabon, seconded by Senator Harrington, the Senate adjourns at 8:43 p.m., subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of conferees, to reconvene Tuesday, June 18, at 9:30 a.m.

June 17, 2019

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 138**, AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWNS OF BLACK MOUNTAIN, BILTMORE FOREST, AND RONDA SHALL BE HELD IN EVEN-NUMBERED YEARS. (Became law upon ratification, June 17, 2019 - S.L. 2019-27)

**S.B. 139**, AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF MONTREAT SHALL BE HELD IN EVEN-NUMBERED YEARS. (Became law upon ratification, June 17, 2019 - S.L. 2019-28)

**H.B. 336**, AN ACT TO EXTEND THE SUNSET ON THE SUSPENSION OF THE CHARTER OF THE TOWN OF SPENCER MOUNTAIN AND TO TEMPORARILY SUSPEND THE CHARTER OF THE TOWN OF EUREKA. (Became law upon ratification, June 17, 2019 - S.L. 2019-29)

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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**EIGHTIETH DAY**

Senate Chamber  
Tuesday, June 18, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

"Psalm 138 is my prayer today: 'I will praise thee with my whole heart: before the gods I will sing praise unto thee. I will worship toward thy holy temple, and praise thy name for thy lovingkindness and for thy truth: for thou hast magnified thy word above all thy name. In the day when I cried thou answered me, and strengthened me with strength in my soul. All the kings of the earth shall praise thee, O Lord, when they hear the words of thy mouth. Yea, they shall sing in the ways of the Lord: for great is the glory of the Lord. Though the Lord be high, yet hath he respect unto the lowly: but the proud he knoweth afar off. Though I walk in the midst of trouble, thou wilt revive me: thou shalt stretch forth thine hand against the wrath of mine enemies, and thy right hand shall save me. The Lord will perfect that which concerneth me: thy mercy, O Lord, endureth forever: forsake not the works of thine own hands.' I ask these things in the name of Jesus. Amen."

June 18, 2019

Senator Ford announces that the Senate Journal of Monday, June 17, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Lisa Foster from Charlotte, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILL AND RESOLUTIONS

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 148**, AN ACT TO ALLOW LAW ENFORCEMENT AGENCIES TO DISCLOSE OR RELEASE RECORDINGS FOR PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION OR TO LOCATE A MISSING OR ABDUCTED PERSON.

The Enrolling Clerk reports the following Joint Resolutions duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.J.R. 820**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ARLIE FRANKLIN CULP, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY. (Res. 2019-12)

**H.J.R. 1015**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION. (Res. 2019-13)

Upon motion of Senator T. Alexander, seconded by Senator Ford, the Senate adjourns at 9:38 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, June 19, at 9:30 a.m.

### APPOINTMENT OF A CONFERENCE COMMITTEE

**S.B. 500** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 500 on June 17, Senator Berger, President *Pro Tempore*, appoints Senator Smith, Chair; Senator Ballard, Senator Horner and Senator Tillman as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

June 18, 2019



By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with a favorable report.

**H.B. 432** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE, with a favorable report.

**H.B. 495** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS, with a favorable report.

**H.B. 537** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, with a favorable report.

**H.B. 656** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION, with a favorable report.

**H.B. 934** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS, with a favorable report.

By Senator Bishop for the **Redistricting and Elections Committee:**

**H.B. 1017**, A BILL TO BE ENTITLED AN ACT TO REDISTRIBUTE WAKE COUNTY HOUSE OF REPRESENTATIVE DISTRICTS, AS ORDERED BY THE COURT IN NAACP V. LEWIS AND AS DRAWN BY THE SPECIAL MASTER IN COVINGTON V. NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee.**

By Senator Horner for the **State and Local Government Committee:**

**H.B. 6** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY TO ENTER INTO LEASES AND CONTRACTS WITH TERMS NOT TO EXCEED FORTY YEARS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

June 18, 2019

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40483, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 4**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

**H.B. 240** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR CERTAIN WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

**S.B. 267** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton for the **Finance Committee**:

**H.B. 170** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 285** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 18, 2019

**S.B. 190**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CORRECTING A TYPOGRAPHICAL ERROR IN S.L. 2005-141 AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 290** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW CERTAIN ORDERS OF ELIGIBLE DISTILLERY PRODUCTS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; AND TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 362** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 35296, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Britt for the **Judiciary Committee**:

**H.B. 747** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10664, which changes the title to read **H.B. 747** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING CHILD, MISSING PERSONS, OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 871** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 590**, A BILL TO BE ENTITLED AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 511**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES ON COURTS-MARTIAL FOR THE NORTH CAROLINA NATIONAL GUARD, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 546**, A BILL TO BE ENTITLED AN ACT REMOVING THE REQUIREMENT THAT BUPRENORPHINE PRESCRIBERS REGISTER WITH THE STATE, IN ADDITION TO REGISTERING WITH THE FEDERAL GOVERNMENT; DECRIMINALIZING THE USE OF DRUG TESTING EQUIPMENT TO DETECT CONTAMINANTS; BROADENING THE OBJECTIVES OF SYRINGE EXCHANGE PROGRAMS TO ENCOMPASS REDUCING THE NUMBER OF DRUG OVERDOSES IN THE STATE AND REMOVING THE BAN ON THE USE OF STATE FUNDS TO

PURCHASE CERTAIN SUPPLIES; ADDING REPORTING REQUIREMENTS FOR GABAPENTIN AND NALOXONE HYDROCHLORIDE TO THE CONTROLLED SUBSTANCES REPORTING SYSTEM; REQUIRING PRESCRIBERS TO CHECK THE CONTROLLED SUBSTANCES REPORTING SYSTEM WHEN PRESCRIBING BENZODIAZEPINES; CLARIFYING THE ROLE OF THE STATE OPIOID TREATMENT AUTHORITY; ESTABLISHING A STATE OPIOID TREATMENT AUTHORITY FUND; AND ESTABLISHING AN OPIOID TREATMENT PROGRAM CENTRAL REGISTRY FEE, referred to the **Rules and Operations of the Senate Committee** on April 3.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 329**, A BILL TO BE ENTITLED AN ACT TO EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator T. Alexander's motion to adjourn having prevailed, the Senate stands adjourned.

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#### EIGHTY-FIRST DAY

Senate Chamber  
Wednesday, June 19, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

#### RECESS

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

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**S.B. 30** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE CONTRACTING DATE FOR AGREEMENTS BETWEEN STANLY COMMUNITY COLLEGE AND STANLY COUNTY JOINTLY TO ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE, for concurrence in the House Committee Substitute bill.

### REPORTS OF COMMITTEES

Standing committee reports and a select committee report are submitted as follows:

By Senator McInnis for the **Transportation Committee**:

**H.B. 67** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROHIBITION ON THE REMOVAL, DESTRUCTION, OR DRIVING THROUGH OF ROADWAY CONSTRUCTION BARRIERS TO INCLUDE DANGEROUS ROADWAY CONDITION CLOSURE BARRIERS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 337** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Finance Committee**.

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 917** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL DECLARATION OF EMERGENCY INCLUDES THE AUTHORITY TO CLOSE ROADS AND PUBLIC VEHICULAR AREAS TO THE PUBLIC DURING THE EMERGENCY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Horner for the **Education/Higher Education Committee**:

**H.B. 299** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE HENDERSON COUNTY CAMPUS OF BLUE RIDGE COMMUNITY

COLLEGE TO BE USED FOR ARTS, SCIENCES, AND GENERAL STUDIES AND POLICE PHYSICAL ABILITIES TEST TRAINING AND TO AUTHORIZE THE COUNTY TO MAKE SUBSTANTIAL RENOVATIONS TO EXISTING CAMPUS BUILDINGS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 411** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, 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, 40486, which changes the title to read **H.B. 411** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE ADDITIONAL CAREER AND COLLEGE READINESS INFORMATION ON ANNUAL REPORT CARDS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

By Senator Rabon for the **Select Committee on Nominations:**

**H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO MAKE APPOINTMENTS TO THE BOARDS OF TRUSTEES FOR CONSTITUENT UNIVERSITIES OF THE UNIVERSITY OF NORTH CAROLINA AND THE BOARD OF TRUSTEES OF CLEVELAND COMMUNITY COLLEGE, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40485, is adopted and engrossed.

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee:**

**H.B. 812**, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE NUTRIENT OFFSET CREDIT PROGRAM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 529**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR

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WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30481, which changes the title to read **H.B. 529** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING; REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES CONCERNING THE CONSTRUCTION AND OPERATION OF ARTIFICIAL SWIMMING LAGOONS; AND REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO STUDY THE REQUIREMENT FOR A PERMANENTLY AFFIXED PHONE AT POOLS FOR EMERGENCY PURPOSES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

By Senator Krawiec for the **Health Care Committee:**

**H.B. 886**, A BILL TO BE ENTITLED AN ACT TO STUDY THE CHALLENGES CHILD CARE FACILITY OPERATORS FACE IN PARTICIPATING IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee.**

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Father, we are grateful for this day. We are also reminded of a special celebration called Juneteenth that happened many years ago. And it is this week—in fact this day—that throughout the United States Juneteenth celebrations are taking place. Thank you for the ways that you have gifted us and that you have supported us. Heavenly Father, wrap your arms around us in this General Assembly, and help us to know that your presence is here. Guide us in everything that we do and say, may it be uplifting to your kingdom. In the powerful name we pray, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

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The Chair grants leaves of absence for today to Senator J. Alexander, Senator Bishop, and Senator Hise.

*The Chair extends privileges of the floor to Patti Alexander from Shelby, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 235**, AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN AND NASH COUNTIES THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES.

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Thursday, June 20:

**H.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

**H.B. 934** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS, upon second reading.

**H.B. 495** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS, upon second reading.

**H.B. 432** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE, upon second reading.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

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**S.B. 523** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, upon second reading.

Senator Newton offers Amendment No. 1, which is adopted (46-0).

Senator Edwards offers Amendment No. 2, which is adopted (46-0).

Senator Edwards offers Amendment No. 3, which is adopted (47-0).

The Committee Substitute bill, as amended, passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Thursday, June 20, upon third reading.

**H.B. 99** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, upon second reading.

Senator Sanderson offers Amendment No. 1, which is adopted (47-0).

The Senate Committee Substitute bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 537** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, upon second reading.

*Without objection, Senator Brown is excused from voting on the bill due to a business conflict.*

*Without objection, Senator Burgin is excused from voting on the bill due to a possible conflict of interest.*

Senator Lowe offers Amendment No. 1, which is adopted (45-0).

The Senate Committee Substitute bill, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 656** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION, upon second reading.

Senator Krawiec offers Amendment No. 1, which is adopted (47-0).

The Senate Committee Substitute bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 658**, A BILL TO BE ENTITLED AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**S.B. 11** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS, for concurrence in the House Committee Substitute bill.

*Pursuant to Rule 29, Senator Searcy's excuse from voting, requested on Tuesday, February 19, remains in effect.*

Upon motion of Senator Wells, the Senate concurs in the House Committee Substitute bill (46-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator Ballard, the Senate adjourns at 4:36 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the appointment of conferees, to reconvene Thursday, June 20, at 12:00 p.m.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Gunn for the **Commerce and Insurance Committee**:

**H.B. 675** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10668, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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By Senator Daniel for the **Judiciary Committee**:

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Pensions and Retirement and Aging Committee**.

**H.B. 474** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, 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, 10669, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 370**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL LAW ENFORCEMENT TO HOLD PRISONERS SUBJECT TO UNITED STATES DEPARTMENT OF HOMELAND SECURITY DETAINERS, TO CREATE A PRIVATE RIGHT OF ACTION AGAINST LOCAL JURISDICTIONS THAT DO NOT COMPLY WITH STATE LAWS RELATED TO IMMIGRATION, AND TO ENCOURAGE COMMUNITY OUTREACH PROGRAMS, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10670, which changes the title to read **H.B. 370** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPLIANCE WITH IMMIGRATION DETAINERS AND ADMINISTRATIVE WARRANTS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 770** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE ADMINISTRATIVE AGENCIES, GOVERNMENTAL OFFICIALS, AND COURTS IN CIVIL PROCEEDINGS TO CONSIDER A CERTIFICATE OF RELIEF FAVORABLY; TO REQUIRE INCREASED STANDARDS FOR A LICENSING BOARD'S USE OF AN APPLICANT'S CRIMINAL HISTORY IN MAKING DETERMINATIONS; AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40487, which changes the title to read **H.B. 770** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY A LICENSEE'S QUALIFICATIONS FOR LICENSURE AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 362**, A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, referred to the **Rules and Operations of the Senate Committee** on March 28.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 377** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REPLACE OR ELIMINATE CERTAIN TESTS ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO PROHIBIT HIGH SCHOOL GRADUATION PROJECTS AS A CONDITION OF GRADUATION, referred to the **Rules and Operations of the Senate Committee** on April 4.

The Committee Substitute bill No. 2 is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 276**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF LOW-PERFORMING SCHOOLS AND TO MAKE ASSOCIATED CHANGES TO THE TYPES OF SCHOOLS THAT MAY BE APPROVED FOR A REFORM MODEL, referred to the **Rules and Operations of the Senate Committee** on April 11.

The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 354**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHTING OF THE SCHOOL ACHIEVEMENT SCORE AND THE SCHOOL GROWTH SCORE IN THE CALCULATION OF SCHOOL PERFORMANCE SCORES AND GRADES, referred to the **Rules and Operations of the Senate Committee** on March 28.

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The bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 220** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 222** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCORPORATE PORTIONS OF THE NAIC'S INSURANCE FRAUD PREVENTION MODEL ACT LANGUAGE INTO NORTH CAROLINA'S INSURANCE LAWS AND TO MODIFY CRIMINAL PENALTIES ASSOCIATED WITH CERTAIN INSURANCE FRAUD STATUTES, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, referred to the **Rules and Operations of the Senate Committee** on May 2.

The Committee Substitute bill No. 2 is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 554** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill No. 2 is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**S.B. 235**, AN ACT TO GRANT MUNICIPALITIES IN FRANKLIN AND NASH COUNTIES THE AUTHORITY TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN LARGER COUNTIES. (Became law upon ratification, June 19, 2019 - S.L. 2019-30)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

**EIGHTY-SECOND DAY**

Senate Chamber  
Thursday, June 20, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“Today, Lord, I pray a special prayer for all of those who work to support the work of the legislators here. God, just as you have placed each legislator here for a divinely appointed purpose, you have also placed each one here who works a good and great purpose. So today, Lord, I lift up to you all of the legislative assistants, the interns, the clerks, central staff, the General Assembly police, advisors, aides, sergeants-at-arms, our Lieutenant Governor and his staff, the pages, fiscal research, bill drafting, cafeteria and janitorial staff—in short, all who have a hand in building up our beloved state. Give us all one heart, one mind, soul, and purpose. Look over each of them individually, and bless them and their families. Speak to them as they go through their own personal issues, as we all have them. Cause them to know that you, Jesus, are an ever present help in time of need. Grant them clarity in their work and safety and even—and especially—joy in their journey. Let them understand the truly important role each one plays in serving you as they serve the legislature and their fellow North Carolinians. Overcome any discouragement with a sense of accomplishment, and renew in each of them, and we the legislators, the understanding of our purpose of being here to do good work—and that is also to glorify God in all we do and enjoy you forever. In Christ’s name I petition and pray, asking for these things. So be it.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 19, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Ballard, Senator Bishop, Senator Britt, Senator Clark, Senator Hise, and Senator Smith.

*The Chair extends privileges of the floor to Dr. Diane Uzarski from Hillsborough, North Carolina, who is serving the Senate as Nurse of the Day.*

The Senate recesses at 12:16 p.m., subject to the ratification of bills, to reconvene at 12:50 p.m.

**RECESS**

June 20, 2019

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 11**, AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS.

**S.B. 466**, AN ACT TO MODIFY CERTAIN PROVISIONS CONCERNING THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA.

**H.B. 57**, AN ACT TO CREATE A TERM FOR PUBLIC SCHOOLS THAT INCLUDES THE VARIOUS TYPES OF PUBLIC SCHOOLS IN THE STATE AND TO CODIFY THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL PROGRAM.

**H.B. 389**, AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY.

**H.B. 531**, AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT.

**H.B. 658**, AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED.

**H.B. 664**, AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

*The Chair grants a leave of absence for the remainder of today's session to Senator Van Duyn.*

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

June 20, 2019



**S.B. 30** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE CONTRACTING DATE FOR AGREEMENTS BETWEEN STANLY COMMUNITY COLLEGE AND STANLY COUNTY JOINTLY TO ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Ford, the Senate concurs in the House Committee Substitute bill (41-0) and the bill is ordered enrolled.

**S.B. 523** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading, by roll-call vote, ayes 42, noes 0, as follows:

Voting in the affirmative: Senators T. Alexander, Berger, Blue, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Steinburg, Tillman, Waddell, Wells and Woodard---42.

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives by special message.

**H.B. 219** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

The Committee Substitute bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 432** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE, upon second reading.

Upon motion of Senator Brown, without objection, the Committee Substitute bill is temporarily displaced.

**H.B. 495** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS, upon second reading.

Upon motion of Senator Sanderson, without objection, the Senate Committee Substitute bill is temporarily displaced.

June 20, 2019

**H.B. 934** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS, upon second reading.

The Senate Committee Substitute bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 1016** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE APPOINTMENTS TO THE BOARDS OF TRUSTEES FOR CONSTITUENT UNIVERSITIES OF THE UNIVERSITY OF NORTH CAROLINA AND THE BOARD OF TRUSTEES OF CLEVELAND COMMUNITY COLLEGE, upon second reading.

The Senate Committee Substitute bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 432** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE, upon second reading, displaced earlier.

The Committee Substitute bill passes its second reading (41-1) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

#### **CONVEYANCE OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that pass in the Senate today will be sent to the House of Representatives by special message.

#### **MOTION RELATIVE TO THE CALENDAR**

**H.B. 495** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS, upon second reading.

Upon motion of Senator Rabon, the Senate Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Monday, June 24.

#### **RE-REFERRAL OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that would ordinarily appear on the calendar of Friday, June 21, will be placed on the calendar of Monday, June 24.

June 20, 2019

**FILING OF A BILL**

Upon motion of Senator Rabon, without objection, Senate Rule 40.2 is suspended to allow for the filing today of a bill with the short title, "Rural Health Care Stabilization Act."

**CONFERENCE REPORT**

Senator McInnis, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 219** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S219-PCCS35298-TC-3.

The Conference Report is placed on the calendar of Monday, June 24, for adoption.

Upon motion of Senator Berger, seconded by Senator Sawyer, the Senate adjourns at 1:13 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Friday, June 21, at 10:00 a.m.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Krawiec for the **Health Care Committee**:

**H.B. 325** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, 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, 10671, which changes the title to read **H.B. 325** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE REQUIREMENT THAT BUPRENORPHINE PRESCRIBERS REGISTER WITH THE STATE, IN ADDITION TO REGISTERING WITH THE FEDERAL GOVERNMENT; DECRIMINALIZING THE USE OF DRUG TESTING EQUIPMENT TO DETECT CONTAMINANTS; BROADENING THE OBJECTIVES OF SYRINGE EXCHANGE PROGRAMS TO ENCOMPASS REDUCING THE NUMBER OF DRUG OVERDOSES IN THE STATE; AND REMOVING THE BAN ON THE USE OF STATE FUNDS TO PURCHASE CERTAIN SUPPLIES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 20, 2019

By Senator Edwards for the **Commerce and Insurance Committee**:

**H.B. 310**, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 546** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40489, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary Committee**.

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**H.B. 15**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF LEXINGTON TO DISSOLVE THE CITY'S UTILITIES COMMISSION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 329**, A BILL TO BE ENTITLED AN ACT TO EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10672, which changes the title to read **H.B. 329** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (I) EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, (II) REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ADOPT RULES TO ESTABLISH A REGULATORY PROGRAM TO GOVERN

THE MANAGEMENT OF END-OF-LIFE PHOTOVOLTAIC MODULES AND ENERGY STORAGE SYSTEM BATTERIES, AND DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS AND WIND ENERGY FACILITIES, AND REQUIRE THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH A STAKEHOLDER PROCESS TO SUPPORT DEVELOPMENT OF THE RULES, AND (III) PROVIDE SMALL HYDROELECTRIC POWER FACILITIES CERTAIN TREATMENT SIMILAR TO THAT GIVEN TO SMALL POWER PRODUCERS THAT PRODUCE ENERGY FROM SWINE AND POULTRY WASTE, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 268** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40488, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 370** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPLIANCE WITH IMMIGRATION DETAINERS AND ADMINISTRATIVE WARRANTS, with a favorable report.

The Senate Committee Substitute bill is placed on the calendar of Monday, June 24.

**H.B. 1017**, A BILL TO BE ENTITLED AN ACT TO REDISTRICT WAKE COUNTY HOUSE OF REPRESENTATIVE DISTRICTS, AS ORDERED BY THE COURT IN NAACP V. LEWIS AND AS DRAWN BY THE SPECIAL MASTER IN COVINGTON V. NORTH CAROLINA, with a favorable report.

The bill is placed on the calendar of Monday, June 24.

**S.B. 361** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, June 24.

**S.B. 190**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR, with a favorable report.

The bill is placed on the calendar of Monday, June 24.

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**S.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CORRECTING A TYPOGRAPHICAL ERROR IN S.L. 2005-141 AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, June 24.

**S.B. 290** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW CERTAIN ORDERS OF ELIGIBLE DISTILLERY PRODUCTS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; AND TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, June 24.

**S.B. 362** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE, with a favorable report.

The Committee Substitute bill No. 2 is placed on the calendar of Monday, June 24.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 20, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 500 House Committee Substitute (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER, and requests conferees, Speaker Moore has appointed:

Representative Elmore, Chair  
Representative Clemmons and  
Representative Horn

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

June 20, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 20, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 219** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**S.B. 95** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020; PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021; REDIRECTING CERTAIN STORM RESILIENCE FUNDS; BY REPURPOSING CERTAIN PLANNING FUNDS, AND BY CLARIFYING THE PURPOSE OF CERTAIN WATER AND WASTEWATER INFRASTRUCTURE FUNDING PROVIDED TO THE TOWN OF MOUNT AIRY, for concurrence in the House Committee Substitute bill No. 2.

The House Committee Substitute bill No. 2 is placed on the calendar of Monday, June 24.

**S.B. 242** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY AND CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Monday, June 24.

June 20, 2019

**H.B. 19** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF ELECTIONS TO PERMIT CONTINUED USE OF CERTAIN DIRECT RECORD ELECTRONIC VOTING SYSTEMS UNDER CERTAIN CONDITIONS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 37** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXTENDING THE STATUTE OF LIMITATIONS FOR A CIVIL ACTION FOR CHILD SEXUAL ABUSE SO THAT A PLAINTIFF HAS UNTIL AGE THIRTY-EIGHT TO COMMENCE AN ACTION AND TO REQUIRE TRAINING ON CHILD SEX ABUSE AND SEX TRAFFICKING FOR SCHOOL PERSONNEL.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 267** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, referred to the **Rules and Operations of the Senate Committee** on June 18.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Pensions and Retirement and Aging Committee**:

**H.B. 777**, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE PURCHASE OF CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM FOR SERVICE IN A PRIOR YEAR WHEN THAT SERVICE WAS ASSUMED TO BE PART-TIME BUT WAS ACTUALLY FULL-TIME SERVICE, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40490, which changes the title to read **H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL



GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 469** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 30483, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

June 20, 2019

**H.B. 80**, A BILL TO BE ENTITLED AN ACT TO REGULATE WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 675** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, referred to the **Rules and Operations of the Senate Committee** on June 19.

The Senate Committee Substitute bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 226** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, referred to the **Rules and Operations of the Senate Committee** on April 15.

The Committee Substitute bill No. 2 is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 144** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT MAKING IT UNLAWFUL TO OPERATE A VEHICLE ON A PUBLIC STREET, HIGHWAY, OR PUBLIC VEHICULAR AREA WHILE ENGAGING IN DISTRACTED BEHAVIOR, referred to the **Rules and Operations of the Senate Committee** on May 7.

The Committee Substitute bill No. 3 is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 735**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### EIGHTY-THIRD DAY

Senate Chamber  
Friday, June 21, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Honorable Jim Burgin, Senator from Harnett County, as follows:

"Lord, thank you so much for this day and opportunity to be in this chamber. Lord, I pray for this chamber. I pray for every member that's in this chamber. Lord, just be with us, especially next week, as we discuss the budget. Let us do good work. Let the people see that we are not only concerned, but willing to put the time and effort in to do good work. Lord, bless this body, and bless all the folks that work here; be with them and their families. Lord, thank you for the blessings you give us every day. Continue to be with our troops, especially those young men and women who are deployed. We ask all this in your Son Jesus' name. Amen."

Senator Krawiec announces that the Senate Journal of Thursday, June 20, has been examined and is found to be correct. Upon her motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

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**S.B. 529**, AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS.

**H.B. 219**, AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

**H.B. 432**, AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 30**, AN ACT EXTENDING THE CONTRACTING DATE FOR AGREEMENTS BETWEEN STANLY COMMUNITY COLLEGE AND STANLY COUNTY JOINTLY TO ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE.

Upon motion of Senator Burgin, seconded by Senator Krawiec, the Senate adjourns at 10:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, June 24, at 2:00 p.m.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 235** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES, referred to the **Rules and Operations of the Senate Committee** on June 10.

The Committee Substitute bill No. 2 is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill No. 2 is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, referred to the **Rules and Operations of the Senate Committee** on June 20.

The Senate Committee Substitute bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 628** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW

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COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 758** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, referred to the **Rules and Operations of the Senate Committee** on May 31.

The Committee Substitute bill No. 2 is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 30**, AN ACT EXTENDING THE CONTRACTING DATE FOR AGREEMENTS BETWEEN STANLY COMMUNITY COLLEGE AND STANLY COUNTY JOINTLY TO ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE. (Became law upon ratification, June 21, 2019 - S.L. 2019-31)

**S.B. 381**, AN ACT TO RECONSTITUTE SEVERAL BOARDS AND COMMISSIONS HELD TO HAVE UNCONSTITUTIONALLY APPOINTED MEMBERSHIP PURSUANT TO MCCRORY V. BERGER AND COOPER V. BERGER AND TO MAKE CLARIFICATIONS TO THOSE BOARDS. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-32)

**H.B. 301**, AN ACT TO MAKE REVISIONS TO THE JUVENILE CODE PURSUANT TO RECOMMENDATIONS BY THE COURT IMPROVEMENT PROGRAM (CIP). (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-33)

**H.B. 179**, AN ACT TO AMEND THE MOTOR VEHICLE LAWS OF THE STATE TO REGULATE MINI-TRUCKS. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-34)

**H.B. 131**, AN ACT TO REPEAL THE TRANSPORTATION CORRIDOR OFFICIAL MAP ACT. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-35)

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**H.B. 82**, AN ACT TO CLARIFY THAT VEHICLES AND PERSONS MUST OBEY RAILROAD SIGNALS AND CROSSING RULES FOR ON-TRACK EQUIPMENT. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-36)

**S.B. 648**, AN ACT TO PROVIDE FURTHER SUPPORT TO THE SHELLFISH AQUACULTURE INDUSTRY IN NORTH CAROLINA. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-37)

**S.B. 448**, AN ACT TO AMEND THE REQUIREMENTS FOR AN INDIVIDUAL APPOINTED AS COMPACT COMMISSIONER UNDER THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-38)

**S.B. 255**, AN ACT PROVIDING THE TIME PERIOD IN WHICH THE DIRECTOR OF THE OFFICE OF STATE CONSTRUCTION SHALL ISSUE A FINAL ORDER ALLOWING OR DENYING A CONTRACTOR'S VERIFIED WRITTEN CLAIM. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-39)

**S.B. 151**, AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-40)

**H.B. 617**, AN ACT TO ELIMINATE THE PROHIBITION ON REFERRING A JUVENILE TO A TEEN COURT PROGRAM IF THE JUVENILE HAS BEEN REFERRED TO A TEEN COURT PROGRAM PREVIOUSLY. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-41)

**H.B. 578**, AN ACT TO REMOVE THE STATUTORY LANGUAGE IN REGARDS TO LEGITIMATION THAT IS IN CONFLICT WITH THE NORTH CAROLINA COURT OF APPEALS DECISION IN JONES V. MCDOWELL (1981). (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-42)

**H.B. 548**, AN ACT UPDATING THE DEFINITION OF PHYSICAL THERAPY TO EXCLUDE THE PRACTICE OF CHIROPRACTIC AND TO INCLUDE MANIPULATION OF THE SPINE WITHOUT A PRESCRIPTION FROM A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THIS STATE. (Became law upon approval of the Governor, June 21, 2019 - S.L. 2019-43)

Pursuant to Senator Burgin's motion to adjourn having prevailed, the Senate stands adjourned.

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**EIGHTY-FOURTH DAY**

Senate Chamber  
Monday, June 24, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene at 7:00 p.m.

**RECESS****INTRODUCTION OF A BILL**

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Berger and Tillman (Primary Sponsors):

**S.B. 681**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 483** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE A MINIMUM SIZE LIMIT FOR CERTAIN SPECIES OF MARINE FISH TO ENSURE THAT SEVENTY-FIVE PERCENT OF THE JUVENILE FISH OF THE SPECIES WILL HAVE AN OPPORTUNITY TO REACH MATURITY AND SPAWN AT LEAST ONCE.

Referred to the **Rules and Operations of the Senate Committee**.

**S.B. 80** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, for concurrence in the House Committee Substitute bill No. 2

**S.B. 227** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN ADMINISTRATION FOR CURRENT GRANT RECIPIENTS OF THE EXISTING TRANSFORMING PRINCIPAL PREP PROGRAM AND PHASE IN ADMINISTRATION BY THE NEW PRINCIPAL FELLOWS AND TP3 COMMISSION, for concurrence in the House Committee Substitute bill.

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**S.B. 366** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, TO PERMIT CERTAIN SOPHOMORE HIGH SCHOOL STUDENTS TO ENROLL IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS, for concurrence in the House Committee Substitute bill.

**S.B. 556** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE "MENTAL RETARDATION" TO "INTELLECTUAL DISABILITY" OR "INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY" AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AND ALSO TO AMEND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO REPEAL THE APPOINTING AUTHORITY OF THE CHARLOTTE SCHOOL OF LAW, WHICH HAS CLOSED, TO PROVIDE FOR THE TERMS OF MEMBERS TO BEGIN ON SEPTEMBER 1 RATHER THAN JUNE 1, AND TO HARMONIZE TWO PROVISIONS DEALING WITH VACANCIES AND HOLDOVER MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, for concurrence in the House Committee Substitute bill.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 757**, A BILL TO BE ENTITLED AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER, referred to the **State and Local Government Committee** on May 21, with sequential referrals to the **Finance Committee** and the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Finance Committee** is stricken.

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 668** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, AS RECOMMENDED BY THE STATE BOARD OF COMMUNITY COLLEGES AND THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, referred to the **Rules and Operations of the Senate Committee** on May 2.

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The Committee Substitute bill is re-referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 681**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A UNITED STATES ARMY SPECIAL FORCES SPECIAL REGISTRATION PLATE AND TO ELIMINATE THE SPECIAL LICENSE PLATE FEE FOR DISTINGUISHED FLYING CROSS AND AIR MEDAL RECIPIENT SPECIAL REGISTRATION PLATES, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 922**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS, referred to the **Rules and Operations of the Senate Committee** on May 7.

The bill is re-referred to the **Commerce and Insurance Committee** 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 The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Eddie Gallimore, Senator from Davidson County, as follows:

“Jesus, please be with us today as we face the many battles and trials here at the General Assembly. Give us wisdom to know what is right as we work for the people of North Carolina. Please give everyone a safe journey after today’s session, and touch everyone who does not know you. In Christ’s name we pray. Amen.”

Senator Rabon announces that the Senate Journal of Friday, June 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator D. Davis, Senator J. Davis, Senator Garrett, Senator Hise, Senator Horner, Senator J. Jackson, and Senator Krawiec.

*The Chair extends privileges of the floor to Kelly Gallimore from Thomasville, North Carolina, who is serving the Senate as Nurse of the Day.*

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**CONVEYANCE OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that pass in the Senate this week will be sent to the House of Representatives by special message.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

*Upon motion of Senator Rabon, H.B. 1017, S.B. 219, and H.B. 370 are withdrawn from the regular order of business and placed at the beginning of today's calendar.*

**H.B. 1017**, A BILL TO BE ENTITLED AN ACT TO REDISTRICT WAKE COUNTY HOUSE OF REPRESENTATIVE DISTRICTS, AS ORDERED BY THE COURT IN NAACP V. LEWIS AND AS DRAWN BY THE SPECIAL MASTER IN COVINGTON V. NORTH CAROLINA, upon second reading.

The bill passes its second reading, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Gunn, Harrington, B. Jackson, Johnson, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---43.

Voting in the negative: None

Without objection, the bill is read a third time and passes its third reading, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Gunn, Harrington, B. Jackson, Johnson, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---43.

Voting in the negative: None

The bill is ordered enrolled.

The Senate recesses at 7:21 p.m. to reconvene at 7:30 p.m.

**RECESS**

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

**CALENDAR** *(continued)*

**S.B. 219** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS, for adoption.

Upon motion of Senator McInnis, the Senate adopts the Conference Report (42-1).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

June 24, 2019

*Pursuant to the message received on Thursday, June 20, that the House of Representatives adopted the Conference Report for S.B. 219, the bill is ordered enrolled and sent to the Governor.*

**H.B. 370** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPLIANCE WITH IMMIGRATION DETAINERS AND ADMINISTRATIVE WARRANTS, upon second reading.

The Senate Committee Substitute bill passes its second reading (25-18) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, without objection, the remaining bills on today's calendar are withdrawn from today's calendar and placed on the calendar of Tuesday, June 25, as follows:

**S.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CORRECTING A TYPOGRAPHICAL ERROR IN S.L. 2005-141 AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, upon second reading.

**S.B. 242** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY AND CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY, for concurrence in the House Committee Substitute bill.

**S.B. 190**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR, upon second reading.

**S.B. 290** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW CERTAIN ORDERS OF ELIGIBLE DISTILLERY PRODUCTS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; AND TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE, upon second reading.

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**S.B. 361** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, upon second reading.

**S.B. 362** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE, upon second reading.

**H.B. 495** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS, upon second reading.

**S.B. 95** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020; PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021; REDIRECTING CERTAIN STORM RESILIENCE FUNDS; BY REPURPOSING CERTAIN PLANNING FUNDS, AND BY CLARIFYING THE PURPOSE OF CERTAIN WATER AND WASTEWATER INFRASTRUCTURE FUNDING PROVIDED TO THE TOWN OF MOUNT AIRY, for concurrence in House Committee Substitute No. 2.

#### SENATE PAGES

The Chair recognizes the following pages serving in the Senate this week:

Jaden Baldwin, Winston-Salem; Louis Blanton III, Durham; Julia Day, Waxhaw; Sam Dillon, Raleigh; Lane Donathan, Charlotte; Anika Hall, Durham; Tania Hunter, Henderson; Sara Lennon, Efland; Camden Nemeth, Raleigh; Christopher Patterson, Raleigh; Emery Pikel, Charlotte; Derek Prillaman, Sneads Ferry; Evensen Ross, Wilmington; Kate Schwanz, Cornelius; Sydney Stathopoulos, Wilmington; Mary Swayze, Concord; Muhser Tha You Soe, Raleigh; Dylan Thiessen, Wilmington; Blake Walls, Raleigh; and Brooke Walls, Raleigh.

Upon motion of Senator Rabon, seconded by Senator Perry, the Senate adjourns at 8:57 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, June 25, at 9:30 a.m.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

June 24, 2019

House of Representatives  
June 24, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 99 Senate Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, and requests conferees. Speaker Moore has appointed:

Representative McNeill, Chair  
Representative Boles and  
Representative Richardson

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **EIGHTY-FIFTH DAY**

Senate Chamber  
Tuesday, June 25, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

#### **RECESS**

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

June 25, 2019

**S.B. 681**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, referred to the **Rules and Operations of the Senate Committee** on June 24.

The bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 344**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE COMMON AREA ENTERTAINMENT PERMITS TO ALLOW A CUSTOMER OF AN ABC LICENSED PREMISES LOCATED IN A SHOPPING MALL TO CONSUME AN ALCOHOLIC BEVERAGE PURCHASED FROM THE LICENSED PREMISES WITHIN A DESIGNATED INDOOR OR OUTDOOR COMMON AREA ON THE SHOPPING MALL PROPERTY, referred to the **Rules and Operations of the Senate Committee** on March 25.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 604**, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS RETIREMENT OPTIONS, referred to the **Rules and Operations of the Senate Committee** on April 29.

The bill is re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 126**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION, referred to the **Rules and Operations of the Senate Committee** on April 17.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 620**, A BILL TO BE ENTITLED AN ACT TO DEFINE AND AUTHORIZE THE USE OF ELECTRIC STANDUP SCOOTERS, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Commerce and Insurance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 423**, A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA ANIMAL ABUSER REGISTRY AND RELATING TO FORFEITING OWNERSHIP OF AN ANIMAL TREATED CRUELLY, SO AS TO PROHIBIT A PERSON CONVICTED OF A REPEAT VIOLATION OF CRUELTY TO ANIMALS FROM OWNING AN ANIMAL FOR A PERIOD NOT TO EXCEED FIVE YEARS, referred to the **Rules and Operations of the Senate Committee** on April 1.

June 25, 2019

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Tillman for the **Finance Committee**:

**H.B. 4**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 337** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 402** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 675** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

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By Senator Britt for the **Judiciary Committee**:

**H.B. 33**, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO REPEAL THE APPOINTING AUTHORITY OF THE CHARLOTTE SCHOOL OF LAW, WHICH HAS CLOSED; TO PROVIDE FOR THE TERMS OF MEMBERS TO BEGIN ON SEPTEMBER 1 RATHER THAN JUNE 1; AND TO HARMONIZE TWO PROVISIONS DEALING WITH VACANCIES AND HOLDOVER MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 3 is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 224** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND ON AN EMPLOYEE OF A DETENTION FACILITY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 257**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 629** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 760** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, 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, 40492, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Alexander for the **State and Local Government Committee**:

**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 489**, A BILL TO BE ENTITLED AN ACT RENAMING THE LINCOLN-TON-LINCOLN COUNTY AIRPORT AUTHORITY AS THE LINCOLN-TON-LINCOLN COUNTY REGIONAL AIRPORT AUTHORITY, AUTHORIZING THE AIRPORT AUTHORITY TO APPLY FOR AND ACCEPT GRANTS FROM THE STATE AND FEDERAL GOVERNMENT, AND MAKING OTHER CHANGES TO THE ENACTING LEGISLATION, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“Thou who art eternal, thou who art gracious and kind; we thank thee for this day. We thank thee for this moment. We thank thee for this time to debate and argue and push to do the best things that we can do for the Old North State. We ask that you would bless us and keep us and wrap your arms of protection around us and be with us. In the name of he that orders our steps and meets us with mercy; in the name of the great I Am; in the name of the Lily of the Valley; these things we pray. And all of the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, June 24, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Davis, Senator Hise, Senator Horner, Senator J. Jackson, Senator Nickel, and Senator Robinson.

*Senator Rabon moves to suspend the rules to the end that all World War II Veterans present today, as well as their guests, be allowed to remain in the well of the Senate.*

*The Chair extends privileges of the floor to Maxwell Mercer from Winston-Salem, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **POINT OF PERSONAL PRIVILEGE**

Upon motion of Senator D. Davis, the words spoken by Senator Burgin are spread upon the Journal as follows:

“As the son of a World War II veteran, it is always my honor to recognize and to talk about our World War II veterans. Today, I’d like to take the opportunity to honor the exceptional heroism of Mr. Sidney Walton, a 100-year-old World War II veteran. I want to offer a special welcome to Sidney, his son Paul Walton, and Amy Cowden. The courage and resilience that you have displayed represents the finest values of our military and our country. Folks, in 1941, at the age of 21, Mr.

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Walton fearlessly answered the call of duty to courageously protect our freedoms as he joined the United States military. He dedicated five years of his life in the 34th Infantry, 8th Division, as a corporal, where he served in India as part of the China-Burma-India theater of combat. He has also been an instructor at Duke University and at N.C. State. Corporal Walton is on a mission to visit each of the fifty states on his 'No Regrets Tour,' providing the unique opportunity for citizens to meet a World War II veteran face to face. He was inspired to complete the 'No Regrets Tour' after growing up with the regret that he had never met a Civil War veteran. He started this tour at 99 years old, and right now he has less than 28 states to visit. Yesterday, he was with the governor, and just a few weeks ago, he was actually on the stage with presidents of the U.S. and France at Normandy. I had the great opportunity to meet him at the Coca-Cola 600 in Charlotte just a few weeks ago. And it was an honor to meet him then, and it's another honor to see him today. The price paid by our service members in lives and wounds have been steep. Today these brave men and women are known as the 'Greatest Generation.' They have inspired in the hearts of our countrymen a deep sense of pride and patriotism. As Ronald Reagan poignantly said, 'Some people live an entire lifetime and wonder if they ever made a difference in the world. A veteran doesn't have that problem.' Sidney, you have brought great honor upon yourself, your family, the United States Army, and the entire nation. All of us are grateful for your bravery, your service, and your sacrifice. Thank you, Corporal Walton, and to all those who have stood by you during this long campaign and to all of those serving around the globe who support our nation. May God bless you all. Sidney, it is a pleasure and an honor to have you here today. Thank you. You can also follow all of his adventures if you go to 'gosidney.com.' He's got a great website, and there are some fantastic pictures of him with the president in Normandy. So I encourage you to go find that. Thank you."

#### **A SENATORIAL STATEMENT**

Senator Marcus submits a Senatorial Statement, entitled, "**RECOGNIZING 'BIG DAY AT THE LAKE' DAY.**" (See Appendix for full text.)

#### **ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 219, AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS.**

**S.B. 225, AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM.**

**H.B. 537, AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS.**

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**H.B. 656**, AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION.

**H.B. 934**, AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 383**, AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS AND TO CLARIFY THE TIMING OF THE ORGANIZATIONAL MEETING OF THE PENDER COUNTY BOARD OF EDUCATION.

**H.B. 1016**, AN ACT TO MAKE APPOINTMENTS TO THE BOARDS OF TRUSTEES FOR CONSTITUENT UNIVERSITIES OF THE UNIVERSITY OF NORTH CAROLINA AND THE BOARD OF TRUSTEES OF CLEVELAND COMMUNITY COLLEGE.

**H.B. 1017**, AN ACT TO REDISTRIBUTE WAKE COUNTY HOUSE OF REPRESENTATIVE DISTRICTS, AS ORDERED BY THE COURT IN NAACP V. LEWIS AND AS DRAWN BY THE SPECIAL MASTER IN COVINGTON V. NORTH CAROLINA.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CORRECTING A TYPOGRAPHICAL ERROR IN S.L. 2005-141 AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Perry, Peterson, Rabon, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Wednesday, June 26, upon third reading.

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**S.B. 80** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Ford, the Senate concurs in the House Committee Substitute bill No. 2 (44-0) and the bill is ordered enrolled.

**S.B. 242** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY AND CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Burgin, the Senate concurs in the House Committee Substitute bill (44-0) and the bill is ordered enrolled.

**S.B. 190**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Perry, Peterson, Rabon, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

Voting in the negative: None.

The bill remains on the calendar for Wednesday, June 26, upon third reading.

#### **MOTION RELATIVE TO THE CALENDAR**

**S.B. 361** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, upon second reading.

Upon motion of Senator Rabon, without objection, the Committee Substitute bill is withdrawn from today's calendar and placed on the calendar of Wednesday, June 26.

#### **CALENDAR** *(continued)*

**S.B. 290** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DISTILLERY TO SELL MALT BEVERAGES AND UNFORTIFIED AND FORTIFIED WINE; TO ALLOW CERTAIN ORDERS OF ELIGIBLE DISTILLERY PRODUCTS; TO REVISE THE LAW GOVERNING THE SALE OF SPIRITUOUS LIQUOR BY A DISTILLERY TO VISITORS FOR CONSUMPTION OFF THE PREMISES; TO ALLOW A DISTILLERY TO ISSUE PURCHASE-TRANSPORTATION PERMITS FOR SPIRITUOUS LIQUOR SOLD BY THE DISTILLERY; AND TO ALLOW SPIRITUOUS LIQUOR TASTINGS AT AN ABC STORE, upon second reading.

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*Without objection, Senator Searcy is excused from voting on the bill due to a potential conflict of interest.*

Senator Gunn offers Amendment No. 1, which is adopted (43-0).

The Committee Substitute bill, as amended, passes its second reading (39-4) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

**S.B. 362** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REVISING THE LAWS GOVERNING THE SUBMISSION OF ANNUAL REPORTS BY VARIOUS ENTITIES TO THE SECRETARY OF STATE, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**H.B. 495** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS, upon second reading.

The Senate Committee Substitute bill passes its second reading (41-3) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 95** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020; PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021; REDIRECTING CERTAIN STORM RESILIENCE FUNDS; BY REPURPOSING CERTAIN PLANNING FUNDS, AND BY CLARIFYING THE PURPOSE OF CERTAIN WATER AND WASTEWATER INFRASTRUCTURE FUNDING PROVIDED TO THE TOWN OF MOUNT AIRY, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Burgin, the Senate concurs in the House Committee Substitute bill No. 2 (44-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 227** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAINTAIN ADMINISTRATION FOR CURRENT GRANT RECIPIENTS OF THE EXISTING TRANSFORMING PRINCIPAL PREP PROGRAM AND PHASE IN ADMINISTRATION BY THE NEW PRINCIPAL FELLOWS AND TP3 COMMISSION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Tillman, the Senate concurs in the House Committee Substitute bill (44-0) and the bill is ordered enrolled and sent to the Governor.



**S.B. 366** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, TO PERMIT CERTAIN SOPHOMORE HIGH SCHOOL STUDENTS TO ENROLL IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator McInnis, the Senate fails to concur in the House Committee Substitute bill (1-43) and the House of Representatives is notified by special message.

**S.B. 556** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE "MENTAL RETARDATION" TO "INTELLECTUAL DISABILITY" OR "INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY" AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AND ALSO TO AMEND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO REPEAL THE APPOINTING AUTHORITY OF THE CHARLOTTE SCHOOL OF LAW, WHICH HAS CLOSED, TO PROVIDE FOR THE TERMS OF MEMBERS TO BEGIN ON SEPTEMBER 1 RATHER THAN JUNE 1, AND TO HARMONIZE TWO PROVISIONS DEALING WITH VACANCIES AND HOLDOVER MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Edwards, the Senate concurs in the House Committee Substitute bill (44-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator Britt, the Senate adjourns at 4:38 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, June 26, at 9:30 a.m.

### CONFERENCE REPORT

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 966** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, submits a Conference Report for adoption.

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The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H966-PCCS30485-LRxx-3.

The Proposed Conference Committee Substitute is ruled to be material, which constitutes first reading, and the Conference Report is placed on the calendar of Thursday, June 27, upon second reading.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator J. Alexander for the **State and Local Government Committee**:

**H.B. 757**, A BILL TO BE ENTITLED AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10673, which changes the title to read **H.B. 757** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER AND TO CONVEY CERTAIN STATE-OWNED LANDS TO THE TOWN OF BUTNER, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 267** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 35303, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

### SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

**S.B. 262** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY, for concurrence in the House Committee Substitute bill.

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**S.B. 674** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN, for concurrence in the House Committee Substitute bill.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 6** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY TO ENTER INTO LEASES AND CONTRACTS WITH TERMS NOT TO EXCEED FORTY YEARS, with a favorable report.

**H.B. 15**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF LEXINGTON TO DISSOLVE THE CITY'S UTILITIES COMMISSION, with a favorable report.

**H.B. 67** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROHIBITION ON THE REMOVAL, DESTRUCTION, OR DRIVING THROUGH OF ROADWAY CONSTRUCTION BARRIERS TO INCLUDE DANGEROUS ROADWAY CONDITION CLOSURE BARRIERS, with a favorable report.

**H.B. 170** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE, with a favorable report.

**H.B. 240** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR CERTAIN WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR, with a favorable report.

**H.B. 285** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT, with a favorable report.

June 25, 2019

**H.B. 299** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE HENDERSON COUNTY CAMPUS OF BLUE RIDGE COMMUNITY COLLEGE TO BE USED FOR ARTS, SCIENCES, AND GENERAL STUDIES AND POLICE PHYSICAL ABILITIES TEST TRAINING AND TO AUTHORIZE THE COUNTY TO MAKE SUBSTANTIAL RENOVATIONS TO EXISTING CAMPUS BUILDINGS, with a favorable report.

**H.B. 310**, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS, with a favorable report.

**H.B. 474** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, with a favorable report.

**H.B. 529** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING; REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES CONCERNING THE CONSTRUCTION AND OPERATION OF ARTIFICIAL SWIMMING LAGOONS; AND REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO STUDY THE REQUIREMENT FOR A PERMANENTLY AFFIXED PHONE AT POOLS FOR EMERGENCY PURPOSES, with a favorable report.

**H.B. 747** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING CHILD, MISSING PERSONS, OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED, with a favorable report.

**H.B. 770** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY A LICENSEE'S QUALIFICATIONS FOR LICENSURE AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES, with a favorable report.

**H.B. 812**, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE NUTRIENT OFFSET CREDIT PROGRAM, with a favorable report.

**H.B. 871** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, with a favorable report.

**H.B. 886**, A BILL TO BE ENTITLED AN ACT TO STUDY THE CHALLENGES CHILD CARE FACILITY OPERATORS FACE IN PARTICIPATING IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM, with a favorable report.

**H.B. 917** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL DECLARATION OF EMERGENCY INCLUDES THE AUTHORITY TO CLOSE ROADS AND PUBLIC VEHICULAR AREAS TO THE PUBLIC DURING THE EMERGENCY, with a favorable report.

#### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 383**, AN ACT AMENDING THE CHARTER OF THE TOWN OF TOPSAIL BEACH TO PROVIDE FOR THE FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS AND TO CLARIFY THE TIMING OF THE ORGANIZATIONAL MEETING OF THE PENDER COUNTY BOARD OF EDUCATION. (Became law upon ratification, June 25, 2019 - S.L. 2019-44)

**H.B. 1016**, AN ACT TO MAKE APPOINTMENTS TO THE BOARDS OF TRUSTEES FOR CONSTITUENT UNIVERSITIES OF THE UNIVERSITY OF NORTH CAROLINA AND THE BOARD OF TRUSTEES OF CLEVELAND COMMUNITY COLLEGE. (Became law upon ratification, June 25, 2019 - S.L. 2019-45)

**H.B. 1017**, AN ACT TO REDISTRICT WAKE COUNTY HOUSE OF REPRESENTATIVE DISTRICTS, AS ORDERED BY THE COURT IN NAACP V. LEWIS AND AS DRAWN BY THE SPECIAL MASTER IN COVINGTON V. NORTH CAROLINA. (Became law upon ratification, June 25, 2019 - S.L. 2019-46)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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June 25, 2019

**EIGHTY-SIXTH DAY**

Senate Chamber  
Wednesday, June 26, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

**RECESS****APPOINTMENT OF A CONFERENCE COMMITTEE**

**S.B. 366** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, TO PERMIT CERTAIN SOPHOMORE HIGH SCHOOL STUDENTS TO ENROLL IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 366 on June 25, Senator Berger, President *Pro Tempore*, appoints Senator McInnis, Chair; Senator B. Jackson, Senator Ballard and Senator Horner as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 579**, A BILL TO BE ENTITLED AN ACT TO CREATE THE DEPARTMENT OF CORRECTION AND THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION, TO MAKE CONFORMING CHANGES, AND TO APPROPRIATE FUNDS, referred to the **Judiciary Committee** on April 25, with sequential referrals to the **Appropriations/Base Budget Committee** and the **Rules and Operations of the Senate Committee**

The sequential referral to the **Appropriations/Base Budget Committee** is stricken.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

June 26, 2019

By Senator Horner for the **State and Local Government Committee**:

**H.B. 217** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40491, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 80**, A BILL TO BE ENTITLED AN ACT TO REGULATE WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10676, which changes the title to read **H.B. 80** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE UNATTENDED EQUIPMENT USED FOR WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**H.B. 235** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40495, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 26, 2019

**H.B. 735**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Tillman for the **Education/Higher Education Committee**:

**H.B. 362**, A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10678, which changes the title to read **H.B. 362** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT EMERGENCY RULES IN PREPARATION FOR PERMANENT RULE MAKING, AND TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 668** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, AS RECOMMENDED BY THE STATE BOARD OF COMMUNITY COLLEGES AND THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, 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, 10679, which changes the title to read **H.B. 668** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 107** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40496, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.



By Senator Daniel for the **Judiciary Committee**:

**H.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 546** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce and Insurance Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, referred to the **Rules and Operations of the Senate Committee** on April 4.

The Committee Substitute bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

June 26, 2019

**H.B. 156**, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH REDUCING SUITABLE SOIL DEPTH FOR ALL WASTEWATER DISPERSAL TECHNOLOGIES, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 134**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1, referred to the **Rules and Operations of the Senate Committee** on April 30.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Bob Steinburg, Senator from Chowan County, as follows:

“Holy Father, who has given all mankind the privilege of worship and supplication, make real to us thy promise that “where two or three are gathered together in thy name, thou art in the midst.” Grant now the prayers of these thy servants who are gathered here. Harken to their desires to make this a better and happier world in which to live. Remember in mercy all who labor and are heavy laden. Break thou the banded powers of evil that enslave the multitudes of earth and set them free which is the reward of faith. Thou has said, “according to your faith, be it unto you.” May we drink at the waters of promise and find refreshment in immediate duty. We might hesitate to make too large a draft upon an earthly friend, but there is no need to draw lightly upon God. For his grace and power are such none can ever ask too much. Therefore, we praise thee to hasten the coming of peace and brotherhood among all nations. In the name of our Lord and Savior, Jesus Christ. Amen.”

“Refreshment in Daily Duty”  
Prayers Assigned to the Senate of North Carolina, 1947

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, June 25, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

June 26, 2019

The Chair grants leaves of absence for today to Senator J. Jackson and Senator Van Duyn.

*The Chair extends privileges of the floor to Rebecca Harris from Knightdale, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 55**, AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES.

**S.B. 95**, AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020; PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021; REDIRECTING CERTAIN STORM RESILIENCE FUNDS; BY REPURPOSING CERTAIN PLANNING FUNDS, AND BY CLARIFYING THE PURPOSE OF CERTAIN WATER AND WASTEWATER INFRASTRUCTURE FUNDING PROVIDED TO THE TOWN OF MOUNT AIRY.

**S.B. 127**, AN ACT TO CLARIFY STATE AGENCIES' OBLIGATIONS TO REFRAIN FROM INTERFERENCE WITH STATE EMPLOYEES' DUTY TO REPORT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES; AND MAKE OTHER CHANGES TO FOSTER GOVERNMENTAL ACCOUNTABILITY TO PREVENT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES.

**S.B. 227**, AN ACT TO MAINTAIN ADMINISTRATION FOR CURRENT GRANT RECIPIENTS OF THE EXISTING TRANSFORMING PRINCIPAL PREP PROGRAM AND PHASE IN ADMINISTRATION BY THE NEW PRINCIPAL FELLOWS AND TP3 COMMISSION.

**S.B. 483**, AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS.

June 26, 2019

**S.B. 556**, AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE “MENTAL RETARDATION” TO “INTELLECTUAL DISABILITY” OR “INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY” AND TO MAKE FURTHER PEOPLE FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AND ALSO TO AMEND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO REPEAL THE APPOINTING AUTHORITY OF THE CHARLOTTE SCHOOL OF LAW, WHICH HAS CLOSED, TO PROVIDE FOR THE TERMS OF MEMBERS TO BEGIN ON SEPTEMBER 1 RATHER THAN JUNE 1, AND TO HARMONIZE TWO PROVISIONS DEALING WITH VACANCIES AND HOLDOVER MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

**S.B. 610**, AN ACT TO AUTHORIZE THE ADDITION OF NORTHERN PEAKS STATE TRAIL TO THE STATE PARKS SYSTEM.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 80**, AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE.

**S.B. 242**, AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY AND CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY.

#### **CONFERENCE REPORT**

Senator Smith, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 500** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S500-PCCS35305-BE-1.

The Conference Report is placed on the calendar of Thursday, June 27, for adoption.

#### **MOTION RELATIVE TO THE CALENDAR**

Senator Rabon offers a motion under Senate Rule 57 that the Conference Report for **H.B. 966** be withdrawn from the calendar of Thursday, June 27, and placed at the beginning of today's calendar. The motion prevails without objection, and the Chair so orders.

June 26, 2019

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 966** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, upon second reading.

Upon motion of Senator Brown, the Conference Report passes its second reading, by roll-call vote, ayes 33, noes 15, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Clark, Daniel, D. Davis, J. Davis, Edwards, Fitch, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, McKissick, Newton, Perry, Rabon, Sanderson, Sawyer, Steinburg, Tillman and Wells---33.

Voting in the negative: Senators Blue, Chaudhuri, deViere, Foushee, Garrett, Lowe, Marcus, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Waddell and Woodard---15.

The Conference Report remains on the calendar for Thursday, June 27, for adoption upon third reading.

*Upon motion of Senator Rabon, S.B. 361 is withdrawn from the regular order of business and placed before the Senate for immediate consideration.*

**S.B. 361** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REFORMS THAT WILL INCREASE ACCESS TO HEALTH CARE IN NORTH CAROLINA, upon second reading.

Senator Krawiec offers Amendment No. 1, which is adopted (47-1).

Senator Robinson offers Amendment No. 2, which is adopted (48-0).

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

**S.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CORRECTING A TYPOGRAPHICAL ERROR IN S.L. 2005-141 AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF BOLTON, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Waddell, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives by special message.

June 26, 2019

**H.B. 170** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE, upon second reading.

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Waddell, Wells and Woodard---48.

Voting in the negative: None.

The Senate Committee Substitute bill remains on the calendar for Thursday, June 27, upon third reading.

*The Chair grants a leave of absence for the remainder of today's session to Senator deViere.*

**H.B. 285** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT, upon second reading.

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Waddell, Wells and Woodard--47.

Voting in the negative: None.

The Senate Committee Substitute bill remains on the calendar for Thursday, June 27, upon third reading.

*The Chair grants a leave of absence for the remainder of today's session to Senator Woodard.*

**H.B. 6** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY TO ENTER INTO LEASES AND CONTRACTS WITH TERMS NOT TO EXCEED FORTY YEARS, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

June 26, 2019

**H.B. 15**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF LEXINGTON TO DISSOLVE THE CITY'S UTILITIES COMMISSION, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.B. 240** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR CERTAIN WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.B. 299** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE HENDERSON COUNTY CAMPUS OF BLUE RIDGE COMMUNITY COLLEGE TO BE USED FOR ARTS, SCIENCES, AND GENERAL STUDIES AND POLICE PHYSICAL ABILITIES TEST TRAINING AND TO AUTHORIZE THE COUNTY TO MAKE SUBSTANTIAL RENOVATIONS TO EXISTING CAMPUS BUILDINGS, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**S.B. 262** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Johnson, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled.

**S.B. 674** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Berger, the Senate concurs in the House Committee Substitute bill (36-10) and the bill is ordered enrolled.

**S.B. 190**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR, upon third reading.

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The bill passes its third reading, by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Waddell and Wells---46.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives by special message.

**H.B. 67** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROHIBITION ON THE REMOVAL, DESTRUCTION, OR DRIVING THROUGH OF ROADWAY CONSTRUCTION BARRIERS TO INCLUDE DANGEROUS ROADWAY CONDITION CLOSURE BARRIERS, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 310**, A BILL TO BE ENTITLED AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS, upon second reading.

The bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 474** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES, upon second reading.

The Senate Committee Substitute bill passes its second reading (36-10) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 529** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING; REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES CONCERNING THE CONSTRUCTION AND OPERATION OF ARTIFICIAL SWIMMING LAGOONS; AND REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO STUDY THE REQUIREMENT FOR A PERMANENTLY AFFIXED PHONE AT POOLS FOR EMERGENCY PURPOSES, upon second reading.

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The Senate Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 747** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING CHILD, MISSING PERSONS, OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED, upon second reading.

The Senate Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

*The Chair grants a leave of absence for the remainder of today's session to Senator Smith.*

**H.B. 770** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND SIMPLIFY A LICENSEE'S QUALIFICATIONS FOR LICENSURE AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES, upon second reading.

Senator Wells offers Amendment No. 1, which is adopted (45-0).

The Senate Committee Substitute bill, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 812**, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE NUTRIENT OFFSET CREDIT PROGRAM, upon second reading.

The bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 871** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA, upon second reading.

Senator Newton offers Amendment No. 1, which is adopted (45-0).

The Committee Substitute bill, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in Senate Amendment No. 1.

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**H.B. 886**, A BILL TO BE ENTITLED AN ACT TO STUDY THE CHALLENGES CHILD CARE FACILITY OPERATORS FACE IN PARTICIPATING IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM, upon second reading.

The bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 917** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL DECLARATION OF EMERGENCY INCLUDES THE AUTHORITY TO CLOSE ROADS AND PUBLIC VEHICULAR AREAS TO THE PUBLIC DURING THE EMERGENCY, upon second reading.

The Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator Bishop, the Senate adjourns at 5:33 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, June 27, at 9:30 a.m.

#### **SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following special messages are received from the House of Representatives:

**H.B. 135** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE INJUNCTIVE RELIEF AGAINST CITIES AND COUNTIES THAT ADOPT SANCTUARY POLICIES, ORDINANCES, OR PROCEDURES IN VIOLATION OF STATE LAW.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 343** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE SERVICES COMMISSION TO OBTAIN CRIMINAL RECORD CHECKS OF ANY PROSPECTIVE EMPLOYEES, VOLUNTEERS, OR CONTRACTORS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 463** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ACCESS TO EDUCATION AND JOB READINESS SKILLS FOR INDIVIDUALS INCARCERATED IN STATE PRISONS AND LOCAL JAILS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 477** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT EXTENDING THE TERMS OF OFFICE FROM TWO TO FOUR YEARS FOR MUNICIPAL ELECTIONS IN THE TOWN OF BETHEL BEGINNING IN 2021 AND TO ABOLISH THE OFFICE OF CORONER IN BLADEN COUNTY.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 557** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING MUNICIPALITIES.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD.

Referred to the **Rules and Operations of the Senate Committee**.

**S.B. 191** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION; AND TO AMEND A PROVISION OF THE BUDGET, IF ENACTED, RELATED TO RELOCATION OF DEPARTMENT OF HEALTH AND HUMAN SERVICES FACILITIES, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 220** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, TO PROVIDE A WINDOW OF TIME BEFORE THE OPENING AND AFTER THE CLOSE OF POLLS FOR POLITICAL ADVERTISING TO BE PLACED AND COLLECTED AT THE VOTING PLACE, AND TO ALLOW THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF ELECTIONS TO MODIFY THE REQUIRED CERTIFICATION DATES FOR THE 2019 ELECTION CYCLE IF NEEDED, for concurrence in the House Committee Substitute bill.

**S.B. 311** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER, for concurrence in the House Committee Substitute bill.

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**S.B. 355** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY, CONSOLIDATE, AND REORGANIZE THE LAND-USE REGULATORY LAWS OF THE STATE, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 378** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES, for concurrence in the House Committee Substitute bill.

**S.B. 394** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, for concurrence in the House Committee Substitute bill.

**S.B. 399** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS, for concurrence in the House Committee Substitute bill.

**S.B. 525** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY AND THE FEASIBILITY OF OPERATING A MUSEUM IN SOUTHEASTERN NORTH CAROLINA, for concurrence in the House Committee Substitute bill.

**S.B. 594** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES, for concurrence in the House Committee Substitute bill.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator J. Alexander for the **Commerce and Insurance Committee**:

**S.B. 590**, A BILL TO BE ENTITLED AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45319, which changes the title to read **S.B. 590** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS AND TO MODIFY REAL ESTATE LICENSING REQUIREMENTS FOR TIME SHARE SALESPEOPLE, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

By Senator McInnis for the **Transportation Committee**:

**H.B. 620** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO REGULARLY UPDATE THE SUBDIVISION ROADS MANUAL AND TO TEMPORARILY EXEMPT PROPRIETARY DESIGN WORK SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION DURING A COMPETITIVE BID PROCESS FROM PUBLIC RECORDS, 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, 10681, which changes the title to read **H.B. 620** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO REGULARLY UPDATE THE SUBDIVISION ROADS MANUAL, TO TEMPORARILY EXEMPT PROPRIETARY DESIGN WORK SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION DURING A COMPETITIVE BID PROCESS FROM PUBLIC RECORDS, AND TO MODIFY STREET DESIGNATION REQUIREMENTS ON RECORDED PLATS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 211** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10680, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 645** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40497, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary Committee**.

**H.B. 206** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, AS RECOMMENDED BY THE DEPARTMENT OF TRANSPORTATION, 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, 30489, which changes the title to read **H.B. 206** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Daniel for the **Judiciary Committee**:

**S.B. 579**, A BILL TO BE ENTITLED AN ACT TO CREATE THE DEPARTMENT OF CORRECTION AND THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION, TO MAKE CONFORMING CHANGES, AND TO APPROPRIATE FUNDS, 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, 15378, which changes the title to read **S.B. 579** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 511**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES ON COURTS-MARTIAL FOR THE NORTH CAROLINA NATIONAL GUARD, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30490, which changes the title to read **H.B. 511** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES AND TO AUTHORIZE THE COLLECTION OF CRIMINAL JUSTICE DATA, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 226** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40498, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 264** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, 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, 10682, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 633** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANGS, 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, 30491, which changes the title to read **H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 4**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT, with a favorable report.

**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES, with a favorable report.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, with a favorable report.

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**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, with a favorable report.

**H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT, with a favorable report.

**H.B. 224** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND ON AN EMPLOYEE OF A DETENTION FACILITY, with a favorable report.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY, with a favorable report.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, with a favorable report.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, with a favorable report.

**H.B. 257**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, with a favorable report.

**H.B. 268** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, with a favorable report.



**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, with a favorable report.

**H.B. 325** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE REQUIREMENT THAT BUPRENORPHINE PRESCRIBERS REGISTER WITH THE STATE, IN ADDITION TO REGISTERING WITH THE FEDERAL GOVERNMENT; DECRIMINALIZING THE USE OF DRUG TESTING EQUIPMENT TO DETECT CONTAMINANTS; BROADENING THE OBJECTIVES OF SYRINGE EXCHANGE PROGRAMS TO ENCOMPASS REDUCING THE NUMBER OF DRUG OVERDOSES IN THE STATE; AND REMOVING THE BAN ON THE USE OF STATE FUNDS TO PURCHASE CERTAIN SUPPLIES, with a favorable report.

**H.B. 329** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (I) EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, (II) REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ADOPT RULES TO ESTABLISH A REGULATORY PROGRAM TO GOVERN THE MANAGEMENT OF END-OF-LIFE PHOTOVOLTAIC MODULES AND ENERGY STORAGE SYSTEM BATTERIES, AND DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS AND WIND ENERGY FACILITIES, AND REQUIRE THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH A STAKEHOLDER PROCESS TO SUPPORT DEVELOPMENT OF THE RULES, AND (III) PROVIDE SMALL HYDROELECTRIC POWER FACILITIES CERTAIN TREATMENT SIMILAR TO THAT GIVEN TO SMALL POWER PRODUCERS THAT PRODUCE ENERGY FROM SWINE AND POULTRY WASTE, with a favorable report.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, with a favorable report.

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, with a favorable report.

**H.B. 402** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

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**H.B. 411** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE ADDITIONAL CAREER AND COLLEGE READINESS INFORMATION ON ANNUAL REPORT CARDS, with a favorable report.

**H.B. 469** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, with a favorable report.

**H.B. 492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER, with a favorable report.

**H.B. 629** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES, with a favorable report.

**H.B. 757** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER AND TO CONVEY CERTAIN STATE-OWNED LANDS TO THE TOWN OF BUTNER, with a favorable report.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, with a favorable report.

**H.B. 761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS, with a favorable report.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

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**H.B. 106** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM, referred to the **Health Care Committee** on June 17, with sequential referrals to the **Judiciary Committee** and the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Judiciary Committee** is stricken.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 26, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 366 House Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, TO PERMIT CERTAIN SOPHOMORE HIGH SCHOOL STUDENTS TO ENROLL IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS, and requests conferees, Speaker Moore has appointed:

Representative Horn, Chair  
Representative Elmore and  
Representative Richardson

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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:

June 26, 2019

**H.B. 415**, AN ACT TO CLARIFY THE REQUIREMENT TO TAKE A PHOTOGRAPH OF A SUSPECT AT THE TIME OF A SHOW-UP WHERE THE SUSPECT IS A JUVENILE. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-47)

**S.B. 148**, AN ACT TO ALLOW LAW ENFORCEMENT AGENCIES TO DISCLOSE OR RELEASE RECORDINGS FOR PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION OR TO LOCATE A MISSING OR ABDUCTED PERSON. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-48)

**S.B. 11**, AN ACT TO STRENGTHEN THE PERMITTING ENFORCEMENT AUTHORITY OF THE ABC COMMISSION AND TO MAKE OTHER CHANGES TO THE ABC LAWS. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-49)

**S.B. 466**, AN ACT TO MODIFY CERTAIN PROVISIONS CONCERNING THE ECONOMIC DEVELOPMENT PARTNERSHIP OF NORTH CAROLINA. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-50)

**H.B. 57**, AN ACT TO CREATE A TERM FOR PUBLIC SCHOOLS THAT INCLUDES THE VARIOUS TYPES OF PUBLIC SCHOOLS IN THE STATE AND TO CODIFY THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL PROGRAM. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-51)

**H.B. 389**, AN ACT TO AUTHORIZE PUBLIC COLLEGES AND UNIVERSITIES TO ALLOW ALCOHOL SALES AT STADIUMS, ATHLETIC FACILITIES, AND ARENAS LOCATED ON SCHOOL PROPERTY. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-52)

**H.B. 531**, AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES TO REFLECT THE RESTORATION OF THE FEDERAL PROTECTING TENANTS AT FORECLOSURE ACT. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-53)

**H.B. 658**, AN ACT MODIFYING THE EXPIRED DRUG PROVISION OF THE DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM TO ALLOW FOR THE ACCEPTANCE AND DISPENSING OF DRUGS THAT HAVE NOT REACHED THEIR EXPIRATION DATE FOR THE PURPOSE OF INCREASING ACCESS FOR INDIVIDUALS WHO ARE UNINSURED OR UNDERINSURED. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-54)

June 26, 2019

**H.B. 664**, AN ACT TO ESTABLISH AN EDUCATIONAL ATTAINMENT GOAL FOR THE STATE. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-55)

**H.B. 432**, AN ACT PROVIDING THAT IF THE UTILITIES COMMISSION APPROVES A FLAT RATE TO BE CHARGED BY A WATER OR SEWER UTILITY FOR WATER OR SEWER SERVICES TO CONTIGUOUS DWELLING UNITS, THE LESSOR OF THE UNITS MAY PASS THROUGH AND CHARGE THE TENANTS THAT SAME FLAT RATE. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-56)

**H.B. 219**, AN ACT TO REVISE VARIOUS INSURANCE LAWS IN ORDER TO MAINTAIN NAIC ACCREDITATION, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE. (Became law upon approval of the Governor, June 26, 2019 - S.L. 2019-57)

**S.B. 80**, AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF CHINA GROVE. (Became law upon ratification, June 26, 2019 - S.L. 2019-58)

**S.B. 242**, AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT COUNTY AND CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY MECKLENBURG COUNTY. (Became law upon ratification, June 26, 2019 - S.L. 2019-59)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **EIGHTY-SEVENTH DAY**

Senate Chamber  
Thursday, June 27, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 1:30 p.m.

**RECESS**

June 27, 2019

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 88**, AN ACT TO CLARIFY THE STATUTES REGULATING ELECTRICAL CONTRACTORS TO ENABLE LICENSED ELECTRICAL CONTRACTORS EMPLOYED BY SCHOOLS, HOSPITALS, AND NONPROFITS TO MAKE REPAIRS AND CONDUCT MAINTENANCE AT ALL FACILITIES AT ALL TIMES WHEN DONE AT THE DIRECTION OF THE SCHOOL, HOSPITAL, OR NONPROFIT.

**S.B. 313**, AN ACT TO REDUCE COSTS AND AID HOUSING AFFORDABILITY BY STREAMLINING THE PERFORMANCE GUARANTEE PROCESS BETWEEN DEVELOPERS AND LOCAL GOVERNMENTS.

**H.B. 67**, AN ACT TO EXPAND THE PROHIBITION ON THE REMOVAL, DESTRUCTION, OR DRIVING THROUGH OF ROADWAY CONSTRUCTION BARRIERS TO INCLUDE DANGEROUS ROADWAY CONDITION CLOSURE BARRIERS.

**H.B. 310**, AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS.

**H.B. 812**, AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE NUTRIENT OFFSET CREDIT PROGRAM.

**H.B. 886**, AN ACT TO STUDY THE CHALLENGES CHILD CARE FACILITY OPERATORS FACE IN PARTICIPATING IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM.

**H.B. 917**, AN ACT TO CLARIFY THAT A LOCAL DECLARATION OF EMERGENCY INCLUDES THE AUTHORITY TO CLOSE ROADS AND PUBLIC VEHICULAR AREAS TO THE PUBLIC DURING THE EMERGENCY.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 84**, AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING.

**S.B. 262**, AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY.

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**S.B. 674**, AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN.

**H.B. 15**, AN ACT AMENDING THE CHARTER OF THE CITY OF LEXINGTON TO DISSOLVE THE CITY'S UTILITIES COMMISSION.

**H.B. 240**, AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR CERTAIN WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR.

**H.B. 299**, AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE HENDERSON COUNTY CAMPUS OF BLUE RIDGE COMMUNITY COLLEGE TO BE USED FOR ARTS, SCIENCES, AND GENERAL STUDIES AND POLICE PHYSICAL ABILITIES TEST TRAINING AND TO AUTHORIZE THE COUNTY TO MAKE SUBSTANTIAL RENOVATIONS TO EXISTING CAMPUS BUILDINGS.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Daniel for the **Judiciary Committee**:

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Finance Committee**.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, referred to the **Finance Committee** on June 27.

The Committee Substitute bill No. 2 is withdrawn from the **Finance Committee** and re-referred to the **Rules and Operations of the Senate Committee**.

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Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 52**, A BILL TO BE ENTITLED AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS, referred to the **Rules and Operations of the Senate Committee** on March 7.

The bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 206** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, referred to the **Rules and Operations of the Senate Committee** on June 26.

The Senate Committee Substitute bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Bishop for the **Health Care Committee**:

**H.B. 126**, A BILL TO BE ENTITLED AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10684, which changes the title to read **H.B. 126** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 106** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM, with an unfavorable report as to the Committee Substitute bill No. 3, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30492, which changes the title to read **H.B. 106** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM; IN ADDITION TO DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE

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PURCHASE OF CERTAIN MEDICATIONS FOR INMATES, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE REQUESTS FOR PROPOSALS FOR PARTNERSHIPS BETWEEN NORTH CAROLINA 340B PROGRAM ENTITIES AND THE FOUR NORTH CAROLINA PRISON REGIONS, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE UNIVERSITY OF NORTH CAROLINA HEALTH SYSTEM TO SHIFT PRESCRIBING AUTHORITY ON CERTAIN MEDICATIONS, AND TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO SUBMIT VARIOUS REPORTS TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY AND THE FISCAL RESEARCH DIVISION, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee:**

**H.B. 554** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10685, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary Committee.**

**H.B. 758** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40499, which changes the title to read **H.B. 758** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY WILDLIFE ENHANCEMENT, INVASIVE SPECIES CONTROL, AND NATIVE HABITAT RESTORATION ON PROPERTIES MANAGED BY THE STATE, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

By Senator Edwards for the **Commerce and Insurance Committee:**

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

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By Senator Wells for the **Pensions and Retirement and Aging Committee**:

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, thank you for this day, and thank you for your grace and mercy and love. I pray that you will guide and direct us here today as all we talk about the peoples’ business of this state. We pray that you will help us as we make every decision. It’s all important. And we pray that you will bless us and guide us today. Give us all a safe trip home sometime this week, Father. We just praise you for all that you do for us. In Jesus’ name, Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, June 26, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Blue and Senator J. Jackson.

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, without objection, the following bills are withdrawn from today’s calendar and placed on the calendar of Monday, July 1:

**H.B. 170** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE, upon third reading.

**H.B. 285** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT, upon third reading.

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**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES, upon second reading.

**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, upon second reading.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY, upon second reading.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, upon second reading.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, upon second reading.

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, upon second reading.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, upon second reading.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, upon second reading.

**H.B. 268** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, upon second reading.

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**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, upon second reading.

**H.B. 329** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (I) EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, (II) REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ADOPT RULES TO ESTABLISH A REGULATORY PROGRAM TO GOVERN THE MANAGEMENT OF END-OF-LIFE PHOTOVOLTAIC MODULES AND ENERGY STORAGE SYSTEM BATTERIES, AND DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS AND WIND ENERGY FACILITIES, AND REQUIRE THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH A STAKEHOLDER PROCESS TO SUPPORT DEVELOPMENT OF THE RULES, AND (III) PROVIDE SMALL HYDROELECTRIC POWER FACILITIES CERTAIN TREATMENT SIMILAR TO THAT GIVEN TO SMALL POWER PRODUCERS THAT PRODUCE ENERGY FROM SWINE AND POULTRY WASTE, upon second reading.

**H.B. 469** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

**H.B. 492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER, upon second reading.

**H.B. 629** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

**H.B. 761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS, upon second reading.

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**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

*Upon motion of Senator Rabon, **H.B. 966** is withdrawn from the regular order of business and placed at the beginning of today's calendar.*

**H.B. 966** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, for adoption upon third reading.

The Senate adopts the Conference Report on its third reading, by roll-call vote, ayes 33, noes 15, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Clark, Daniel, D. Davis, J. Davis, Edwards, Fitch, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, McKissick, Newton, Perry, Rabon, Sanderson, Sawyer, Steinburg, Tillman and Wells---33.

Voting in the negative: Senators Chaudhuri, deViere, Foushee, Garrett, Lowe, Marcus, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard---15.

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**H.B. 4**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT, upon second reading.

The bill passes its second reading, by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---48.

Voting in the negative: None.

The bill remains on the calendar for Monday, July 1, upon third reading.

**H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

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Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Monday, July 1, upon third reading.

**H.B. 402** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---47.

Voting in the negative: None.

The Committee Substitute bill remains on the calendar for Monday, July 1, upon third reading.

**H.B. 224** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND ON AN EMPLOYEE OF A DETENTION FACILITY, upon second reading.

The Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 325** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE REQUIREMENT THAT BUPRENORPHINE PRESCRIBERS REGISTER WITH THE STATE, IN ADDITION TO REGISTERING WITH THE FEDERAL GOVERNMENT; DECRIMINALIZING THE USE OF DRUG TESTING EQUIPMENT TO DETECT CONTAMINANTS; BROADENING THE OBJECTIVES OF SYRINGE EXCHANGE PROGRAMS TO ENCOMPASS REDUCING THE NUMBER OF DRUG OVERDOSES IN THE STATE; AND REMOVING THE BAN ON THE USE OF STATE FUNDS TO PURCHASE CERTAIN SUPPLIES, upon second reading.

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The Senate Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 411** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE ADDITIONAL CAREER AND COLLEGE READINESS INFORMATION ON ANNUAL REPORT CARDS, upon second reading.

Senator Lowe offers Amendment No. 1, which is adopted (48-0) and changes the title to read, **H.B. 411** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE ADDITIONAL CAREER AND COLLEGE READINESS INFORMATION ON ANNUAL REPORT CARDS, AND TO ALLOW CERTAIN LOTTERY WINNERS TO REMAIN ANONYMOUS FOR NINETY DAYS.

The Senate Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 757** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER AND TO CONVEY CERTAIN STATE-OWNED LANDS TO THE TOWN OF BUTNER, upon second reading.

The Senate Committee Substitute bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 257**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE, upon second reading.

The bill passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**S.B. 220** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, TO PROVIDE A WINDOW OF TIME BEFORE THE OPENING AND AFTER THE CLOSE OF POLLS FOR POLITICAL ADVERTISING TO BE PLACED AND COLLECTED

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AT THE VOTING PLACE, AND TO ALLOW THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF ELECTIONS TO MODIFY THE REQUIRED CERTIFICATION DATES FOR THE 2019 ELECTION CYCLE IF NEEDED, for concurrence in the House Committee Substitute bill.

Upon motion of Senator D. Davis, the Senate concurs in the House Committee Substitute bill (48-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 311** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Bishop, the Senate concurs in the House Committee Substitute bill (48-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 191** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION; AND TO AMEND A PROVISION OF THE BUDGET, IF ENACTED, RELATED TO RELOCATION OF DEPARTMENT OF HEALTH AND HUMAN SERVICES FACILITIES, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Bishop, the Senate concurs in the House Committee Substitute bill No. 2 (42-6) and the bill is ordered enrolled and sent to the Governor.

**S.B. 355** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY, CONSOLIDATE, AND REORGANIZE THE LAND-USE REGULATORY LAWS OF THE STATE, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Newton, the Senate concurs in the House Committee Substitute bill No. 2 (47-1) and the bill is ordered enrolled and sent to the Governor.

**S.B. 378** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES, for concurrence in the House Committee Substitute bill.

*The Chair grants a leave of absence for the remainder of today's session to Senator Bishop.*

Upon motion of Senator Johnson, the Senate concurs in the House Committee Substitute bill (45-2) and the bill is ordered enrolled and sent to the Governor.

**S.B. 394** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Daniel, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

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**S.B. 399** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Horner, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 525** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY AND THE FEASIBILITY OF OPERATING A MUSEUM IN SOUTHEASTERN NORTH CAROLINA, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Tillman, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 594** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Daniel, the Senate concurs in the House Committee Substitute bill (47-0) and the bill is ordered enrolled and sent to the Governor.

#### A SENATORIAL STATEMENT

Senator Brown submits a Senatorial Statement, entitled, "**SUPPORTING POST-TRAUMATIC STRESS INJURY AWARENESS.**" (See Appendix for full text.)

#### CALENDAR *(continued)*

**S.B. 500** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER, for adoption.

*The Chair grants a leave of absence for the remainder of today's session to Senator Steinburg.*

Upon motion of Senator Smith, the Senate adopts the Conference Report (44-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

#### CONVEYANCE OF A BILL

Upon motion of Senator Rabon, without objection, **H.B. 966** will be sent to the Governor by special message.

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Upon motion of Senator Berger, seconded by Senator Sanderson, the Senate adjourns at 2:37 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Friday, June 28, at 9:30 a.m.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Hise for the **Finance Committee**:

**H.B. 681**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A UNITED STATES ARMY SPECIAL FORCES SPECIAL REGISTRATION PLATE AND TO ELIMINATE THE SPECIAL LICENSE PLATE FEE FOR DISTINGUISHED FLYING CROSS AND AIR MEDAL RECIPIENT SPECIAL REGISTRATION PLATES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10687, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 590** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS AND TO MODIFY REAL ESTATE LICENSING REQUIREMENTS FOR TIME SHARE SALESPEOPLE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 35313, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 226** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 10686, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Edwards for the **Commerce and Insurance Committee**:

**S.B. 344**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE COMMON AREA ENTERTAINMENT PERMITS TO ALLOW A CUSTOMER OF AN ABC LICENSED PREMISES LOCATED IN A SHOPPING MALL TO

CONSUME AN ALCOHOLIC BEVERAGE PURCHASED FROM THE LICENSED PREMISES WITHIN A DESIGNATED INDOOR OR OUTDOOR COMMON AREA ON THE SHOPPING MALL PROPERTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15381, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 220** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30493, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 628** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30494, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 462**, A BILL TO BE ENTITLED AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD AND TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES AND TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, 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, 35314, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Finance Committee**.

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**H.B. 922**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10688, which changes the title to read **H.B. 922** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING STATE INSURANCE COVERAGE FOR PUBLIC SCHOOL BUILDINGS AND COMMUNITY COLLEGES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-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  
June 27, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 966 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

### **ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 966**, AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

June 27, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 27, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 495 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS.

Respectfully,  
S/ James White  
Principal Clerk

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 391** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS, CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS, AND TO APPROPRIATE FUNDS TO ASSIST IN CREATING STUDENT AWARENESS CAMPAIGNS RELATING TO TRANSPORTATION NETWORK COMPANIES.

Referred to the **Rules and Operations of the Senate Committee**.

**RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 228** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE, referred to the **Rules and Operations of the Senate Committee** on June 14.

The Committee Substitute bill No. 3 is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 471**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A WORKGROUP TO EXAMINE AND MAKE RECOMMENDATIONS ABOUT HOW TO ELIMINATE ADMINISTRATIVE DUPLICATION FOR MENTAL HEALTH, INTELLECTUAL/DEVELOPMENTAL DISABILITY, AND SUBSTANCE USE DISORDER PROVIDERS, referred to the **Rules and Operations of the Senate Committee** on April 17.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY, referred to the **Rules and Operations of the Senate Committee** on June 26.

The Committee Substitute bill No. 2 is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, referred to the **Rules and Operations of the Senate Committee** on June 26.

The Committee Substitute bill No. 2 is re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 678** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT; TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT; AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 227**, AN ACT TO MAINTAIN ADMINISTRATION FOR CURRENT GRANT RECIPIENTS OF THE EXISTING TRANSFORMING PRINCIPAL PREP PROGRAM AND PHASE IN ADMINISTRATION BY THE NEW PRINCIPAL FELLOWS AND TP3 COMMISSION. (Became law upon approval of the Governor, June 27, 2019 - S.L. 2019-60)

**S.B. 84**, AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING. (Became law upon ratification, June 27, 2019 - S.L. 2019-61)

**S.B. 262**, AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LANDOWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE IN UNION COUNTY. (Became law upon ratification, June 27, 2019 - S.L. 2019-62)

**S.B. 674**, AN ACT TO CHANGE THE METHOD OF ELECTION OF THE BOARD OF EDUCATION OF SURRY COUNTY, THE BOARD OF EDUCATION OF THE MOUNT AIRY CITY SCHOOLS ADMINISTRATIVE UNIT, AND THE BOARD OF EDUCATION OF THE ELKIN CITY ADMINISTRATIVE UNIT FROM NONPARTISAN TO PARTISAN. (Became law upon ratification, June 27, 2019 - S.L. 2019-63)

**H.B. 15**, AN ACT AMENDING THE CHARTER OF THE CITY OF LEXINGTON TO DISSOLVE THE CITY'S UTILITIES COMMISSION. (Became law upon ratification, June 27, 2019 - S.L. 2019-64)

**H.B. 240**, AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR CERTAIN WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR. (Became law upon ratification, June 27, 2019 - S.L. 2019-65)

**H.B. 299**, AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE HENDERSON COUNTY CAMPUS OF BLUE RIDGE COMMUNITY COLLEGE TO BE USED FOR ARTS, SCIENCES, AND GENERAL STUDIES AND POLICE PHYSICAL ABILITIES TEST TRAINING AND TO AUTHORIZE THE COUNTY TO MAKE SUBSTANTIAL RENOVATIONS TO EXISTING CAMPUS BUILDINGS. (Became law upon ratification, June 27, 2019 - S.L. 2019-66)

June 27, 2019

**H.B. 6**, AN ACT AUTHORIZING THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY TO ENTER INTO LEASES AND CONTRACTS WITH TERMS NOT TO EXCEED FORTY YEARS. (Became law upon ratification, June 27, 2019 - S.L. 2019-67)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### **EIGHTY-EIGHTH DAY**

Senate Chamber  
Friday, June 28, 2019

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 Carl Ford, Senator from Rowan County, as follows:

"Father, we thank you for another great day you have given us, a beautiful day outside. We pray that you will help us here today as we do the business for the people of North Carolina. Protect our law enforcement all across this state. Protect our military all around the world as they fight for our freedoms. We praise you and thank you. In Jesus' name, Amen."

Senator McInnis announces that the Senate Journal of Thursday, June 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.

### **ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 191**, AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION; AND TO AMEND A PROVISION OF THE BUDGET, IF ENACTED, RELATED TO RELOCATION OF DEPARTMENT OF HEALTH AND HUMAN SERVICES FACILITIES.

June 28, 2019



**S.B. 220**, AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, TO PROVIDE A WINDOW OF TIME BEFORE THE OPENING AND AFTER THE CLOSE OF POLLS FOR POLITICAL ADVERTISING TO BE PLACED AND COLLECTED AT THE VOTING PLACE, AND TO ALLOW THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF ELECTIONS TO MODIFY THE REQUIRED CERTIFICATION DATES FOR THE 2019 ELECTION CYCLE IF NEEDED.

**S.B. 311**, AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER.

**S.B. 355**, AN ACT TO CLARIFY, CONSOLIDATE, AND REORGANIZE THE LAND-USE REGULATORY LAWS OF THE STATE.

**S.B. 378**, AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES.

**S.B. 394**, AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION.

**S.B. 399**, AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS.

**S.B. 525**, AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY AND THE FEASIBILITY OF OPERATING A MUSEUM IN SOUTHEASTERN NORTH CAROLINA.

**S.B. 594**, AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES.

**H.B. 224**, AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND ON AN EMPLOYEE OF A DETENTION FACILITY.

**H.B. 257**, AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE.

June 28, 2019

**H.B. 474**, AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES.

**H.B. 529**, AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING; REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES CONCERNING THE CONSTRUCTION AND OPERATION OF ARTIFICIAL SWIMMING LAGOONS; AND REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO STUDY THE REQUIREMENT FOR A PERMANENTLY AFFIXED PHONE AT POOLS FOR EMERGENCY PURPOSES.

**H.B. 747**, AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING CHILD, MISSING PERSONS, OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED.

**H.B. 770**, AN ACT TO CLARIFY AND SIMPLIFY A LICENSEE'S QUALIFICATIONS FOR LICENSURE AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES.

**H.B. 871**, AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA.

**H.B. 924**, AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 6**, AN ACT AUTHORIZING THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY TO ENTER INTO LEASES AND CONTRACTS WITH TERMS NOT TO EXCEED FORTY YEARS.

June 28, 2019

Upon motion of Senator Ford, seconded by Senator T. Alexander, the Senate adjourns at 9:37 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, July 1, at 2:00 p.m.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
June 27, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 500 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 500 on Thursday, June 27, the bill is ordered enrolled and sent to the Governor by special message.*

### **INTRODUCTION OF A BILL**

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Daniel, J. Davis, and Britt (Primary Sponsors):

**S.B. 682**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME.

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:

June 28, 2019

**S.B. 500**, AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Sanderson for the **Agriculture/Environment/Natural Resources Committee**:

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Finance Committee**.

**H.B. 156**, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE A RULE ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH REDUCING SUITABLE SOIL DEPTH FOR ALL WASTEWATER DISPERSAL TECHNOLOGIES, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30496, which changes the title to read **H.B. 156** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE ACCESS TO CERTAIN ASSETS OF THE SWAIN COUNTY SETTLEMENT TRUST FUND BY THE BOARD OF COMMISSIONERS OF SWAIN COUNTY, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Gunn for the **Commerce and Insurance Committee**:

**H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator J. Alexander for the **State and Local Government Committee**:

**H.B. 52**, A BILL TO BE ENTITLED AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 28, 2019

**H.B. 134**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 106** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM; IN ADDITION TO DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE OF CERTAIN MEDICATIONS FOR INMATES, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE REQUESTS FOR PROPOSALS FOR PARTNERSHIPS BETWEEN NORTH CAROLINA 340B PROGRAM ENTITIES AND THE FOUR NORTH CAROLINA PRISON REGIONS, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE UNIVERSITY OF NORTH CAROLINA HEALTH SYSTEM TO SHIFT PRESCRIBING AUTHORITY ON CERTAIN MEDICATIONS, AND TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO SUBMIT VARIOUS REPORTS TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY AND THE FISCAL RESEARCH DIVISION, with a favorable report.

**H.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY, with a favorable report.

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, with a favorable report.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, with a favorable report.

**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

June 28, 2019

**H.B. 337** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING, with a favorable report.

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, with a favorable report.

**H.B. 628** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, with a favorable report.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, with a favorable report.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, with a favorable report.

**H.B. 758** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY WILDLIFE ENHANCEMENT, INVASIVE SPECIES CONTROL, AND NATIVE HABITAT RESTORATION ON PROPERTIES MANAGED BY THE STATE, with a favorable report.

**H.B. 922** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING STATE INSURANCE COVERAGE FOR PUBLIC SCHOOL BUILDINGS AND COMMUNITY COLLEGES, with a favorable report.

**S.B. 579** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO

STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY, with a favorable report.

**S.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS AND TO MODIFY REAL ESTATE LICENSING REQUIREMENTS FOR TIME SHARE SALESPEOPLE, with a favorable report.

By Senator Daniel for the **Judiciary Committee**:

**H.B. 554** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise for the **Finance Committee**:

**S.B. 344** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE COMMON AREA ENTERTAINMENT PERMITS TO ALLOW A CUSTOMER OF AN ABC LICENSED PREMISES LOCATED IN A SHOPPING MALL TO CONSUME AN ALCOHOLIC BEVERAGE PURCHASED FROM THE LICENSED PREMISES WITHIN A DESIGNATED INDOOR OR OUTDOOR COMMON AREA ON THE SHOPPING MALL PROPERTY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 206** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 10690, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 681**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45326, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

June 28, 2019

**S.B. 462** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD AND TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES AND TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Committee Substitute bill No. 2, 45327, which changes the title to read **S.B. 462** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD, TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES, TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, AND TO MODIFY CERTAIN JMAC AWARDS, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 554** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES, referred to the **Rules and Operations of the Senate Committee** earlier today.

The Senate Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **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:

**S.B. 384** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, for concurrence in the House Committee Substitute bill.

June 28, 2019



Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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**EIGHTY-NINTH DAY**

Senate Chamber  
Monday, July 1, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 7:00 p.m.

**RECESS**

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 1, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that **H.B. 966 (Ratified)**, AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, was vetoed by Governor Roy Cooper on June 28, 2019 and was returned to the House of Representatives with the attached veto message.

Respectfully,  
S/ James White  
Principal Clerk

*The Governor's objections and veto message can be found on pg. 944.*

**INTRODUCTION OF A BILL**

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

July 1, 2019

By Senators Daniel, McKissick, Hise (Primary Sponsors); deViere, Marcus, Smith and Van Duyn:

**S.B. 683**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS AND TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 683** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS AND TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, referred to the **Rules and Operations of the Senate Committee** earlier today.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting and Elections Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 80** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE UNATTENDED EQUIPMENT USED FOR WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES, with a favorable report.

**H.B. 107** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM, with a favorable report.

**H.B. 211** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE, with a favorable report.

**H.B. 217** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD, with a favorable report.

July 1, 2019

**H.B. 235** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES, with a favorable report.

**H.B. 362** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT EMERGENCY RULES IN PREPARATION FOR PERMANENT RULE MAKING, AND TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS, with a favorable report.

**H.B. 489**, A BILL TO BE ENTITLED AN ACT RENAMING THE LINCOLNTON-LINCOLN COUNTY AIRPORT AUTHORITY AS THE LINCOLNTON-LINCOLN COUNTY REGIONAL AIRPORT AUTHORITY, AUTHORIZING THE AIRPORT AUTHORITY TO APPLY FOR AND ACCEPT GRANTS FROM THE STATE AND FEDERAL GOVERNMENT, AND MAKING OTHER CHANGES TO THE ENACTING LEGISLATION, with a favorable report.

**H.B. 546** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS, with a favorable report.

**H.B. 668** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, with a favorable report.

**H.B. 675** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, with a favorable report.

**H.B. 735**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE, with a favorable report.

July 1, 2019

**H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, with a favorable report.

**S.B. 267** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, with a favorable report.

**H.B. 52**, A BILL TO BE ENTITLED AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS, with a favorable report.

**H.B. 134**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1, with a favorable report.

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**H.B. 156** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE ACCESS TO CERTAIN ASSETS OF THE SWAIN COUNTY SETTLEMENT TRUST FUND BY THE BOARD OF COMMISSIONERS OF SWAIN COUNTY, with a favorable report.

**H.B. 206** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, with a favorable report.

**H.B. 220** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with a favorable report.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, with a favorable report.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, with a favorable report.

**H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA, with a favorable report.

**S.B. 344** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE COMMON AREA ENTERTAINMENT PERMITS TO ALLOW A CUSTOMER OF AN ABC LICENSED PREMISES LOCATED IN A SHOPPING MALL TO CONSUME AN ALCOHOLIC BEVERAGE PURCHASED FROM THE LICENSED PREMISES WITHIN A DESIGNATED INDOOR OR OUTDOOR COMMON AREA ON THE SHOPPING MALL PROPERTY, with a favorable report.

**S.B. 462** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD, TO ALLOW THE NORTH CAROLINA

July 1, 2019

APPRAISAL BOARD TO COLLECT NEW FEES, TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, AND TO MODIFY CERTAIN JMAC AWARDS, with a favorable report.

**S.B. 681** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, with a favorable report.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 220** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

The Senate Committee Substitute bill is withdrawn from the calendar of Tuesday, July 2, and re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.B. 682**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME, referred to the **Rules and Operations of the Senate Committee** on June 28.

The bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 880** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY DAVENPORT V. D.M. RENTAL PROPERTIES, INC., REGARDING CRIMINAL RECORDS OF TENANTS, OCCUPANTS, AND GUESTS; TO ALLOW FOR AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES; TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION; AND TO ESTABLISH PROCEDURES FOR POST-JUDGMENT SETTLEMENT AGREEMENTS BETWEEN LANDLORDS AND TENANTS, referred to the **Rules and Operations of the Senate Committee** on May 6.

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The Committee Substitute bill is re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 324** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CLEVELAND AND CALDWELL COUNTIES, referred to the **Rules and Operations of the Senate Committee** on April 29.

The Committee Substitute bill is re-referred to the **State and Local Government Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 449** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES, referred to the **Rules and Operations of the Senate Committee** on April 17.

The Committee Substitute bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### APPOINTMENT OF A CONFERENCE COMMITTEE

**H.B. 99** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS.

Pursuant to the message received from the House of Representatives on June 24 that the House fails to concur in the Senate Committee Substitute bill for H.B. 99 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Sanderson, Chair; Senator Britt, Senator Horner, Senator Daniel, Senator Brown and Senator Fitch as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Wiley Nickel, Senator from Wake County, as follows:

“Dear God, in the sacred text of Genesis, you direct Noah, saying, ‘and of every living thing of all flesh, you shall bring two of every kind into the ark. To keep them alive with you, they should be male and female.’ In this, you show forth your intent to ensure the survival of every created species. In this, you direct us to partner with you in nurturing all life on this beautiful blue ark of a planet

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and to prevent the destruction of your unimaginably varied world. We know that the changing temperatures of our world is causing the extinction of species, not in the fullness of evolutionary transformation, but rapidly and dangerously, destroying the ecosystems of which our very lives depend. We pray, therefore, that you will give us the courage and wisdom to act so as to mitigate changing climate and not to harm your beautiful creation. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Friday, June 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Clark, Senator Gallimore, Senator J. Jackson, and Senator Johnson.

*The Chair extends privileges of the floor to Arlene Gardner from Grimesland, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, without objection, the following bills are withdrawn from today’s calendar and placed on the calendar of Tuesday, July 2:

**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES, upon second reading.

**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, upon second reading.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY, upon second reading.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, upon second reading.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, upon second reading.

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**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, upon second reading.

**H.B. 106** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM; IN ADDITION TO DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE OF CERTAIN MEDICATIONS FOR INMATES, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE REQUESTS FOR PROPOSALS FOR PARTNERSHIPS BETWEEN NORTH CAROLINA 340B PROGRAM ENTITIES AND THE FOUR NORTH CAROLINA PRISON REGIONS, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE UNIVERSITY OF NORTH CAROLINA HEALTH SYSTEM TO SHIFT PRESCRIBING AUTHORITY ON CERTAIN MEDICATIONS, AND TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO SUBMIT VARIOUS REPORTS TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY AND THE FISCAL RESEARCH DIVISION, upon second reading.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, upon second reading.

**H.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY, upon second reading.

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, upon second reading.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

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**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, upon second reading.

**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

**H.B. 268** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, upon second reading.

**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, upon second reading.

**H.B. 337** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING, upon second reading.

**H.B. 469** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

**H.B. 492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER, upon second reading.

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, upon second reading.

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**H.B. 628** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

**H.B. 922** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING STATE INSURANCE COVERAGE FOR PUBLIC SCHOOL BUILDINGS AND COMMUNITY COLLEGES, upon second reading.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 4**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT, upon third reading.

The bill passes its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The bill is ordered enrolled.

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**H.B. 170** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE, upon third reading.

The Senate Committee Substitute bill passes its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

**H.B. 285** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT, upon third reading.

The Senate Committee Substitute bill passes its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

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**H.B. 402** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The Committee Substitute bill is ordered enrolled and sent to the Governor.

**H.B. 758** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY WILDLIFE ENHANCEMENT, INVASIVE SPECIES CONTROL, AND NATIVE HABITAT RESTORATION ON PROPERTIES MANAGED BY THE STATE, upon second reading.

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The Senate Committee Substitute bill remains on the calendar for Tuesday, July 2, upon third reading.

**S.B. 579** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY, upon second reading.

The Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

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**S.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS AND TO MODIFY REAL ESTATE LICENSING REQUIREMENTS FOR TIME SHARE SALESPEOPLE, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

**H.B. 329** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (I) EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, (II) REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ADOPT RULES TO ESTABLISH A REGULATORY PROGRAM TO GOVERN THE MANAGEMENT OF END-OF-LIFE PHOTOVOLTAIC MODULES AND ENERGY STORAGE SYSTEM BATTERIES, AND DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS AND WIND ENERGY FACILITIES, AND REQUIRE THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH A STAKEHOLDER PROCESS TO SUPPORT DEVELOPMENT OF THE RULES, AND (III) PROVIDE SMALL HYDROELECTRIC POWER FACILITIES CERTAIN TREATMENT SIMILAR TO THAT GIVEN TO SMALL POWER PRODUCERS THAT PRODUCE ENERGY FROM SWINE AND POULTRY WASTE, upon second reading.

Senator Newton offers Amendment No. 1, which is adopted (45-0).

The Senate Committee Substitute bill, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 629** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES, upon second reading.

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS, upon second reading.

Senator Newton offers Amendment No. 1, which is adopted (45-0).

The Committee Substitute bill, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in Senate Amendment No. 1.

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**S.B. 384** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS, for concurrence in the House Committee Substitute bill.

*Pursuant to Rule 29, Senator J. Alexander's, Senator Brown's, and Senator Burgin's excuses from voting, requested on Tuesday, May 7, remain in effect.*

Upon motion of Senator B. Jackson, the Senate concurs in the House Committee Substitute bill (42-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Hise, seconded by Senator Nickel, the Senate adjourns at 7:46 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, July 2, at 9:30 a.m.

#### **MESSAGE FROM THE GOVERNOR**

The following message is received from the Governor:

#### **STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR**

ROY COOPER  
GOVERNOR

July 1, 2019

#### **VIA HAND DELIVERY**

The Honorable Bill Rabon  
North Carolina Senate  
Legislative Building, Room 2010  
Raleigh, NC 27601-2808

Dear Senator Rabon:

Pursuant to N.C. Gen. Stat. § 143B-350, I am pleased to appoint the following individuals to the North Carolina Board of Transportation for review by the North Carolina General Assembly's Joint Legislative Transportation Oversight Committee:

As new members:

- Ms. Lisa D. Mathis of Lee County, Eighth Transportation Division.
- Mr. Dirk Cody of Graham County, Fourteenth Transportation Division.

As reappointments:

- Mr. Grady Hunt of Robeson County, Sixth Transportation Division.
- Mr. Augustus H. Tulloss of Nash County, Fourth Transportation Division.
- Mr. Samuel B. Bowles of Mecklenburg County, Tenth Transportation Division.

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As current members in new seats:

- General Hugh R. Overholt of Craven County, Second Transportation Division.
- Mr. Andrew M. Perkins of Forsyth County, Ninth Transportation Division.
- Ms. Nina Szlosberg-Landis of Wake County, at-large member representing Mass Transit.
- Mr. Thomas Taft, Jr. of Pitt County, at-large member representing Environmental issues.
- Mr. Jack Debnam of Jackson County, at-large member representing Rural areas.

These individuals' resumes and disclosure statements, as well as SEI evaluation letters for the new members will be forwarded by electronic copy. Please feel free to call my staff for any additional information.

With kind regards, I am

Very truly yours,  
S/ Roy Cooper

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Daniel for the **Redistricting and Elections Committee**:

**H.B. 18**, A BILL TO BE ENTITLED AN ACT TO ALLOW VOTING BY ABSENTEE BALLOT IN FIRE DISTRICT ELECTIONS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 683**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS AND TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, 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, 35319, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 225**, AN ACT TO REPEAL THE TUITION SURCHARGE IMPOSED BY THE BOARD OF GOVERNORS ON STUDENTS WHO TAKE MORE THAN 140 DEGREE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FOUR-YEAR PROGRAM OR MORE THAN 110% OF THE CREDIT HOURS TO COMPLETE A BACCALAUREATE DEGREE IN A FIVE-YEAR PROGRAM. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-68)

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**H.B. 537**, AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-69)

**H.B. 934**, AN ACT EXPANDING THE RIGHT TO TRY ACT TO PROVIDE ACCESS TO INVESTIGATIONAL ADULT STEM CELL TREATMENTS FOR PATIENTS DIAGNOSED WITH A TERMINAL OR CHRONIC ILLNESS. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-70)

**S.B. 219**, AN ACT TO MODIFY TEACHER LICENSURE REQUIREMENTS. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-71)

**S.B. 55**, AN ACT TO REVISE THE LAW GOVERNING THE LICENSURE OF CERTAIN GENERAL CONTRACTORS TO REQUIRE CONTINUING EDUCATION FOR THE PURPOSE OF ENHANCING THE PROFESSIONAL COMPETENCE AND PROFESSIONAL RESPONSIBILITY OF THOSE LICENSEES. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-72)

**S.B. 483**, AN ACT TO CLARIFY THAT PROPERTIES SUBJECT TO THE VACATION RENTAL ACT ARE ALSO SUBJECT TO THE GENERAL STATUTES GOVERNING CITY AND COUNTY ENFORCEMENT OF HAZARDOUS AND UNLAWFUL CONDITIONS. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-73)

**S.B. 610**, AN ACT TO AUTHORIZE THE ADDITION OF NORTHERN PEAKS STATE TRAIL TO THE STATE PARKS SYSTEM. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-74)

**S.B. 95**, AN ACT PROVIDING THAT FUNDS APPROPRIATED FOR THE CONSTRUCTION OF PUBLIC FACILITIES AT THE NORTH CAROLINA VETERANS MEMORIAL PAVILION SHALL NOT REVERT TO THE GENERAL FUND UNTIL JUNE 30, 2020; PROVIDING THAT CERTAIN REGIONAL WATER AND SEWER FUNDING SHALL NOT REVERT UNTIL JUNE 30, 2021; REDIRECTING CERTAIN STORM RESILIENCE FUNDS; BY REPURPOSING CERTAIN PLANNING FUNDS, AND BY CLARIFYING THE PURPOSE OF CERTAIN WATER AND WASTEWATER INFRASTRUCTURE FUNDING PROVIDED TO THE TOWN OF MOUNT AIRY. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-75)

**S.B. 556**, AN ACT TO UPDATE STATUTES RELATING TO THE PROVISION OF SERVICES WITH PEOPLE FIRST LANGUAGE BY CHANGING THE PHRASE "MENTAL RETARDATION" TO "INTELLECTUAL DISABILITY" OR "INTELLECTUAL OR OTHER DEVELOPMENTAL DISABILITY" AND TO MAKE FURTHER PEOPLE

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FIRST LANGUAGE, TECHNICAL, AND CLARIFYING AMENDMENTS IN THOSE STATUTES, AND ALSO TO AMEND THE MEMBERSHIP OF THE GENERAL STATUTES COMMISSION TO REPEAL THE APPOINTING AUTHORITY OF THE CHARLOTTE SCHOOL OF LAW, WHICH HAS CLOSED, TO PROVIDE FOR THE TERMS OF MEMBERS TO BEGIN ON SEPTEMBER 1 RATHER THAN JUNE 1, AND TO HARMONIZE TWO PROVISIONS DEALING WITH VACANCIES AND HOLDOVER MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (Became law upon approval of the Governor, July 1, 2019 - S.L. 2019-76)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### NINETIETH DAY

Senate Chamber  
Tuesday, July 2, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:32 a.m. subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 12:00 p.m.

### RECESS

### RE-REFERRAL OF BILLS

Senator Rabon orders the re-referral of bills as follows:

**H.B. 391** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS, CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS, AND TO APPROPRIATE FUNDS TO ASSIST IN CREATING STUDENT AWARENESS CAMPAIGNS RELATING TO TRANSPORTATION NETWORK COMPANIES, referred to the **Rules and Operations of the Senate Committee** on June 27.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY, referred to the **Agriculture/Environment/Natural Resources Committee** on June 27, with a sequential referral to the **Rules and Operations of the Senate Committee**.

A sequential referral to the **Finance Committee** is added prior to the referral to the **Rules and Operations of the Senate Committee**.

#### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Bishop for the **Health Care Committee**:

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 228** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE, with an unfavorable report as to the Committee Substitute bill No. 3, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10692, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary Committee**.

**H.B. 220** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 40501, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

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By Senator J. Alexander for the **State and Local Government Committee**:

**H.B. 324** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CLEVELAND AND CALDWELL COUNTIES, 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, 10691, which changes the title to read **H.B. 324** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CALDWELL, CLEVELAND, CUMBERLAND, AND YANCEY COUNTIES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Heavenly Father, we will go our separate ways this afternoon. We ask that you would keep us and our friends, family, and all members of this General Assembly safe as we celebrate our nation’s independence this weekend. We thank you for the many blessings you have bestowed upon this country, this county, and this state. We ask for forgiveness for all the times we have failed to live to the collective commitment to freedom and justice for all that we know you expect of us. Please guide our hearts and our minds to do your work in this chamber, to stay true to that commitment laid out on this very first Fourth of July, to every single person’s right to life, liberty, and the pursuit of happiness so that this nation may move ever closer to the best of our hopes and our dreams that our forefathers laid out for us. And all the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, July 1, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Clark, Senator Gallimore, Senator J. Jackson, and Senator Newton.

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, without objection, the following bills are withdrawn from today’s calendar and placed on the calendar of Monday, July 8:

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**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES, upon second reading.

**H.B. 134**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1, upon second reading.

**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, upon second reading.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY, upon second reading.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, upon second reading.

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, upon second reading.

**H.B. 107** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM, upon second reading.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, upon second reading.

**H.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY, upon second reading.

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, upon second reading.

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**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 235** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES, upon second reading.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, upon second reading.

**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

**H.B. 268** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

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**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, upon second reading.

**H.B. 362** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT EMERGENCY RULES IN PREPARATION FOR PERMANENT RULE MAKING, AND TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS, upon second reading.

**H.B. 469** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

**H.B. 546** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS, upon second reading.

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, upon second reading.

**H.B. 628** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

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**H.B. 668** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, upon second reading.

**H.B. 675** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, upon second reading.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, upon second reading.

**H.B. 735**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE, upon second reading.

**H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

**H.B. 922** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING STATE INSURANCE COVERAGE FOR PUBLIC SCHOOL BUILDINGS AND COMMUNITY COLLEGES, upon second reading.

#### **RE-REFERRAL OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that would ordinarily appear on the calendar of Friday, July 5, will be placed on the calendar of Monday, July 8.

#### **CONVEYANCE OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that pass the Senate today will be sent to the House of Representatives by special message.

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The Senate recesses at 12:19 p.m. to reconvene at 12:35 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

*The Chair grants leaves of absence for the remainder of today's session to Senator Harrington and Senator Smith.*

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 267** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, upon second reading.

The Committee Substitute bill No. 2 passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**H.B. 52**, A BILL TO BE ENTITLED AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.B. 80** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE UNATTENDED EQUIPMENT USED FOR WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 349**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

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**H.B. 489**, A BILL TO BE ENTITLED AN ACT RENAMING THE LINCOLNTON-LINCOLN COUNTY AIRPORT AUTHORITY AS THE LINCOLNTON-LINCOLN COUNTY REGIONAL AIRPORT AUTHORITY, AUTHORIZING THE AIRPORT AUTHORITY TO APPLY FOR AND ACCEPT GRANTS FROM THE STATE AND FEDERAL GOVERNMENT, AND MAKING OTHER CHANGES TO THE ENACTING LEGISLATION, upon second reading.

The bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

*The Chair grants a leave of absence for the remainder of today's session to Senator Horner.*

**H.B. 758** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY WILDLIFE ENHANCEMENT, INVASIVE SPECIES CONTROL, AND NATIVE HABITAT RESTORATION ON PROPERTIES MANAGED BY THE STATE, upon third reading.

The Senate Committee Substitute bill passes its third reading, by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Hise, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---43.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH

CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, upon second reading.

Senator Wells offers Amendment No. 1, which is adopted (43-0).

Senator Hise offers Amendment No. 2, which is adopted (43-0).

The Senate Committee Substitute bill, as amended, passes its second reading, by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Garrett, Gunn, Hise, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---43.

Voting in the negative: None.

The Senate Committee Substitute bill remains on the calendar for Monday, July 8, upon third reading.

#### **MOTION RELATIVE TO THE CALENDAR**

**S.B. 344** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE COMMON AREA ENTERTAINMENT PERMITS TO ALLOW A CUSTOMER OF AN ABC LICENSED PREMISES LOCATED IN A SHOPPING MALL TO CONSUME AN ALCOHOLIC BEVERAGE PURCHASED FROM THE LICENSED PREMISES WITHIN A DESIGNATED INDOOR OR OUTDOOR COMMON AREA ON THE SHOPPING MALL PROPERTY, upon second reading.

Upon motion of Senator Rabon, the Committee Substitute bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**.

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**CALENDAR** *(continued)*

**S.B. 462** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD, TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES, TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, AND TO MODIFY CERTAIN JMAC AWARDS, upon second reading.

*Without objection, Senator J. Alexander is excused from voting on the bill due to a conflict of interest.*

The Committee Substitute bill No. 2 passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 681** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, upon second reading.

The Committee Substitute bill passes its second reading (42-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**H.B. 106** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM; IN ADDITION TO DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE OF CERTAIN MEDICATIONS FOR INMATES, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE REQUESTS FOR PROPOSALS FOR PARTNERSHIPS BETWEEN NORTH CAROLINA 340B PROGRAM ENTITIES AND THE FOUR NORTH CAROLINA PRISON REGIONS, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE UNIVERSITY OF NORTH CAROLINA HEALTH SYSTEM TO SHIFT PRESCRIBING AUTHORITY ON CERTAIN MEDICATIONS, AND TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO SUBMIT VARIOUS REPORTS TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY AND THE FISCAL RESEARCH DIVISION, upon second reading.

The Senate Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

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**H.B. 156** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE ACCESS TO CERTAIN ASSETS OF THE SWAIN COUNTY SETTLEMENT TRUST FUND BY THE BOARD OF COMMISSIONERS OF SWAIN COUNTY, upon second reading.

The Senate Committee Substitute bill passes its second reading (42-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 206** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, upon second reading.

Senator J. Alexander offers Amendment No. 1, which is adopted (43-0).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (42-1).

Senator McInnis objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill No. 2, as amended, placed on the calendar of Monday, July 8, upon third reading.

**H.B. 211** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE, upon second reading.

Senator McInnis offers Amendment No. 1, which is adopted (43-0).

The Senate Committee Substitute bill, as amended, passes its second reading (42-1) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 217** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD, upon second reading.

The Senate Committee Substitute bill passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 337** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING, upon second reading.

Senator B. Jackson offers Amendment No. 1, which is adopted (43-0).

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The Committee Substitute bill No. 2, as amended, passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in Senate Amendment No. 1.

**H.B. 492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator Gunn, the Senate adjourns at 1:31 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Friday, July 5, at 11:00 a.m.

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 18**, A BILL TO BE ENTITLED AN ACT TO ALLOW VOTING BY ABSENTEE BALLOT IN FIRE DISTRICT ELECTIONS, with a favorable report.  
The bill is placed on the calendar of Monday, July 8.

**H.B. 126** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, with a favorable report.  
The Senate Committee Substitute bill is placed on the calendar of Monday, July 8.

**H.B. 620** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO REGULARLY UPDATE THE SUBDIVISION ROADS MANUAL, TO TEMPORARILY EXEMPT PROPRIETARY DESIGN WORK SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION DURING A COMPETITIVE BID PROCESS FROM PUBLIC RECORDS, AND TO MODIFY STREET DESIGNATION REQUIREMENTS ON RECORDED PLATS, with a favorable report.

The Senate Committee Substitute bill is placed on the calendar of Monday, July 8.

**S.B. 683** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS AND TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, with a favorable report.

The Committee Substitute bill is placed on the calendar of Monday, July 8.

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By Senator Britt for the **Judiciary Committee**:

**S.B. 682**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME, 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, 35320, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY, referred to the **Agriculture/Environment/Natural Resources Committee** on June 27, with sequential referrals to the **Finance Committee**, added earlier today, and the **Rules and Operations of the Senate Committee**.

The Committee Substitute bill No. 2 is withdrawn from the **Agriculture/Environment/Natural Resources Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **ADDITIONAL BILL SPONSOR**

Senator Foushee requests to be added as a co-sponsor of previously introduced legislation:

**S.B. 683** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS AND TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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July 2, 2019

**NINETY-FIRST DAY**

Senate Chamber  
Friday, July 5, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

“Father, we thank you for this day. We thank you for this great country we live in and this great state. Thank you for our troops that are providing for our freedom around the world—and for our law enforcement. We pray for the staff that’s here today and how hard they are working on this day where a lot of people are off today. We pray that you will bless everyone and give us traveling mercies. Bless this time today. In Jesus’ name, Amen.”

Senator Burgin announces that the Senate Journal of Tuesday, July 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.

Upon motion of Senator Burgin, seconded by Senator Ford, the Senate adjourns at 11:02 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, July 8, at 2:00 p.m.

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 529**, AN ACT TO INCREASE THE MAXIMUM PROCESSING FEE FOR RETURNED CHECKS. (Became law without the approval of the Governor, July 5, 2019 - S.L. 2019-77)

**S.B. 88**, AN ACT TO CLARIFY THE STATUTES REGULATING ELECTRICAL CONTRACTORS TO ENABLE LICENSED ELECTRICAL CONTRACTORS EMPLOYED BY SCHOOLS, HOSPITALS, AND NONPROFITS TO MAKE REPAIRS AND CONDUCT MAINTENANCE AT ALL FACILITIES AT ALL TIMES WHEN DONE AT THE DIRECTION OF THE SCHOOL, HOSPITAL, OR NONPROFIT. (Became law upon approval of the Governor, July 4, 2019 - S.L. 2019-78)

**S.B. 313**, AN ACT TO REDUCE COSTS AND AID HOUSING AFFORDABILITY BY STREAMLINING THE PERFORMANCE GUARANTEE PROCESS BETWEEN DEVELOPERS AND LOCAL GOVERNMENTS. (Became law upon approval of the Governor, July 4, 2019 - S.L. 2019-79)

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**S.B. 127**, AN ACT TO CLARIFY STATE AGENCIES' OBLIGATIONS TO REFRAIN FROM INTERFERENCE WITH STATE EMPLOYEES' DUTY TO REPORT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES; AND MAKE OTHER CHANGES TO FOSTER GOVERNMENTAL ACCOUNTABILITY TO PREVENT VIOLATIONS OF STATE OR FEDERAL LAW, FRAUD, MISAPPROPRIATION OF STATE RESOURCES, AND OTHER GOVERNMENTAL IMPROPRIETIES. (Became law upon approval of the Governor, July 4, 2019 - S.L. 2019-80)

**H.B. 656**, AN ACT TO MODIFY THE LAWS PERTAINING TO MEDICAID AND NC HEALTH CHOICE AS NEEDED FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION. (Became law upon approval of the Governor, July 4, 2019 - S.L. 2019-81)

Pursuant to Senator Burgin's motion to adjourn having prevailed, the Senate stands adjourned.

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## NINETY-SECOND DAY

Senate Chamber  
Monday, July 8, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 2:12 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 7:00 p.m.

## RECESS

## ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 384**, AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS.

**H.B. 402**, AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

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**H.B. 492**, AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 4**, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT.

**H.B. 52**, AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS.

**H.B. 204**, AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT.

**H.B. 349**, AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES.

**H.B. 489**, AN ACT RENAMING THE LINCOLNTON-LINCOLN COUNTY AIRPORT AUTHORITY AS THE LINCOLNTON-LINCOLN COUNTY REGIONAL AIRPORT AUTHORITY, AUTHORIZING THE AIRPORT AUTHORITY TO APPLY FOR AND ACCEPT GRANTS FROM THE STATE AND FEDERAL GOVERNMENT, AND MAKING OTHER CHANGES TO THE ENACTING LEGISLATION.

#### INTRODUCTION OF RESOLUTIONS

Resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Rabon:

**S.J.R. 684**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JEFFREY A. HUGHES TO THE UTILITIES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon:

**S.J.R. 685**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF KIMBERLY W. DUFFLEY TO THE UTILITIES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

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**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, with a favorable report.

**H.B. 220** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, with a favorable report.

**H.B. 324** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CALDWELL, CLEVELAND, CUMBERLAND, AND YANCEY COUNTIES, with a favorable report.

**S.B. 682** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME, with a favorable report.

By Senator Britt for the **Judiciary Committee:**

**H.B. 228** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 880** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY DAVENPORT V. D.M. RENTAL PROPERTIES, INC., REGARDING CRIMINAL RECORDS OF TENANTS, OCCUPANTS, AND GUESTS; TO ALLOW FOR AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES; TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION; AND TO ESTABLISH PROCEDURES FOR POST-JUDGMENT SETTLEMENT AGREEMENTS BETWEEN LANDLORDS AND TENANTS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40502, which changes the title to read **H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 391** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS, CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS, AND TO APPROPRIATE FUNDS TO ASSIST IN CREATING STUDENT AWARENESS CAMPAIGNS RELATING TO TRANSPORTATION NETWORK COMPANIES, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10693, which changes the title to read **H.B. 391** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS AND TO CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Transportation Committee.**

By Senator Newton for the **Finance Committee:**

**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, with a favorable report.

Pursuant to Rule 43, the Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee.**

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**H.B. 449** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES, 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, 40504, which changes the title to read **H.B. 449** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A “KEEPING THE LIGHTS ON” SPECIAL REGISTRATION PLATE, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee.**

**H.B. 554** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 40503, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee.**

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“I’m pressing on the upward way, new heights I’m gaining every day; still praying as I onward bound, Lord, plant my feet on higher ground. Lord, lift me up, and let me stand by faith on Canaan’s tableland; a higher plain than I have found, Lord, plant my feet on higher ground.’ And all of the people said, ‘Amen.’”

“Higher Ground”  
by Reverend Johnson Oatman, Jr.

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Friday, July 5, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants a leave of absence for today to Senator J. Jackson.

*The Chair extends privileges of the floor to Nora Humphries from Henderson, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today’s calendar and placed on the calendar of Tuesday, July 9:

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**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, upon second reading.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, upon second reading.

**H.B. 107** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM, upon second reading.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, upon second reading.

**H.B. 126** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, upon second reading.

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, upon second reading.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 235** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES, upon second reading.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND

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AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, upon second reading.

**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, upon second reading.

**H.B. 362** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT EMERGENCY RULES IN PREPARATION FOR PERMANENT RULE MAKING, AND TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS, upon second reading.

**H.B. 469** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

**H.B. 546** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS, upon second reading.

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, upon second reading.

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**H.B. 628** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

**H.B. 675** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, upon second reading.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that pass third reading today will be sent to the House of Representatives by special message.

### CALENDAR

Bills and resolutions on today's calendar are taken up and disposed of as follows:

**H.B. 98**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN MACON AND CLAY COUNTIES, upon second reading.

Senator Rabon offers Amendment No. 1, which is adopted (49-0).

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The bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in Senate Amendment No. 1.

**H.B. 134**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1, upon second reading.

Senator Ballard offers Amendment No. 1, which is adopted (40-9) and, upon concurrence by the House, will change the title to read, **H.B. 134**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1; AND TO CHANGE THE MANNER OF ELECTION OF THE STOKES COUNTY BOARD OF EDUCATION FROM NONPARTISAN TO PARTISAN AND TO MAKE THE TERMS OF ALL MEMBERS FOUR YEARS.

The bill, as amended, passes its second reading (42-7) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in Senate Amendment No. 1.

**H.B. 237** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.B. 368** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA

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STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, as amended, upon third reading.

The Senate Committee Substitute bill, as amended, passes its third reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---49.

Voting in the negative: None.

The Senate Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 683** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS AND TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, upon second reading.

The Committee Substitute bill passes its second reading (49-0).

Senator Hise objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill placed on the calendar of Tuesday, July 9, upon third reading.

**H.B. 18**, A BILL TO BE ENTITLED AN ACT TO ALLOW VOTING BY ABSENTEE BALLOT IN FIRE DISTRICT ELECTIONS, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 138** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR

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PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY, upon second reading.

The Committee Substitute bill passes its second reading (36-13) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 268** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, AND TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, upon second reading.

Senator Sanderson offers Amendment No. 1, which is adopted (49-0) and changes the title to read, **H.B. 268** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR, AND TO MAKE TECHNICAL CORRECTIONS.

The Senate Committee Substitute bill, as amended, passes its second reading (48-1) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 620** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO REGULARLY UPDATE THE SUBDIVISION ROADS MANUAL, TO TEMPORARILY EXEMPT PROPRIETARY DESIGN WORK SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION DURING A COMPETITIVE BID PROCESS FROM PUBLIC RECORDS, AND TO MODIFY STREET DESIGNATION REQUIREMENTS ON RECORDED PLATS, upon second reading.

Senator McInnis offers Amendment No. 1, which is adopted (49-0) and changes the title to read, **H.B. 620** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO UPDATE THE SUBDIVISION ROADS MANUAL REGULARLY, AND TO EXEMPT CERTAIN PROPRIETARY DESIGN WORK OR WORK PRODUCT SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION FROM PUBLIC RECORDS TEMPORARILY.

The Senate Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

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**H.B. 668** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, upon second reading.

The Senate Committee Substitute bill passes its second reading (48-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 735**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE, upon second reading.

The bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA, upon second reading.

The Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 922** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING STATE INSURANCE COVERAGE FOR PUBLIC SCHOOL BUILDINGS AND COMMUNITY COLLEGES, upon second reading.

Senator Sawyer offers Amendment No. 1, which is adopted (49-0).

The Senate Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 206** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, as amended, upon third reading.

Senator McInnis offers Amendment No. 2, which is adopted (48-1).

Senator Rabon offers Amendment No. 3, which is adopted (49-0).

The Senate Committee Substitute bill No. 2, as amended, passes its third reading (48-1) and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

Upon motion of Senator Hise, seconded by Senator Perry, the Senate adjourns at 8:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, July 9, at 10:00 a.m.

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**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 8, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to a Proclamation issued by Governor Roy Cooper on July 5, 2019, Jeffrey C. McNeely has been administered the oath of office as a Member of the House of Representatives for the remainder of the 2019-2020 General Assembly. Representative McNeely has been seated to fill the vacancy created by the resignation of Representative Rena W. Turner from the 84th District.

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  
July 8, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 217 Senate Committee Substitute (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD, and requests conferees. Speaker Moore has appointed:

Representative Saine, Chair  
Representative B. Jones and  
Representative K. Hall

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

July 8, 2019

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY, with a favorable report.

**H.B. 635**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DIVISION OF PURCHASE AND CONTRACT SHALL REVIEW PROTESTS ON CONTRACTS AND RECEIVE REPORTS ON EMERGENCY PURCHASES BY STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES IF THE DOLLAR AMOUNT EXCEEDS THE EXPENDITURE BENCHMARK ESTABLISHED BY THE SECRETARY OF ADMINISTRATION, ELIMINATING OBSOLETE LANGUAGE RELATING TO FURNITURE CONTRACTS FROM THE GENERAL STATUTES, AND EXPEDITING THE STATE PROPERTY DISPOSITION PROCESS, with a favorable report.

**H.B. 449** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A “KEEPING THE LIGHTS ON” SPECIAL REGISTRATION PLATE, with a favorable report.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 8, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 211 Senate Committee Substitute (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE.

Respectfully,  
S/ James White  
Principal Clerk

July 8, 2019

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 924**, AN ACT TO CLARIFY ELIGIBILITY FOR EXTENDED TEACHER CONTRACTS, TO REQUIRE COMPLETION OF AN ECONOMICS AND PERSONAL FINANCE COURSE AS A HIGH SCHOOL GRADUATION REQUIREMENT IN PUBLIC SCHOOLS, TO CLARIFY REQUIREMENTS FOR HIGH SCHOOL CIVIC LITERACY, AND TO REQUIRE PROFESSIONAL DEVELOPMENT FOR ECONOMICS AND PERSONAL FINANCE TEACHERS. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-82)

**H.B. 474**, AN ACT TO CREATE THE OFFENSES OF DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES AND AGGRAVATED DEATH BY DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-83)

**H.B. 67**, AN ACT TO EXPAND THE PROHIBITION ON THE REMOVAL, DESTRUCTION, OR DRIVING THROUGH OF ROADWAY CONSTRUCTION BARRIERS TO INCLUDE DANGEROUS ROADWAY CONDITION CLOSURE BARRIERS. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-84)

**H.B. 310**, AN ACT TO EXEMPT LIMITED LINE CREDIT INSURANCE PRODUCERS FROM CRIMINAL BACKGROUND CHECK REQUIREMENTS. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-85)

**H.B. 812**, AN ACT TO AMEND AND CLARIFY THE STATUTES GOVERNING THE NUTRIENT OFFSET CREDIT PROGRAM. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-86)

**H.B. 886**, AN ACT TO STUDY THE CHALLENGES CHILD CARE FACILITY OPERATORS FACE IN PARTICIPATING IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-87)

**H.B. 529**, AN ACT PROVIDING THAT THE UTILITIES COMMISSION MAY ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR WATER OR WASTEWATER PUBLIC UTILITIES TO TRACK AND TRUE-UP VARIATIONS IN AVERAGE PER CUSTOMER USAGE FROM LEVELS APPROVED IN THE GENERAL RATE CASE PROCEEDING; REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES CONCERNING THE CONSTRUCTION AND

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OPERATION OF ARTIFICIAL SWIMMING LAGOONS; AND REQUIRING THE COMMISSION FOR PUBLIC HEALTH TO STUDY THE REQUIREMENT FOR A PERMANENTLY AFFIXED PHONE AT POOLS FOR EMERGENCY PURPOSES. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-88)

**H.B. 917**, AN ACT TO CLARIFY THAT A LOCAL DECLARATION OF EMERGENCY INCLUDES THE AUTHORITY TO CLOSE ROADS AND PUBLIC VEHICULAR AREAS TO THE PUBLIC DURING THE EMERGENCY. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-89)

**H.B. 747**, AN ACT TO REQUIRE LAW ENFORCEMENT AGENCIES TO ENTER MISSING CHILD, MISSING PERSONS, OR UNIDENTIFIED PERSONS INFORMATION INTO THE NATIONAL MISSING AND UNIDENTIFIED PERSONS SYSTEM AFTER THIRTY DAYS HAVE PASSED AND THE PERSON HAS NOT BEEN FOUND OR IDENTIFIED. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-90)

**H.B. 770**, AN ACT TO CLARIFY AND SIMPLIFY A LICENSEE'S QUALIFICATIONS FOR LICENSURE AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-91)

**H.B. 871**, AN ACT TO PROTECT THE INTERESTS OF DESIGNERS, PARTICULARLY SMALL AND WMBE ENTITIES, FROM UNFAIR CONTRACTING AND DUTY TO DEFEND REQUIREMENTS THAT VIOLATE THE EXISTING PUBLIC POLICY OF NORTH CAROLINA. (Became law upon approval of the Governor, July 8, 2019 - S.L. 2019-92)

**H.B. 4**, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF CLAREMONT. (Became law upon ratification, July 8, 2019 - S.L. 2019-93)

**H.B. 52**, AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS. (Became law upon ratification, July 8, 2019 - S.L. 2019-94)

**H.B. 204**, AN ACT ADDING CERTAIN DESCRIBED NAVIGABLE WATERS AND THE UNINCORPORATED PORTION OF THE RACHEL CARSON RESERVE TO THE CORPORATE LIMITS OF THE TOWN OF BEAUFORT. (Became law upon ratification, July 8, 2019 - S.L. 2019-95)

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**H.B. 349**, AN ACT TO AUTHORIZE THE COUNTY OF WILKES TO REALIGN THE COUNTY FOR THE PURPOSES OF COUNTY FIRE TAX DISTRICTS UNDER CHAPTER 69 OF THE GENERAL STATUTES. (Became law upon ratification, July 8, 2019 - S.L. 2019-96)

**H.B. 489**, AN ACT RENAMING THE LINCOLNTON-LINCOLN COUNTY AIRPORT AUTHORITY AS THE LINCOLNTON-LINCOLN COUNTY REGIONAL AIRPORT AUTHORITY, AUTHORIZING THE AIRPORT AUTHORITY TO APPLY FOR AND ACCEPT GRANTS FROM THE STATE AND FEDERAL GOVERNMENT, AND MAKING OTHER CHANGES TO THE ENACTING LEGISLATION. (Became law upon ratification, July 8, 2019 - S.L. 2019-97)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**NINETY-THIRD DAY**

Senate Chamber  
Tuesday, July 9, 2019

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 Ted Alexander, Senator from Cleveland County, as follows:

"Father God, thank you for the opportunity to serve both you and our fellow North Carolinians. You are all-wise, understanding, kind, compassionate, and at the same time firm, bold, and courageous. I humbly ask today that we are able to actively borrow and demonstrate these traits of yours today and follow you every day as we make decisions, as we go about serving you in all matters, both inside and outside this chamber. We, together, ask these things, knowing that you are faithful and just to honor all of these people who sincerely seek, follow, and serve you. I pray this in Jesus' name. Amen."

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, July 8, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Jackson and Senator Smith.

*The Chair extends privileges of the floor to Jennifer Smith from Hampstead, North Carolina, who is serving the Senate as Nurse of the Day.*

July 9, 2019

**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Wednesday, July 10:

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, upon second reading.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, upon second reading.

**H.B. 126** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, upon second reading.

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, upon second reading.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 235** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES, upon second reading.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, upon second reading.

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**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, upon second reading.

**H.B. 469** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

**H.B. 628** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**H.B. 635**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DIVISION OF PURCHASE AND CONTRACT SHALL REVIEW PROTESTS ON CONTRACTS AND RECEIVE REPORTS ON EMERGENCY PURCHASES BY STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES IF THE DOLLAR AMOUNT EXCEEDS THE EXPENDITURE BENCHMARK ESTABLISHED BY THE SECRETARY OF ADMINISTRATION, ELIMINATING OBSOLETE LANGUAGE RELATING TO FURNITURE CONTRACTS FROM THE GENERAL STATUTES, AND EXPEDITING THE STATE PROPERTY DISPOSITION PROCESS, upon second reading.

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**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

**H.B. 675** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, upon second reading.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that pass third reading today will be sent to the House of Representatives by special message.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY, upon second reading.

The Committee Substitute bill No. 2 passes its second reading, by roll-call vote, ayes 48, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---48.

Voting in the negative: None.

The Committee Substitute bill No. 2 remains on the calendar for Wednesday, July 10, upon third reading.

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**H.B. 187** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING, upon second reading.

The Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**H.B. 324** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CALDWELL, CLEVELAND, CUMBERLAND, AND YANCEY COUNTIES, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT COUNTY, upon second reading.

Senator Daniel offers Amendment No. 1, which is adopted (48-0) and, upon concurrence by the House, will change the title to read, **H.B. 239** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT AND BURKE COUNTIES.

The Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in Senate Amendment No. 1.

**S.B. 682** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME, upon second reading.

Senator Daniel offers Amendment No. 1, which is adopted (47-0).

Senator Daniel offers Amendment No. 2, which is adopted (47-0).

The Committee Substitute bill, as amended, passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

**H.B. 107** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM, upon second reading.

Senator Robinson offers Amendment No. 1, which is adopted (48-0).

The Senate Committee Substitute bill, as amended, passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

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**H.B. 220** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE, upon second reading.

The Senate Committee Substitute bill No. 2 passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

**H.B. 362** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT EMERGENCY RULES IN PREPARATION FOR PERMANENT RULE MAKING, AND TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS, upon second reading.

Senator Waddell offers Amendment No. 1.

*Upon the appearance of Senator Smith in the chamber, the Chair acknowledges her presence and the leave of absence granted previously is withdrawn.*

Senator Hise moves that Amendment No. 1 do lie upon the table, seconded by Senator Brown, which motion prevails (28-21).

The Senate Committee Substitute bill passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 449** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A “KEEPING THE LIGHTS ON” SPECIAL REGISTRATION PLATE, upon second reading.

Senator Sanderson offers Amendment No. 1, which is adopted (49-0) and changes the title to read, **H.B. 449** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A “KEEPING THE LIGHTS ON” SPECIAL REGISTRATION PLATE AND A “POW/MIA BRING THEM HOME” SPECIAL REGISTRATION PLATE.

The Senate Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

The Senate recesses at 10:48 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene at 11:15 a.m.

## RECESS

July 9, 2019

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

#### CALENDAR *(continued)*

*Upon motion of Senator Rabon, S.B. 683 is withdrawn from the regular order of business and placed before the Senate for immediate consideration.*

**S.B. 683** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS AND TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, upon third reading.

Senator McKissick offers Amendment No. 1, which is adopted (46-2).

Senator Daniel offers Amendment No. 2, which is adopted (49-0).

Senator Daniel offers Amendment No. 3, which is adopted (47-2).

Senator McKissick offers Amendment No. 4, which is adopted (42-7).

Senator Marcus offers Amendment No. 5.

Senator Daniel moves that Amendment No. 5 do lie upon the table, seconded by Senator Hise, which motion prevails (27-22).

The Committee Substitute bill, as amended, passes its third reading (49-0) and is ordered engrossed and sent to the House of Representatives by special message.

The Senate recesses at 11:41 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 1:00 p.m.

#### RECESS

#### RE-REFERRAL OF BILLS

Senator Rabon orders the re-referral of bills as follows:

**S.B. 498**, A BILL TO BE ENTITLED AN ACT TO FACILITATE RAPID RESPONSE TO STATE DECLARED DISASTERS BY EXEMPTING CERTAIN BUSINESSES AND EMPLOYEES FROM REGISTRATION AND TAX LAWS DURING THE DISASTER RESPONSE PERIOD, referred to the **Rules and Operations of the Senate Committee** on April 3.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 423**, A BILL TO BE ENTITLED AN ACT CREATING THE NORTH CAROLINA ANIMAL ABUSER REGISTRY AND RELATING TO FORFEITING OWNERSHIP OF AN ANIMAL TREATED CRUELLY, SO AS TO PROHIBIT A PERSON CONVICTED OF A REPEAT VIOLATION OF CRUELTY TO ANIMALS FROM OWNING AN ANIMAL FOR A PERIOD NOT TO EXCEED FIVE YEARS, referred to the **Agriculture/Environment/Natural Resources Committee** on June 25, with sequential referrals to the **Judiciary Committee** and the **Rules and Operations of the Senate Committee**.

July 9, 2019

The bill is withdrawn from the **Agriculture/Environment/Natural Resources Committee** and re-referred to the **Judiciary Committee** 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 Berger, President *Pro Tempore*.

#### CALENDAR *(continued)*

**H.B. 546** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS, upon second reading.

The Senate Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 590** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

The Senate recesses at 1:20 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene at 3:00 p.m.

#### RECESS

The Senate meets pursuant to recess and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

The Senate recesses at 3:04 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

#### RECESS

#### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 535**, AN ACT TO AUTHORIZE THE ADDITION OF PISGAH VIEW STATE PARK TO THE STATE PARKS SYSTEM AND TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS NORTH CAROLINA.

July 9, 2019



**H.B. 18**, AN ACT TO ALLOW VOTING BY ABSENTEE BALLOT IN FIRE DISTRICT ELECTIONS.

**H.B. 106**, AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM; IN ADDITION TO DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE OF CERTAIN MEDICATIONS FOR INMATES, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE REQUESTS FOR PROPOSALS FOR PARTNERSHIPS BETWEEN NORTH CAROLINA 340B PROGRAM ENTITIES AND THE FOUR NORTH CAROLINA PRISON REGIONS, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE UNIVERSITY OF NORTH CAROLINA HEALTH SYSTEM TO SHIFT PRESCRIBING AUTHORITY ON CERTAIN MEDICATIONS, AND TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO SUBMIT VARIOUS REPORTS TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY AND THE FISCAL RESEARCH DIVISION.

**H.B. 138**, AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY.

**H.B. 156**, AN ACT TO IMPROVE ACCESS TO CERTAIN ASSETS OF THE SWAIN COUNTY SETTLEMENT TRUST FUND BY THE BOARD OF COMMISSIONERS OF SWAIN COUNTY.

**H.B. 329**, AN ACT TO (I) EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, (II) REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ADOPT RULES TO ESTABLISH A REGULATORY PROGRAM TO GOVERN THE MANAGEMENT OF END-OF-LIFE PHOTOVOLTAIC MODULES AND ENERGY STORAGE SYSTEM BATTERIES, AND DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS AND WIND ENERGY FACILITIES, AND REQUIRE THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH A STAKEHOLDER PROCESS TO SUPPORT DEVELOPMENT OF THE RULES, AND (III) PROVIDE SMALL HYDROELECTRIC POWER FACILITIES CERTAIN TREATMENT SIMILAR TO THAT GIVEN TO SMALL POWER PRODUCERS THAT PRODUCE ENERGY FROM SWINE AND POULTRY WASTE.

**H.B. 495**, AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS.

July 9, 2019

**H.B. 629**, AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES.

**H.B. 735**, AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE.

**H.B. 755**, AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA.

**H.B. 758**, AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY WILDLIFE ENHANCEMENT, INVASIVE SPECIES CONTROL, AND NATIVE HABITAT RESTORATION ON PROPERTIES MANAGED BY THE STATE.

**H.B. 761**, AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 80**, AN ACT TO REGULATE UNATTENDED EQUIPMENT USED FOR WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES.

**H.B. 237**, AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY.

**H.B. 368**, AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN.

The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

The Senate recesses at 4:10 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 6:30 p.m.

**RECESS**

July 9, 2019

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 511** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES AND TO AUTHORIZE THE COLLECTION OF CRIMINAL JUSTICE DATA, referred to the **Rules and Operations of the Senate Committee** on June 26.

The Senate Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Tillman for the **Finance Committee**:

**S.B. 498**, A BILL TO BE ENTITLED AN ACT TO FACILITATE RAPID RESPONSE TO STATE DECLARED DISASTERS BY EXEMPTING CERTAIN BUSINESSES AND EMPLOYEES FROM REGISTRATION AND TAX LAWS DURING THE DISASTER RESPONSE PERIOD, 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, 15386, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 228** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 30499, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, with a favorable report.

July 9, 2019

**H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, with a favorable report.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**S.B. 29** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW AND TO LIMIT THE USE OF FLASHING AMBER LIGHTS, for concurrence in the House Committee Substitute bill.

**S.B. 553** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, for concurrence in the House Committee Substitute bill No. 2.

**H.B. 630** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE PRIVATE PROTECTIVE SERVICES ACT AND THE ALARM SYSTEMS LICENSING ACT, AND TO CREATE CERTAIN FEES.

Referred to the **Rules and Operations of the Senate Committee.**

**H.J.R. 1019**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF FLOYD B. MCKISSICK, JR., TO THE UTILITIES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee.**

The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

Upon motion of Senator Rabon, seconded by Senator Perry, the Senate adjourns at 6:36 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, to reconvene Wednesday, July 10, at 10:00 a.m.

#### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

July 9, 2019

**H.B. 80**, AN ACT TO REGULATE UNATTENDED EQUIPMENT USED FOR WATERFOWL HUNTING ON ROANOKE RAPIDS LAKE IN NORTHAMPTON AND HALIFAX COUNTIES. (Became law upon ratification, July 9, 2019 - S.L. 2019-98)

**H.B. 237**, AN ACT TO ALLOW FOR PLANNING BOARDS TO HOLD HEARINGS AND MAKE FINAL DECISIONS FOR ZONING AMENDMENT REQUESTS IN BRUNSWICK COUNTY. (Became law upon ratification, July 9, 2019 - S.L. 2019-99)

**H.B. 368**, AN ACT TO IMPOSE A 25 MILE PER HOUR SPEED RESTRICTION ON PUBLIC VEHICULAR AREAS IN THE TOWN OF BERMUDA RUN. (Became law upon ratification, July 9, 2019 - S.L. 2019-100)

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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### NINETY-FOURTH DAY

Senate Chamber  
Wednesday, July 10, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 10:01 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 2:00 p.m.

### RECESS

### INTRODUCTION OF A BILL

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Rabon:

**S.B. 686**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE.

Referred to the **Rules and Operations of the Senate Committee**.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

July 10, 2019

**S.B. 210**, AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION.

**S.B. 297**, AN ACT TO DIRECT THE NORTH CAROLINA POLICY COLLABORATORY AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO ASSEMBLE A RESEARCH ADVISORY PANEL TO STUDY AND DEVELOP RECOMMENDATIONS ON STRATEGIES FOR IMPLEMENTATION OF A RESEARCH PROGRAM TO DETERMINE WHETHER ANY CLUSTERS OF CANCER INCIDENTS EXIST WITHIN THE STATE.

**S.B. 316**, AN ACT TO DIRECT CERTAIN MUNICIPALITIES TO REPORT TO THE GENERAL ASSEMBLY ON LOCAL GOVERNMENT FUNDING, SUBSIDIES, AND ACTIVITIES RELATED TO AFFORDABLE HOUSING.

**S.B. 444**, AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS SERVING DISHES.

**H.B. 411**, AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE ADDITIONAL CAREER AND COLLEGE READINESS INFORMATION ON ANNUAL REPORT CARDS, AND TO ALLOW CERTAIN LOTTERY WINNERS TO REMAIN ANONYMOUS FOR NINETY DAYS.

**H.B. 590**, AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS.

**H.B. 668**, AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS.

**H.B. 757**, AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER AND TO CONVEY CERTAIN STATE-OWNED LANDS TO THE TOWN OF BUTNER.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 98**, AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN BRUNSWICK, MACON AND CLAY COUNTIES.

July 10, 2019

**H.B. 134**, AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1; AND TO CHANGE THE MANNER OF ELECTION OF THE STOKES COUNTY BOARD OF EDUCATION FROM NONPARTISAN TO PARTISAN AND TO MAKE THE TERMS OF ALL MEMBERS FOUR YEARS.

**H.B. 170**, AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE.

**H.B. 187**, AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING.

**H.B. 285**, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT.

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**H.B. 217** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD.

Pursuant to the message received from the House of Representatives on July 8 that the House fails to concur in the Senate Committee Substitute bill for H.B. 217 and requests conferees, Senator Hise, Chair; Senator Perry and Senator Newton are appointed as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Edwards for the **Commerce and Insurance Committee**:

**H.B. 604**, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS RETIREMENT OPTIONS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

July 10, 2019

The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Father, in Psalm 139 verses 23 and 24 it says the following: ‘Search me, O God, and know my heart; try me and know my thoughts; and see if there be any wicked way in me, and lead me in the way everlasting.’ Lord, the Bible says that you look upon the heart as though men look on the outward appearance. Father, we ask you to examine our hearts today, and, Lord, if there is anything in our hearts that needs changing, Father, we ask you please to change it, Father, because we want our hearts to follow after your heart and our ways to follow after your ways so that we can stand before you and hear the words ‘well done, good and faithful servant.’ In Jesus’ name, Amen.”

Senator Rabon announces that the Senate Journal of Tuesday, July 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Berger, Senator Bishop, Senator Brown, and Senator Daniel.

*The Chair extends privileges of the floor to Jessica Reid from Morrisville, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today’s calendar and placed on the calendar of Monday, July 15:

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, upon second reading.

**H.B. 126** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, upon second reading.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

July 10, 2019



**H.B. 235** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES, upon second reading.

**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**H.B. 635**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DIVISION OF PURCHASE AND CONTRACT SHALL REVIEW PROTESTS ON CONTRACTS AND RECEIVE REPORTS ON EMERGENCY PURCHASES BY STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES IF THE DOLLAR AMOUNT EXCEEDS THE EXPENDITURE BENCHMARK ESTABLISHED BY THE SECRETARY OF ADMINISTRATION, ELIMINATING OBSOLETE LANGUAGE RELATING TO FURNITURE CONTRACTS FROM THE GENERAL STATUTES, AND EXPEDITING THE STATE PROPERTY DISPOSITION PROCESS, upon second reading.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, upon second reading.

July 10, 2019

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, upon second reading.

**H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, upon second reading.

#### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that pass third reading today will be sent to the House of Representatives by special message.

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**S.B. 498** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE RAPID RESPONSE TO STATE DECLARED DISASTERS BY EXEMPTING CERTAIN BUSINESSES AND EMPLOYEES FROM REGISTRATION AND TAX LAWS DURING THE DISASTER RESPONSE PERIOD, with a favorable report.

Upon motion of Senator Rabon, without objection, the rules are suspended and the Committee Substitute bill is placed on today's calendar.

**S.B. 686**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE, with a favorable report.

The bill is placed on the calendar of Monday, July 15.

#### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

July 10, 2019

**H.B. 429** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY, upon third reading.

The Committee Substitute bill No. 2 passes its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Blue, Britt, Burgin, Chaudhuri, Clark, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The Committee Substitute bill No. 2 is ordered enrolled.

**H.B. 108** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE, upon second reading.

Senator McKissick offers Amendment No. 1, which is adopted (46-0).

The Committee Substitute bill No. 3, as amended, passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in Senate Amendment No. 1.

**H.B. 198** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 243**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM, upon second reading.

The bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

July 10, 2019

**H.B. 323** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 469** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS, upon second reading.

Senator Krawiec offers Amendment No. 1, which is adopted (46-0).

Senator Krawiec offers Amendment No. 2, which is adopted (46-0).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

**H.B. 628** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT, upon second reading.

*Without objection, Senator J. Alexander is excused from voting on the bill due to a conflict of interest.*

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 675** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES, upon second reading.

The Senate Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 29** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW AND TO LIMIT THE USE OF FLASHING AMBER LIGHTS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Britt, the Senate concurs in the House Committee Substitute bill (46-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 553** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Sanderson, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-46) and the House of Representatives is notified by special message.

**S.B. 498** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE RAPID RESPONSE TO STATE DECLARED DISASTERS BY EXEMPTING CERTAIN BUSINESSES AND EMPLOYEES FROM REGISTRATION AND TAX LAWS DURING THE DISASTER RESPONSE PERIOD, upon second reading.

The Committee Substitute bill passes its second reading (46-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

The Senate recesses at 2:53 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 3:15 p.m.

### RECESS

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives  
July 9, 2019

Mr. President:

Pursuant to the message from the House of Representatives on July 8, 2019, that the House failed to concur in **H.B. 211 Senate Committee Substitute (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE. Speaker Moore has appointed:

July 10, 2019

Representative Torbett, Chair  
Representative Shepard  
Representative Iler and  
Representative Presnell

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

#### **APPOINTMENT OF CONFERENCE COMMITTEES**

**H.B. 211** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill for H.B. 211 and requests conferees, Senator J. Davis, Chair; Senator McInnis and Senator Rabon are appointed as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

**S.B. 553** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 553 earlier today, Senator Sanderson, Chair; Senator Wells, Senator Hise and Senator Brown are appointed as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Britt for the **Judiciary Committee**:

**H.B. 511** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES AND TO AUTHORIZE THE COLLECTION OF CRIMINAL JUSTICE DATA, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

July 10, 2019

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 30502, which changes the title to read **H.B. 511** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, TO ALLOW ELIGIBLE PRISONERS SENTENCED FOR DRUG TRAFFICKING OFFENSES TO BE RELEASED EARLY ON POST-RELEASE SUPERVISION, AND TO AUTHORIZE THE COLLECTION OF CRIMINAL JUSTICE DATA, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator McInnis for the **Transportation Committee**:

**S.B. 620**, A BILL TO BE ENTITLED AN ACT TO DEFINE AND AUTHORIZE THE USE OF ELECTRIC STANDUP SCOOTERS, 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, 45336, is adopted and engrossed.

Pursuant to Rule 43, the Committee Substitute bill is re-referred to the **Commerce and Insurance Committee**.

**H.B. 391** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS AND TO CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 30500, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-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 10, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 449 Senate Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A "KEEPING THE LIGHTS ON" SPECIAL REGISTRATION PLATE AND A "POW/MIA BRING THEM HOME" SPECIAL REGISTRATION PLATE, and requests conferees. Speaker Moore has appointed:

July 10, 2019

Representative Iler, Chair  
Representative Torbett  
Representative Davis  
Representative Shepard and  
Representative Presnell

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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  
July 10, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 206 Senate Committee Substitute No. 2 (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, and requests conferees. Speaker Moore has appointed:

Representative Torbett, Chair  
Representative Iler  
Representative Shepard and  
Representative Presnell

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

Upon motion of Senator Rabon, seconded by Senator Gunn, the Senate adjourns at 3:21 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, July 11, at 10:00 a.m.

July 10, 2019



**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 126** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS.

The Senate Committee Substitute bill is withdrawn from the calendar of Monday, July 15, and re-referred to the **Health Care Committee**.

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 98**, AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN BRUNSWICK, MACON AND CLAY COUNTIES. (Became law upon ratification, July 10, 2019 - S.L. 2019-101)

**H.B. 134**, AN ACT TO PROVIDE THAT VACANCIES ON THE ONSLOW COUNTY BOARD OF COMMISSIONERS ARE FILLED IN ACCORDANCE WITH G.S. 153A-27.1; AND TO CHANGE THE MANNER OF ELECTION OF THE STOKES COUNTY BOARD OF EDUCATION FROM NONPARTISAN TO PARTISAN AND TO MAKE THE TERMS OF ALL MEMBERS FOUR YEARS. (Became law upon ratification, July 10, 2019 - S.L. 2019-102)

**H.B. 170**, AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ASHEBORO AND THE TOWNS OF BUNN, FRANKLINTON, AND YOUNGSVILLE. (Became law upon ratification, July 10, 2019 - S.L. 2019-103)

**H.B. 187**, AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELON TO AUTHORIZE THE TOWN TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING. (Became law upon ratification, July 10, 2019 - S.L. 2019-104)

**H.B. 285**, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF SANFORD AND THE TOWN OF BEAUFORT. (Became law upon ratification, July 10, 2019 - S.L. 2019-105)

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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July 10, 2019

**NINETY-FIFTH DAY**

Senate Chamber  
Thursday, July 11, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

“Father, we thank you for this day, another day you’ve given us, another day of life. We thank you for your grace and love and your mercy. We thank you for all that you do for us in this great state that we live in. We praise you in Jesus’ name. Amen.”

Senator Perry announces that the Senate Journal of Wednesday, July 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

*The Chair extends privileges of the floor to Lynne Vinson from Garner, North Carolina, who is serving the Senate as Nurse of the Day.*

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 29**, AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW AND TO LIMIT THE USE OF FLASHING AMBER LIGHTS.

**S.B. 462**, AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD, TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES, TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, AND TO MODIFY CERTAIN JMAC AWARDS.

**S.B. 508**, AN ACT AMENDING RULE 30 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE RELATING TO THE TAKING OF DEPOSITIONS.

July 11, 2019

**S.B. 606**, AN ACT TO PRIORITIZE THE USE OF NATIVE NORTH CAROLINA TREES, SHRUBS, VINES, GRASSES, AND LEGUMES ON HIGHWAY RIGHTS-OF-WAY.

**H.B. 107**, AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM.

**H.B. 198**, AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION.

**H.B. 243**, AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM.

**H.B. 268**, AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR; AND TO MAKE TECHNICAL CORRECTIONS.

**H.B. 323**, AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION.

**H.B. 325**, AN ACT REMOVING THE REQUIREMENT THAT BUPRENORPHINE PRESCRIBERS REGISTER WITH THE STATE, IN ADDITION TO REGISTERING WITH THE FEDERAL GOVERNMENT; DECRIMINALIZING THE USE OF DRUG TESTING EQUIPMENT TO DETECT CONTAMINANTS; BROADENING THE OBJECTIVES OF SYRINGE EXCHANGE PROGRAMS TO ENCOMPASS REDUCING THE NUMBER OF DRUG OVERDOSES IN THE STATE; AND REMOVING THE BAN ON THE USE OF STATE FUNDS TO PURCHASE CERTAIN SUPPLIES.

**H.B. 337**, AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING.

July 11, 2019

**H.B. 362**, AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT EMERGENCY RULES IN PREPARATION FOR PERMANENT RULE MAKING, AND TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS.

**H.B. 546**, AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS.

**H.B. 620**, AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO UPDATE THE SUBDIVISION ROADS MANUAL REGULARLY, AND TO EXEMPT CERTAIN PROPRIETARY DESIGN WORK OR WORK PRODUCT SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION FROM PUBLIC RECORDS TEMPORARILY.

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 239**, AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT AND BURKE COUNTIES.

**H.B. 324**, AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CALDWELL, CLEVELAND, CUMBERLAND, AND YANCEY COUNTIES.

**H.B. 429**, AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY.

Upon motion of Senator Perry, seconded by Senator Ford, the Senate adjourns at 10:05 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, July 15, at 2:00 p.m.

#### INTRODUCTION OF RESOLUTIONS

Resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

July 11, 2019

By Senator Rabon:

**S.J.R. 687**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon:

**S.J.R. 688**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN AND LIMITING THE MATTERS THAT MAY BE CONSIDERED UPON RECONVENING.

Referred to the **Rules and Operations of the Senate Committee**.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**S.B. 186** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY, for concurrence in the House Committee Substitute bill.

**S.B. 194** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA, for concurrence in the House Committee Substitute bill.

**S.B. 218** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, TO MAKE CHANGES REGARDING THE CONVEYANCE OF THE LUMBEE TRIBE CULTURAL CENTER, AND TO ESTABLISH THE LUMBEE TRIBE OF NORTH CAROLINA TRUST FUND, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 332** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 343** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LAWS RELATED TO EDUCATION, for concurrence in the House Committee Substitute bill No. 2.

July 11, 2019

**S.B. 354** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT RELATING TO SEIZURE DISORDERS IN SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 391** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES, for concurrence in the House Committee Substitute bill.

**S.B. 420** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, for concurrence in the House Committee Substitute bill.

**S.B. 478** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS AND TO REPEAL 2016 MODIFICATIONS TO THE TERMS OF INDUSTRIAL COMMISSIONERS, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 493** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD PROCEDURAL EFFICIENCIES WHEN A DEFENDANT IS ORDERED TO ATTEND AN ABUSER TREATMENT PROGRAM, TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, AND TO PROVIDE THAT SUBSEQUENT COURT ORDERS SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE DOMESTIC VIOLENCE LAWS, for concurrence in the House Committee Substitute bill.

**S.B. 604** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS, for concurrence in the House Committee Substitute bill.

**S.B. 621** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

July 11, 2019

**H.B. 111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATION OF GOVERNMENT RELATIVE TO THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS, NC PROMISE TUITION PLAN, IN-STATE TUITION FOR CERTAIN VETERANS AND OTHERS, NC FAST OPERATIONS AND MAINTENANCE, SUICIDE PREVENTION, LME/MCO INTERGOVERNMENTAL TRANSFERS, 2018 DISASTER RECOVERY, RAISE THE AGE IMPLEMENTATION, MAINTENANCE OF TAX SYSTEMS, WESTERN CAROLINA STEAM PLANT PROJECT, AND STATE DEBT SERVICE; AND AMENDING THE STATE BUDGET ACT TO CLARIFY THE STATE'S EMPLOYER CONTRIBUTION RATE PROCEDURE FOR BUDGET CONTINUATION.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 536** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE ALCOHOLIC BEVERAGE CONTROL LAWS OF THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 575** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ESTABLISHING A LICENSURE PROCESS AND ANNUAL LICENSE FEES FOR BIRTH CENTERS.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 597** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION.

Referred to the **Rules and Operations of the Senate Committee**.

#### **SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following special messages are received from the House of Representatives:

**S.B. 523** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 212** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO POSTPONE DEPLOYMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, ENHANCING THE EARLY CHILDHOOD WORKFORCE, POTENTIAL DELAY FOR MEDICAID AND NC HEALTH CHOICE

July 11, 2019

TRANSFORMATION, AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, AND AMENDING ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, for concurrence in the House Committee Substitute bill.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 11, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 553 House Committee Substitute No. 2 (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, and requests conferees, Speaker Moore has appointed:

Representative Riddell, Chair  
Representative Brody  
Representative Yarborough  
Representative Bell  
Representative Arp and  
Representative McGrady

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

July 11, 2019



**H.B. 235** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, CONFORMING, AND ADMINISTRATIVE CHANGES TO THE LAWS RELATED TO PUBLIC UTILITIES; TO INCREASE THE NONUTILITY FILING FEE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY; TO ALLOW THE USE OF MASTER METERS IN MULTI-UNIT APARTMENT BUILDINGS; AND TO AUTHORIZE A STUDY OF GRANTING THE UTILITIES COMMISSION AND PUBLIC STAFF ADMINISTRATIVE FLEXIBILITY REGARDING JOB CLASSIFICATIONS AND SALARIES.

The Senate Committee Substitute bill is withdrawn from the calendar of Monday, July 15, and re-referred to the **Rules and Operations of the Senate Committee**.

#### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 239**, AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN PITT AND BURKE COUNTIES. (Became law upon ratification, July 11, 2019 - S.L. 2019-106)

**H.B. 324**, AN ACT TO MAKE VARIOUS CHANGES TO LOCAL HUNTING ACTS FOR CALDWELL, CLEVELAND, CUMBERLAND, AND YANCEY COUNTIES. (Became law upon ratification, July 11, 2019 - S.L. 2019-107)

**H.B. 429**, AN ACT AUTHORIZING THE TOWN OF MANTEO TO REGULATE NAVIGABLE WATERS WITHIN ITS CORPORATE LIMITS AND ADDING CERTAIN DESCRIBED NAVIGABLE WATERS TO THE CORPORATE LIMITS OF THE TOWN OF MANTEO FOR THAT PURPOSE AND AUTHORIZING THE COUNTY OF HYDE TO REGULATE CERTAIN NAVIGABLE WATERS WITHIN THAT COUNTY. (Became law upon ratification, July 11, 2019 - S.L. 2019-108)

**S.B. 191**, AN ACT TO AUTHORIZE A CITY WITH A POPULATION OF MORE THAN FIVE HUNDRED THOUSAND PEOPLE WHICH HOLDS A NATIONAL CONVENTION TO CONTRACT WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES TO PROVIDE LAW ENFORCEMENT AND SECURITY FOR THE NATIONAL CONVENTION; AND TO AMEND A PROVISION OF THE BUDGET, IF ENACTED, RELATED TO RELOCATION OF DEPARTMENT OF HEALTH AND HUMAN SERVICES FACILITIES. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-109)

July 11, 2019

**S.B. 399**, AN ACT TO ALLOW FOR RETIRED TEACHERS TO RETURN TO WORK IN HIGH-NEED SCHOOLS WITHOUT ADVERSELY IMPACTING THE RETIRED TEACHERS' BENEFITS. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-110)

**S.B. 355**, AN ACT TO CLARIFY, CONSOLIDATE, AND REORGANIZE THE LAND-USE REGULATORY LAWS OF THE STATE. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-111)

**S.B. 378**, AN ACT TO CHANGE WHEN PUBLIC HEARINGS ARE REQUIRED FOR ECONOMIC DEVELOPMENT EXPENDITURES. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-112)

**S.B. 394**, AN ACT TO MAKE VARIOUS CHANGES TO THE GENERAL STATUTES CONCERNING ESTATES, TRUSTS, AND GUARDIANSHIPS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-113)

**S.B. 311**, AN ACT TO EXPAND THE MASSAGE AND BODYWORK THERAPY BOARD TO INCLUDE AN ESTABLISHMENT OWNER. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-114)

**H.B. 257**, AN ACT TO PERMIT THE USE OF A FACE MASK WHILE OPERATING A MOTORCYCLE. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-115)

**H.B. 224**, AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER AND ON AN EMPLOYEE OF A DETENTION FACILITY. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-116)

**S.B. 594**, AN ACT TO CLARIFY THE STANDARDS AND REQUIREMENTS FOR THE REGISTRATION OF CERTAIN LAND RECORDS WITH THE REGISTER OF DEEDS, TO MAKE CHANGES TO THE PROHIBITION ON FILING FALSE LIENS OR ENCUMBRANCES, AND TO PROVIDE SUGGESTED FORMS FOR THE REGISTRATION OF ASSUMED BUSINESS NAMES. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-117)

**S.B. 525**, AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES TO DETERMINE THE FEASIBILITY OF ESTABLISHING A STATE HISTORIC SITE TO INTERPRET THE STATE'S TEXTILE PRODUCTION AND INDUSTRIAL HISTORY AND THE FEASIBILITY OF OPERATING A MUSEUM IN SOUTHEASTERN NORTH CAROLINA. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-118)

July 11, 2019

**S.B. 220**, AN ACT TO ALLOW ANY CITIZEN TO REMOVE A POLITICAL SIGN THAT REMAINS IN A PUBLIC RIGHT-OF-WAY THIRTY DAYS AFTER THE TIME WITHIN WHICH POLITICAL SIGNS ARE TO BE REMOVED, TO PROVIDE A WINDOW OF TIME BEFORE THE OPENING AND AFTER THE CLOSE OF POLLS FOR POLITICAL ADVERTISING TO BE PLACED AND COLLECTED AT THE VOTING PLACE, AND TO ALLOW THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF ELECTIONS TO MODIFY THE REQUIRED CERTIFICATION DATES FOR THE 2019 ELECTION CYCLE IF NEEDED. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-119)

**S.B. 500**, AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE IMPLEMENTATION OF ADVANCED MATH COURSES OFFERED WHEN PRACTICABLE FOR GRADES SIX AND HIGHER. (Became law upon approval of the Governor, July 11, 2019 - S.L. 2019-120)

Pursuant to Senator Perry's motion to adjourn having prevailed, the Senate stands adjourned.

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### NINETY-SIXTH DAY

Senate Chamber  
Monday, July 15, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 7:00 p.m.

### RECESS

### RE-REFERRAL OF A BILL

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATION OF GOVERNMENT RELATIVE TO THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS, NC PROMISE TUITION PLAN, IN-STATE TUITION FOR CERTAIN VETERANS AND OTHERS, NC FAST OPERATIONS AND MAINTENANCE, SUICIDE PREVENTION, LME/MCO INTERGOVERNMENTAL TRANSFERS, 2018 DISASTER RECOVERY,

July 15, 2019

RAISE THE AGE IMPLEMENTATION, MAINTENANCE OF TAX SYSTEMS, WESTERN CAROLINA STEAM PLANT PROJECT, AND STATE DEBT SERVICE; AND AMENDING THE STATE BUDGET ACT TO CLARIFY THE STATE'S EMPLOYER CONTRIBUTION RATE PROCEDURE FOR BUDGET CONTINUATION, referred to the **Rules and Operations of the Senate Committee** on July 11.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Heavenly Father, we ask that you would be with us tonight as we serve the people of North Carolina. Give us wisdom to understand the complications of the many issues you lay before us. Give us the fortitude to stand up for justice, though it may be inconvenient. And give us the compassion to hear the voices of those who are in position to help. Help us to make our communities safe, as we make legislation, so that people are free from hurt, harm, and danger. Never let us forget that even as we serve each of our communities, we do serve all the people of this great state of North Carolina. Keep them in our hearts, dear Lord. And all the people said, ‘Amen.’”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, July 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator B. Jackson, Senator Rabon, Senator Robinson, Senator Searcy, and Senator Smith.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 108**, AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE.

**H.B. 469**, AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS.

July 15, 2019

**H.B. 628**, AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT.

**H.B. 675**, AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES.

#### **MOTIONS RELATIVE TO THE CALENDAR**

Upon motion of Senator Hise, the following bills are withdrawn from today's calendar and placed on the calendar of Tuesday, July 16:

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, upon second reading.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

July 15, 2019

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, upon second reading.

**H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, upon second reading.

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Hise, the following bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**:

**H.B. 635**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DIVISION OF PURCHASE AND CONTRACT SHALL REVIEW PROTESTS ON CONTRACTS AND RECEIVE REPORTS ON EMERGENCY PURCHASES BY STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES IF THE DOLLAR AMOUNT EXCEEDS THE EXPENDITURE BENCHMARK ESTABLISHED BY THE SECRETARY OF ADMINISTRATION, ELIMINATING OBSOLETE LANGUAGE RELATING TO FURNITURE CONTRACTS FROM THE GENERAL STATUTES, AND EXPEDITING THE STATE PROPERTY DISPOSITION PROCESS, upon second reading.

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**CONVEYANCE OF BILLS**

Upon motion of Senator Hise, without objection, all bills that pass the Senate this week will be sent to the House of Representatives by special message.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 194** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA, for concurrence in the House Committee Substitute bill, upon second reading.

Upon motion of Senator Ballard, the Senate fails to concur in the House Committee Substitute bill on its second reading, by roll-call vote, ayes 0, noes 45, as follows:

Voting in the affirmative: None.

Voting in the negative: Senators J. Alexander, T. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Sanderson, Sawyer, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

The House of Representatives is notified by special message.

**S.B. 186** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Sanderson, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled.

**S.B. 686**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE, upon second reading.

Senator Hise offers Amendment No. 1, which is adopted (44-1) and changes the title to read, **S.B. 686**, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

The bill, as amended, passes its second reading (43-2) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

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**S.B. 212** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO POSTPONE DEPLOYMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, ENHANCING THE EARLY CHILDHOOD WORKFORCE, POTENTIAL DELAY FOR MEDICAID AND NC HEALTH CHOICE TRANSFORMATION, AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, AND AMENDING ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Krawiec, the Senate fails to concur in the House Committee Substitute bill No. 2 (2-43) and the House of Representatives is notified by special message.

**S.B. 218** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, TO MAKE CHANGES REGARDING THE CONVEYANCE OF THE LUMBEE TRIBE CULTURAL CENTER, AND TO ESTABLISH THE LUMBEE TRIBE OF NORTH CAROLINA TRUST FUND, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Britt, the Senate concurs in the House Committee Substitute bill No. 2 (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 332** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Daniel, the Senate concurs in the House Committee Substitute bill No. 2 (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 343** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LAWS RELATED TO EDUCATION, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Ballard, the Senate concurs in the House Committee Substitute bill No. 2 (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 354** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT RELATING TO SEIZURE DISORDERS IN SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Ballard, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-45) and the House of Representatives is notified by special message.

July 15, 2019



**S.B. 391** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Ballard, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 420** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Britt, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 478** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS AND TO REPEAL 2016 MODIFICATIONS TO THE TERMS OF INDUSTRIAL COMMISSIONERS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Sawyer, the Senate concurs in the House Committee Substitute bill No. 2 (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 493** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD PROCEDURAL EFFICIENCIES WHEN A DEFENDANT IS ORDERED TO ATTEND AN ABUSER TREATMENT PROGRAM, TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, AND TO PROVIDE THAT SUBSEQUENT COURT ORDERS SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE DOMESTIC VIOLENCE LAWS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Britt, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 523** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Tillman, the Senate concurs in the House Committee Substitute bill No. 2 (45-0) and the bill is ordered enrolled and sent to the Governor.

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**S.B. 604** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Hise, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 621** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Tillman, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-45) and the House of Representatives is notified by special message.

#### A SENATORIAL STATEMENT

Senator Nickel submits a Senatorial Statement, entitled, **“CONRATULATING THE UNITED STATES WOMEN’S NATIONAL SOCCER TEAM ON WINNING THE 2019 WOMEN’S WORLD CUP.”** (See Appendix for full text.)

Upon motion of Senator Berger, seconded by Senator Sawyer, the Senate adjourns at 7:43 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, July 16, at 9:30 a.m.

#### APPOINTMENT OF CONFERENCE COMMITTEES

**H.B. 206** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION.

Pursuant to the message received from the House of Representatives on July 10 that the House fails to concur in the Senate Committee Substitute bill No. 2 for H.B. 206 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator McInnis, Chair; Senator J. Davis, Senator Rabon and Senator J. Alexander as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

**S.B. 194** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 194 earlier today, Senator Berger, President *Pro Tempore*, appoints Senator Ballard, Chair; Senator Hise and Senator Horner as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

July 15, 2019

**S.B. 212** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO POSTPONE DEPLOYMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, ENHANCING THE EARLY CHILDHOOD WORKFORCE, POTENTIAL DELAY FOR MEDICAID AND NC HEALTH CHOICE TRANSFORMATION, AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, AND AMENDING ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 212 earlier today, Senator Berger, President *Pro Tempore*, appoints Senator Krawiec, Chair; Senator Hise, Senator Bishop and Senator Burgin as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**S.B. 621** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 621 earlier today, Senator Berger, President *Pro Tempore*, appoints Senator Tillman, Chair; Senator Ballard, Senator Edwards, Senator Sawyer and Senator Horner as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 112** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ROANOKE RAPIDS TO LEVY A MUNICIPAL ONE PERCENT SALES AND USE TAX.

Referred to the **Rules and Operations of the Senate Committee.**

**S.B. 290** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE ALCOHOLIC BEVERAGE CONTROL LAWS OF THIS STATE, for concurrence in the House Committee Substitute bill No. 2.

July 15, 2019

**S.B. 302** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS; TO AMEND ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS; AND TO IMPLEMENT NORTH CAROLINA BOARD OF NURSING TECHNICAL CHANGES AND PROCEDURAL EFFICIENCIES, for concurrence in the House Committee Substitute bill.

**S.B. 385** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS, for concurrence in the House Committee Substitute bill.

**S.B. 392** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 15, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 212 House Committee Substitute No. 2 (6th Edition)**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO POSTPONE DEPLOYMENT OF THE NORTH CAROLINA FAMILIES ACCESSING SERVICES THROUGH TECHNOLOGY (NC FAST) SYSTEM AS RELATED TO CASE-MANAGEMENT FUNCTIONALITY FOR THE CHILD WELFARE SYSTEM AND AGING AND ADULT SERVICES' PROGRAMS, ENHANCING THE EARLY CHILDHOOD WORKFORCE, POTENTIAL DELAY FOR MEDICAID AND NC HEALTH CHOICE TRANSFORMATION, AUTHORIZING ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS, AND AMENDING ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS, and requests conferees, Speaker Moore has appointed:

July 15, 2019

Representative Dobson, Chair  
Representative Horn and  
Representative Lambeth

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Bishop for the **Health Care Committee**:

**H.B. 126** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 40507, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### NINETY-SEVENTH DAY

Senate Chamber  
Tuesday, July 16, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 9:42 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 2:00 p.m.

**RECESS**

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**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 154**, AN ACT TO ENABLE WAGERING ON SPORTING EVENTS AND HORSE RACING ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT.

**S.B. 218**, AN ACT TO AMEND THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, TO MAKE CHANGES REGARDING THE CONVEYANCE OF THE LUMBEE TRIBE CULTURAL CENTER, AND TO ESTABLISH THE LUMBEE TRIBE OF NORTH CAROLINA TRUST FUND.

**S.B. 332**, AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS.

**S.B. 343**, AN ACT TO MAKE VARIOUS CHANGES TO LAWS RELATED TO EDUCATION.

**S.B. 391**, AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES.

**S.B. 420**, AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE.

**S.B. 478**, AN ACT TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS AND TO REPEAL 2016 MODIFICATIONS TO THE TERMS OF INDUSTRIAL COMMISSIONERS.

**S.B. 493**, AN ACT TO ADD PROCEDURAL EFFICIENCIES WHEN A DEFENDANT IS ORDERED TO ATTEND AN ABUSER TREATMENT PROGRAM, TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, AND TO PROVIDE THAT SUBSEQUENT COURT ORDERS SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE DOMESTIC VIOLENCE LAWS.

**S.B. 523**, AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS.

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**S.B. 604**, AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 186**, AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Harrington for the **Appropriations/Base Budget Committee**:

**H.B. 961**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA HOSPITALITY EDUCATION FOUNDATION FOR CAREER AND TECHNICAL EDUCATION IN THE HOSPITALITY INDUSTRY, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10698, which changes the title to read **H.B. 961** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CERTAIN FEDERAL FUNDING, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Jerry W. Tillman, Senator from Randolph County, as follows:

“And the Lord said stand at the crossroads and look and ask where the ancient paths lie and the good way is and walk in it and find rest for your souls.\* These old verses are still good and meaningful today, Lord. We are all searching for the right path and the good way, and only you can lead us to that right path and that good way, and we pray that you will. And give us the wisdom we need and the guidance that we need, Lord, and we know it only comes from you. In Christ’s name we pray. Amen.”

\*Jeremiah 6:16, NIV (paraphrase)

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Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, July 15, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Blue, Senator Britt, Senator B. Jackson, Senator Rabon, Senator Robinson, Senator Searcy, and Senator Smith.

### CONFERENCE REPORT

Senator McInnis, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 366** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, TO PERMIT CERTAIN SOPHOMORE HIGH SCHOOL STUDENTS TO ENROLL IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S366-PCCS15391-BN-2.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read **S.B. 366** (Conference Committee Substitute) A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS AND TO PERMIT ENROLLMENT IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS.

The Conference Report is placed on the calendar of Monday, July 22, for adoption.

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Hise, the following bills are withdrawn from today's calendar and placed on the calendar of Monday, July 22:

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

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**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, upon second reading.

**H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, upon second reading.

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, for concurrence in the House Committee Substitute bill.

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**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 50** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER, upon second reading.

The Committee Substitute bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**H.B. 264** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, upon second reading.

The Senate Committee Substitute bill passes its second reading (42-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 290** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE ALCOHOLIC BEVERAGE CONTROL LAWS OF THIS STATE, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Gunn, the Senate concurs in the House Committee Substitute bill No. 2 (31-10) and the bill is ordered enrolled and sent to the Governor.

**S.B. 302** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS; TO AMEND ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS; AND TO IMPLEMENT NORTH CAROLINA BOARD OF NURSING TECHNICAL CHANGES AND PROCEDURAL EFFICIENCIES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Krawiec, the Senate concurs in the House Committee Substitute bill (42-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 392** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Ballard, the Senate concurs in the House Committee Substitute bill No. 2 (27-15) and the bill is ordered enrolled and sent to the Governor.

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**S.B. 385** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS, for concurrence in the House Committee Substitute bill.

*The Chair grants a leave of absence for the remainder of today's session to Senator Peterson.*

*Pursuant to Rule 29, Senator J. Alexander's, Senator Brown's, and Senator Burgin's excuses from voting, requested on Tuesday, May 7, remain in effect.*

Upon motion of Senator Sawyer, the Senate concurs in the House Committee Substitute bill (38-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Berger, seconded by Senator Horner, the Senate adjourns at 2:28 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, July 18, at 10:00 a.m.

### 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. 126** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, with a favorable report.

The Senate Committee Substitute bill No. 2 is placed on the calendar of Monday, July 22.

**H.B. 228** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE, with a favorable report.

The Senate Committee Substitute bill No. 2 is placed on the calendar of Monday, July 22.

**H.B. 391** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS AND TO CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS, with a favorable report.

The Senate Committee Substitute bill No. 2 is placed on the calendar of Monday, July 22.

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

July 16, 2019

**S.B. 686**, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 16, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 194 House Committee Substitute (2nd Edition)**, A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA, and requests conferees, Speaker Moore has appointed:

Representative Howard, Chair  
Representative Russell and  
Representative Henson

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**S.B. 301** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CURRENT STATUTES ON WITHDRAWAL OF PARTICIPATING UNITS FROM REGIONAL SCHOOLS, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Monday, July 22.

**S.B. 476** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO RECOMMEND STEPS NECESSARY TO TRANSITION TO A COMPETENCY-BASED ASSESSMENT AND TEACHING MODEL FOR ALL ELEMENTARY AND

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SECONDARY STUDENTS IN NORTH CAROLINA; AND TO REQUIRE PUBLIC SCHOOL UNITS TO ADOPT AND TO IMPLEMENT A SUICIDE RISK REFERRAL PROTOCOL, A MENTAL HEALTH TRAINING PROGRAM, AND A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE, for concurrence in the House Committee Substitute bill.

The House Committee Substitute bill is placed on the calendar of Monday, July 22.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 186**, AN ACT RENAMING THE BEAUFORT-MOREHEAD CITY AIRPORT AUTHORITY AS THE CARTERET COUNTY-BEAUFORT AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AIRPORT AUTHORITY FROM FIVE TO SEVEN MEMBERS, AND CHANGING THE MANNER OF APPOINTMENT TO THE AIRPORT AUTHORITY. (Became law upon ratification, July 16, 2019 - S.L. 2019-121)

**S.B. 686**, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. (Became law upon ratification, July 16, 2019 - S.L. 2019-122)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### NINETY-EIGHTH DAY

Senate Chamber  
Thursday, July 18, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

"Father, we thank you for this day, and we thank you for your love and mercy. We thank you for another beautiful day you've given us. We pray that you'll give us all safe traveling mercies home today, and bless us as we do your work here, Father. In Jesus' name, Amen."

July 18, 2019

Senator Chaudhuri announces that the Senate Journal of Tuesday, July 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Chaudhuri, seconded by Senator Ford, the Senate adjourns at 10:05 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, July 22, at 2:00 p.m.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 290**, AN ACT TO MAKE VARIOUS REVISIONS TO THE ALCOHOLIC BEVERAGE CONTROL LAWS OF THIS STATE.

**S.B. 302**, AN ACT TO AUTHORIZE ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS; TO AMEND ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS; AND TO IMPLEMENT NORTH CAROLINA BOARD OF NURSING TECHNICAL CHANGES AND PROCEDURAL EFFICIENCIES.

**S.B. 385**, AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS.

**S.B. 392**, AN ACT TO MAKE VARIOUS CHANGES TO THE LAWS AFFECTING CHARTER SCHOOLS.

**S.B. 532**, AN ACT (I) TO REQUIRE THAT, IN A LIVING PROBATE PROCEEDING, THE ORIGINAL WILL BE INTRODUCED AS EVIDENCE RATHER THAN BEING ATTACHED TO THE INITIAL PETITION, (II) TO PERMIT THE USE OF "MINOR" OR "18+" OR "ADULT" IN PLACE OF THE ACTUAL AGE OF AN HEIR OR DEVISEE IN AN APPLICATION FOR LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, (III) TO ADJUST THIS STATE'S STATUTES DEALING WITH OUT-OF-STATE WILLS RECOGNIZED IN THIS STATE ON THE BASIS OF COMPLIANCE WITH THE LAW OF THE STATE OF EXECUTION IN ORDER TO CONTINUE THE REQUIREMENT THAT THE TESTATOR HAVE BEEN PHYSICALLY PRESENT IN THAT STATE AT THE TIME OF THE WILL'S EXECUTION, (IV) TO PROVIDE FOR NOTICE THAT TENANCY BY THE ENTIRETIES PROPERTY TRANSFERRED TO A TENANCY BY THE ENTIRETIES TRUST REMAINS IMMUNE TO THE CLAIMS OF ONE SPOUSE'S INDIVIDUAL CREDITORS AND TO SPECIFY THAT A PERSON

July 18, 2019

ENTERING INTO A TRANSACTION INVOLVING THE PROPERTY MAY OBTAIN CONFIRMATION FROM THE TRUSTEE THAT THE PROPERTY CONTINUES TO QUALIFY FOR THIS IMMUNITY, AND (V) TO MAKE TECHNICAL CORRECTIONS TO THE AFFECTED STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

**H.B. 50**, AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER.

**H.B. 220**, AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.

**H.B. 264**, AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

**H.B. 922**, AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING STATE INSURANCE COVERAGE FOR PUBLIC SCHOOL BUILDINGS AND COMMUNITY COLLEGES.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 17, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 621 House Committee Substitute No. 2 (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, and requests conferees, Speaker Moore has appointed:

Representative Johnson, Chair  
Representative Elmore and  
Representative Clemmons

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

July 18, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 17, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 366 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS AND TO PERMIT ENROLLMENT IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**S.B. 9** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS, for concurrence in the House Committee Substitute bill.

**S.B. 217** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN SUPERIOR AND DISTRICT COURT DISTRICTS WITH PROSECUTORIAL DISTRICTS, for concurrence in the House Committee Substitute bill.

**S.B. 320** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE AMONGST SYSTEMS UTILIZING RESERVOIR WATER, for concurrence in the House Committee Substitute bill.

July 18, 2019



**S.B. 413** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, for concurrence in the House Committee Substitute bill.

**H.B. 481** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE VOTERS OF BEAUFORT COUNTY A RIGHT TO PETITION FOR CHANGES TO THE STRUCTURE OF THE BEAUFORT COUNTY BOARD OF COMMISSIONERS.

Referred to the **Rules and Operations of the Senate Committee.**

#### **APPOINTMENT OF AN ADDITIONAL CONFERE**

Senator Berger, President *Pro Tempore*, appoints Senator Searcy as an additional conferee on the part of the Senate to resolve the differences arising between the Senate and the House of Representatives on **S.B. 621** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

#### **CONFERENCE REPORT**

Senator Ballard, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 194** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S194-PCCS45343-BDxr-1.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 194** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA AND TO ANNEX CERTAIN DESCRIBED PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE.

The Proposed Conference Committee Substitute is ruled to be material, which constitutes first reading, and the Conference Report is placed on the calendar of Monday, July 22, upon second reading.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

July 18, 2019

**H.B. 597** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on July 11.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Chaudhuri's motion to adjourn having prevailed, the Senate stands adjourned.

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### NINETY-NINTH DAY

Senate Chamber  
Monday, July 22, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 2:11 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 7:00 p.m.

### RECESS

### RE-REFERRAL OF A BILL

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 597** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION, referred to the **Agriculture/Environment/Natural Resources Committee** on July 18, with a sequential referral to the **Rules and Operations of the Senate Committee**.

A sequential referral to the **Finance Committee** is added between the existing referrals.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 554** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES, with a favorable report.

July 22, 2019

**H.B. 961** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CERTAIN FEDERAL FUNDING, with a favorable report.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Bob Steinburg, Senator from Chowan County, as follows:

“Heavenly Father, we come to you tonight with humble hearts, as you are the only one who can give us the wisdom to do according to your will. We ask you to give us some of that wisdom tonight as we deliberate with the interest of doing that which will improve the lives of those whom we represent in this chamber. We ask for your wisdom in all we say and do so that it may be pleasing in your sight. Lord, we thank you for giving us grace when we fall short. We ask for the wisdom to give grace to each other in this chamber. We thank you for loving us enough to give us your grace unconditionally. We ask for wisdom that we may be just as generous in giving grace to others. And finally, we ask for the wisdom to give you all the glory and honor in all that we do. For it is only by your grace and wisdom that we can accomplish all that we set out to do tonight. We pray all this in Jesus’ name. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, July 18, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Britt, Senator Burgin, Senator Harrington, and Senator Wells.

*The Chair extends privileges of the floor to Margaret Fryer from Apex, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today’s calendar and placed on the calendar of Tuesday, July 23:

**H.B. 126** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, upon second reading.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

July 22, 2019

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, upon second reading.

**H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, upon second reading.

**S.B. 217** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN SUPERIOR AND DISTRICT COURT DISTRICTS WITH PROSECUTORIAL DISTRICTS, for concurrence in the House Committee Substitute bill.

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, for concurrence in the House Committee Substitute bill.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

July 22, 2019

**S.B. 194** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA AND TO ANNEX CERTAIN DESCRIBED PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE, upon second reading.

The Conference Report passes its second reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Brown, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell and Woodard---45.

Voting in the negative: None.

The Conference Report remains on the calendar for Tuesday, July 23, for adoption upon third reading.

**H.B. 228** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE, upon second reading.

The Senate Committee Substitute bill No. 2 passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

**H.B. 391** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS AND TO CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS, upon second reading.

Senator Perry offers Amendment No. 1, which is adopted (45-0).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, upon second reading.

Senator Edwards offers Amendment No. 1, which is adopted (44-1).

The Senate Committee Substitute bill, as amended, passes its second reading (28-17).

Senator Woodard objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill, as amended, placed on the calendar of Tuesday, July 23, upon third reading.

July 22, 2019

**H.B. 724** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT, upon second reading.

The Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**S.B. 9** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Krawiec, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 301** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CURRENT STATUTES ON WITHDRAWAL OF PARTICIPATING UNITS FROM REGIONAL SCHOOLS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Brown, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

#### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that pass the Senate today will be sent to the House of Representatives by special message.

#### CALENDAR *(continued)*

**S.B. 320** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE AMONGST SYSTEMS UTILIZING RESERVOIR WATER, for concurrence in the House Committee Substitute bill.

Upon motion of Senator J. Alexander, the Senate concurs in the House Committee Substitute bill (23-22) and the bill is ordered enrolled and sent to the Governor.

**S.B. 413** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator D. Davis, the Senate concurs in the House Committee Substitute bill (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 476** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO RECOMMEND STEPS NECESSARY TO TRANSITION TO A COMPETENCY-BASED ASSESSMENT AND TEACHING MODEL FOR ALL ELEMENTARY AND SECONDARY STUDENTS IN NORTH CAROLINA; AND TO REQUIRE PUBLIC SCHOOL UNITS TO ADOPT AND TO IMPLEMENT A SUICIDE RISK REFERRAL PROTOCOL, A MENTAL HEALTH TRAINING PROGRAM, AND A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Horner, the Senate fails to concur in the House Committee Substitute bill (3-42) and the House of Representatives is notified by special message.

#### **MOTION RELATIVE TO THE CALENDAR**

**H.B. 961** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CERTAIN FEDERAL FUNDING, upon second reading.

Upon motion of Senator Rabon, without objection, the rules are suspended and the Senate Committee Substitute bill is placed on the end of today's calendar.

#### **CALENDAR** *(continued)*

**S.B. 366** (Conference Report), A BILL TO BE ENTITLED AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS AND TO PERMIT ENROLLMENT IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS, for adoption.

Upon motion of Senator McInnis, the Senate adopts the Conference Report (45-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

*Pursuant to the message received on Wednesday, July 17, that the House of Representatives adopted the Conference Report for S.B. 366, the bill is ordered enrolled and sent to the Governor.*

**H.B. 961** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CERTAIN FEDERAL FUNDING, upon second reading.

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

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Upon motion of Senator Hise, seconded by Senator Fitch, the Senate adjourns at 8:17 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, July 23, at 9:30 a.m.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 492**, AN ACT TO SIMPLIFY THE PROPERTY TAX EXCLUSION FOR INCREASES IN VALUE OF PROPERTY HELD BY A BUILDER. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-123)

**H.B. 402**, AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-124)

**S.B. 384**, AN ACT TO CLARIFY VARIOUS MOTOR VEHICLE DEALER LAWS. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-125)

**H.B. 761**, AN ACT TO CLARIFY THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, ITS AUTHORIZED AGENTS, AND LOCAL HEALTH DEPARTMENTS SHALL HAVE NO LIABILITY FOR WASTEWATER SYSTEMS FAILURES THAT ARE A DIRECT RESULT OF CERTAIN EVALUATIONS CONDUCTED BY LICENSED SOIL SCIENTISTS AND LICENSED GEOLOGISTS. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-126)

**H.B. 758**, AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS, AND TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO STUDY WILDLIFE ENHANCEMENT, INVASIVE SPECIES CONTROL, AND NATIVE HABITAT RESTORATION ON PROPERTIES MANAGED BY THE STATE. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-127)

**H.B. 755**, AN ACT TO CREATE A COMPREHENSIVE FRAMEWORK FOR THE SALE OF TRAVEL INSURANCE IN NORTH CAROLINA. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-128)

**H.B. 735**, AN ACT AUTHORIZING THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES INCORPORATING ALL OR PART OF THE MOST RECENT EDITION OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION FOOD CODE. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-129)

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**H.B. 629**, AN ACT TO AUTHORIZE MUTUAL AID AGREEMENTS WITH OUT-OF-STATE LAW ENFORCEMENT AGENCIES. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-130)

**H.B. 495**, AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE WASTEWATER SYSTEMS. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-131)

**H.B. 329**, AN ACT TO (I) EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM REGULATION AS PUBLIC UTILITIES, (II) REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ADOPT RULES TO ESTABLISH A REGULATORY PROGRAM TO GOVERN THE MANAGEMENT OF END-OF-LIFE PHOTOVOLTAIC MODULES AND ENERGY STORAGE SYSTEM BATTERIES, AND DECOMMISSIONING OF UTILITY-SCALE SOLAR PROJECTS AND WIND ENERGY FACILITIES, AND REQUIRE THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO ESTABLISH A STAKEHOLDER PROCESS TO SUPPORT DEVELOPMENT OF THE RULES, AND (III) PROVIDE SMALL HYDROELECTRIC POWER FACILITIES CERTAIN TREATMENT SIMILAR TO THAT GIVEN TO SMALL POWER PRODUCERS THAT PRODUCE ENERGY FROM SWINE AND POULTRY WASTE. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-132)

**H.B. 156**, AN ACT TO IMPROVE ACCESS TO CERTAIN ASSETS OF THE SWAIN COUNTY SETTLEMENT TRUST FUND BY THE BOARD OF COMMISSIONERS OF SWAIN COUNTY. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-133)

**H.B. 138**, AN ACT TO INCREASE THE PUNISHMENT FOR WILLFULLY INTERFERING WITH, DAMAGING, DEFACING, MOLESTING, OR INJURING ANY PART OR PORTION OF A FIRE-ALARM, FIRE-DETECTION, SMOKE-DETECTION, OR FIRE-EXTINGUISHING SYSTEM IN A PRISON OR LOCAL CONFINEMENT FACILITY. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-134)

**H.B. 106**, AN ACT TO IMPROVE INMATE HEALTH CARE REIMBURSEMENT AND INTERNAL PROCESSES AND TO ESTABLISH A TELEMEDICINE PILOT PROGRAM; IN ADDITION TO DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE PURCHASE OF CERTAIN MEDICATIONS FOR INMATES, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO ISSUE REQUESTS FOR PROPOSALS FOR PARTNERSHIPS BETWEEN NORTH CAROLINA 340B PROGRAM ENTITIES AND THE FOUR NORTH CAROLINA PRISON REGIONS, TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO PARTNER WITH THE UNIVERSITY OF NORTH CAROLINA HEALTH

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SYSTEM TO SHIFT PRESCRIBING AUTHORITY ON CERTAIN MEDICATIONS, AND TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY TO SUBMIT VARIOUS REPORTS TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY AND THE FISCAL RESEARCH DIVISION. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-135)

**H.B. 18**, AN ACT TO ALLOW VOTING BY ABSENTEE BALLOT IN FIRE DISTRICT ELECTIONS. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-136)

**H.B. 757**, AN ACT TO CONVEY CERTAIN STATE-OWNED LANDS TO PENDER COUNTY TO BE USED FOR A NEW JAIL AND LAW ENFORCEMENT CENTER AND TO CONVEY CERTAIN STATE-OWNED LANDS TO THE TOWN OF BUTNER. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-137)

**S.B. 535**, AN ACT TO AUTHORIZE THE ADDITION OF PISGAH VIEW STATE PARK TO THE STATE PARKS SYSTEM AND TO CLARIFY THE STATUTES DEALING WITH CONSERVATION CORPS NORTH CAROLINA. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-138)

**H.B. 668**, AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-139)

**H.B. 590**, AN ACT TO AMEND VARIOUS ADMINISTRATIVE PROCEDURE LAWS. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-140)

**S.B. 444**, AN ACT ALLOWING FOOD ESTABLISHMENTS TO REPURPOSE OYSTER SHELLS AS SERVING DISHES. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-141)

**H.B. 411**, AN ACT TO COMBINE THE CAREER AND COLLEGE READINESS INDICATORS USED FOR SCHOOL PERFORMANCE GRADES AND FOR THE PURPOSE OF COMPLIANCE WITH FEDERAL LAW FOR GRADES NINE THROUGH TWELVE, TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE ADDITIONAL CAREER AND COLLEGE READINESS INFORMATION ON ANNUAL REPORT CARDS, AND TO ALLOW CERTAIN LOTTERY WINNERS TO REMAIN ANONYMOUS FOR NINETY DAYS. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-142)

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**S.B. 210**, AN ACT AMENDING THE REVISED UNIFORM ANATOMICAL GIFT ACT TO INCLUDE TISSUE DONATION AS PART OF THE DRIVERS LICENSE DONOR AUTHORIZATION. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-143)

**S.B. 316**, AN ACT TO DIRECT CERTAIN MUNICIPALITIES TO REPORT TO THE GENERAL ASSEMBLY ON LOCAL GOVERNMENT FUNDING, SUBSIDIES, AND ACTIVITIES RELATED TO AFFORDABLE HOUSING. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-144)

**S.B. 297**, AN ACT TO DIRECT THE NORTH CAROLINA POLICY COLLABORATORY AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO ASSEMBLE A RESEARCH ADVISORY PANEL TO STUDY AND DEVELOP RECOMMENDATIONS ON STRATEGIES FOR IMPLEMENTATION OF A RESEARCH PROGRAM TO DETERMINE WHETHER ANY CLUSTERS OF CANCER INCIDENTS EXIST WITHIN THE STATE. (Became law upon approval of the Governor, July 19, 2019 - S.L. 2019-145)

**S.B. 462**, AN ACT TO REPLACE NORTH CAROLINA EDUCATION REQUIREMENTS TO BECOME A LICENSED OR CERTIFIED APPRAISER WITH THE REQUIREMENTS OF THE APPRAISAL FOUNDATION APPRAISER QUALIFICATIONS BOARD, TO ALLOW THE NORTH CAROLINA APPRAISAL BOARD TO COLLECT NEW FEES, TO MAKE OTHER MODIFICATIONS THAT WOULD ALLOW NORTH CAROLINA APPRAISAL MANAGEMENT COMPANIES TO BE PLACED ON THE APPRAISAL MANAGEMENT COMPANY NATIONAL REGISTRY, AND TO MODIFY CERTAIN JMAC AWARDS. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-146)

**S.B. 508**, AN ACT AMENDING RULE 30 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE RELATING TO THE TAKING OF DEPOSITIONS. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-147)

**S.B. 606**, AN ACT TO PRIORITIZE THE USE OF NATIVE NORTH CAROLINA TREES, SHRUBS, VINES, GRASSES, AND LEGUMES ON HIGHWAY RIGHTS-OF-WAY. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-148)

**H.B. 107**, AN ACT TO MAKE CHANGES TO THE EDUCATOR PREPARATION PROGRAM PERFORMANCE STANDARDS AND DATA REPORTING SYSTEM. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-149)

**H.B. 323**, AN ACT TO ASSESS AS PART OF THE COST OF COURT FOR CONVICTED OFFENDERS THE COST OF LOCAL LAW ENFORCEMENT CRIME LAB ANALYSIS DURING INVESTIGATION. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-150)

July 22, 2019

**H.B. 268**, AN ACT TO DISAPPROVE CERTAIN WASTEWATER TREATMENT AND DISPERSAL RULES ADOPTED BY THE NORTH CAROLINA COMMISSION FOR PUBLIC HEALTH, TO CREATE A TASK FORCE TO RECOMMEND NEW WASTEWATER TREATMENT AND DISPERSAL RULES, TO CREATE STANDARDS FOR AN ON-SITE WASTEWATER EVALUATOR; AND TO MAKE TECHNICAL CORRECTIONS. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-151)

**H.B. 243**, AN ACT AMENDING THE STATE HUMAN RESOURCES ACT RELATING TO THE CONSULTATIVE AND TECHNICAL ASSISTANCE PROVIDED TO STATE WORKPLACE SAFETY PROGRAMS BY THE OFFICE OF STATE HUMAN RESOURCES AND AMENDING THE DEFINITION OF ELIGIBLE OFFICERS AND EMPLOYEES IN THE FLEXIBLE COMPENSATION PLAN TO INCLUDE MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM AND LEGISLATIVE RETIREMENT SYSTEM. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-152)

**H.B. 337**, AN ACT TO AMEND LAWS GOVERNING THE TRANSFER OF SALVAGE VEHICLES BY REMOVING NOTARY REQUIREMENTS, PERMITTING ELECTRONIC SIGNATURES, AND ALLOWING ACCESS TO DIVISION OF MOTOR VEHICLE SYSTEMS FOR SALVAGE VEHICLE TITLE PROCESSING. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-153)

**H.B. 362**, AN ACT TO ADOPT A FIFTEEN-POINT SCALE IN THE DETERMINATION OF SCHOOL PERFORMANCE GRADES, TO REQUIRE THE STATE BOARD OF EDUCATION TO ADOPT EMERGENCY RULES IN PREPARATION FOR PERMANENT RULE MAKING, AND TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE REPORTING METHODS USED FOR SCHOOL ACCOUNTABILITY PURPOSES ON THE NORTH CAROLINA ANNUAL SCHOOL REPORT CARDS. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-154)

**H.B. 546**, AN ACT TO PROHIBIT THE IMPORT, MANUFACTURE, SALE, OFFER OF SALE, INSTALLATION, OR REINSTALLATION OF COUNTERFEIT AND NONFUNCTIONAL AIRBAGS. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-155)

**H.B. 620**, AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO COMPILE A PUBLIC STREET INFORMATION DATABASE AND TO UPDATE THE SUBDIVISION ROADS MANUAL REGULARLY, AND TO EXEMPT CERTAIN PROPRIETARY DESIGN WORK OR WORK PRODUCT SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION FROM PUBLIC RECORDS TEMPORARILY. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-156)

July 22, 2019

**S.B. 29**, AN ACT TO INCREASE THE PENALTIES FOR VIOLATION OF THE MOVE OVER LAW AND TO LIMIT THE USE OF FLASHING AMBER LIGHTS. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-157)

**H.B. 198**, AN ACT TO IMPLEMENT RECOMMENDATIONS MADE BY THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-158)

**H.B. 325**, AN ACT REMOVING THE REQUIREMENT THAT BUPRENORPHINE PRESCRIBERS REGISTER WITH THE STATE, IN ADDITION TO REGISTERING WITH THE FEDERAL GOVERNMENT; DECRIMINALIZING THE USE OF DRUG TESTING EQUIPMENT TO DETECT CONTAMINANTS; BROADENING THE OBJECTIVES OF SYRINGE EXCHANGE PROGRAMS TO ENCOMPASS REDUCING THE NUMBER OF DRUG OVERDOSES IN THE STATE; AND REMOVING THE BAN ON THE USE OF STATE FUNDS TO PURCHASE CERTAIN SUPPLIES. (Became law upon approval of the Governor, July 22, 2019 - S.L. 2019-159)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDREDTH DAY

Senate Chamber  
Tuesday, July 23, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

### RECESS

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

July 23, 2019

**S.B. 9**, AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS.

**S.B. 301**, AN ACT TO CLARIFY CURRENT STATUTES ON WITHDRAWAL OF PARTICIPATING UNITS FROM REGIONAL SCHOOLS.

**S.B. 320**, AN ACT TO FOSTER REGIONAL COOPERATION FOR WATER AND WASTEWATER INFRASTRUCTURE AMONGST SYSTEMS UTILIZING RESERVOIR WATER.

**S.B. 366**, AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS AND TO PERMIT ENROLLMENT IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS.

**S.B. 413**, AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE.

**S.B. 498**, AN ACT TO FACILITATE RAPID RESPONSE TO STATE DECLARED DISASTERS BY EXEMPTING CERTAIN BUSINESSES AND EMPLOYEES FROM REGISTRATION AND TAX LAWS DURING THE DISASTER RESPONSE PERIOD.

**H.B. 724**, AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 100**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS, referred to the **Rules and Operations of the Senate Committee** on March 14.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-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:

July 23, 2019

House of Representatives  
July 23, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 194 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA AND TO ANNEX CERTAIN DESCRIBED PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Wells for the **Agriculture/Environment/Natural Resources Committee**:

**H.B. 597** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30506, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

The Senate meets pursuant to recess 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 heavenly Father, we are just grateful again to gather together and to have this opportunity to serve, and we know that you have equipped each and every single one of us in this room to just carry out what you’ve called us to do. You are so not unkind or unwise in order to give us just the capacity and the

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capabilities that we need in order to carry our tasks out before us. So, Lord, I just thank you for loving us. I thank you for your kindness, for your mercy that is just an even flow through the highs and the lows. Lord, we just pray that we just give you all the honor and glory in all that we do. In your name I pray. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, July 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Britt, Senator Burgin, Senator Harrington, and Senator Lowe.

*The Chair extends privileges of the floor to Marian Byerly from Durham, North Carolina, who is serving the Senate as Nurse of the Day.*

#### A SENATORIAL STATEMENT

Senator McInnis submits a Senatorial Statement, entitled, “**EXPRESSING APPRECIATION AND GRATITUDE TO STEVE EARWOOD OF NORTH CAROLINA.**” (See Appendix for full text.)

#### MOTIONS RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, the following bills are withdrawn from today’s calendar and placed on the calendar of Wednesday, July 24:

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

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**H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, upon second reading.

Upon motion of Senator Rabon, the following bill is withdrawn from today's calendar and re-referred to the **Judiciary Committee**:

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, for concurrence in the House Committee Substitute bill.

### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that pass the Senate today will be sent to the House of Representatives by special message.

### A SENATORIAL STATEMENT

Senator J. Alexander submits a Senatorial Statement, entitled, **"COMMEMORATING THE 75TH ANNIVERSARY OF THE BATTLE OF MORTAIN AND THE SERVICE AND SACRIFICE OF THE 30TH INFANTRY DIVISION."** (See Appendix for full text.)

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 194** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA AND TO ANNEX CERTAIN DESCRIBED PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE, for adoption upon third reading.

The Senate adopts the Conference Report on its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Brown, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

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The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

*Pursuant to the message received earlier today that the House of Representatives adopted the Conference Report for S.B. 194, the bill is ordered enrolled.*

**H.B. 126** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, upon second reading.

Senator Krawiec offers Amendment No. 1, which is adopted (45-0).

Senator Hise offers Amendment No. 2, which is adopted (45-0).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (27-18).

Senator Robinson objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill No. 2, as amended, placed on the calendar of Wednesday, July 24, upon third reading.

**H.B. 554** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES, upon second reading.

Senator Wells offers Amendment No. 1, which is adopted (44-1).

*The Chair grants a leave of absence for the remainder of today's session to Senator McKissick.*

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (39-5) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

**H.B. 760** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES, upon second reading.

The Senate Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 872** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD, upon second reading.

The Committee Substitute bill No. 2 passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

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**H.B. 645** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, as amended, upon third reading.

Senator Woodard offers Amendment No. 2, which fails (19-25).

Senator Woodard offers Amendment No. 3, which fails (19-25).

The Senate Committee Substitute bill, as amended, passes its third reading (27-17) and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 217** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN SUPERIOR AND DISTRICT COURT DISTRICTS WITH PROSECUTORIAL DISTRICTS, for concurrence in the House Committee Substitute bill.

*The Chair grants a leave of absence for the remainder of today's session to Senator Chaudhuri.*

Upon motion of Senator Daniel, the Senate fails to concur in the House Committee Substitute bill (0-42) and the House of Representatives is notified by special message.

#### A SENATORIAL STATEMENT

Senator Newton submits a Senatorial Statement, entitled, "**HONORING SAMUEL MAYER LEDER, MEMBER OF THE CONCORD CITY COUNCIL.**" (See Appendix for full text.)

Upon motion of Senator Hise, seconded by Senator J. Alexander, the Senate adjourns at 5:32 p.m., in memory of those who died in the Battle of Mortain, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, July 24, at 11:30 a.m.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

**S.B. 438** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, for concurrence in the House Committee Substitute bill.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED FIRST DAY**

Senate Chamber  
Wednesday, July 24, 2019

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 Joyce Waddell, Senator from Mecklenburg County, as follows:

“God of power and might, wisdom and justice, through you authority is rightly administered, laws are enacted, and judgment is decreed. Assist with your spirit of counsel and fortitude. May we always seek the ways of righteousness, justice, and mercy. God, we thank you for all you’ve done for us—for your power and protection. We ask that you continue to lead us with honesty and integrity. We ask all this through Christ our Lord. And the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, July 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Britt, Senator Burgin, Senator Harrington, Senator B. Jackson, Senator Lowe, Senator Peterson, and Senator Wells.

*The Chair extends privileges of the floor to Commander Matthew Clemons of the U.S. Public Health Service, from Wake Forest, North Carolina, who is serving the Senate as Nurse of the Day.*

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 190**, AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR.

**H.B. 872**, AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD.

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The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 194**, AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA AND TO ANNEX CERTAIN DESCRIBED PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE.

#### **MOTIONS RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Thursday, July 25:

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

Upon motion of Senator Rabon, the following bill is withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**:

**H.B. 880** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AUTHORIZED INDIVIDUALS TO DIRECT THE REMOVAL OR DISPOSAL OF CERTAIN PERSONAL PROPERTY OF A DECEDENT LOCATED IN LEASED PREMISES AND TO AUTHORIZE COLLECTION OF CERTAIN EXPENSES RELATED TO A SUMMARY EJECTMENT PROCEEDING AND EXECUTION OF A WRIT OF POSSESSION, upon second reading.

#### **CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

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**H.B. 126** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, as amended, upon third reading.

The Senate Committee Substitute bill No. 2, as amended, passes its third reading (24-18) and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill No. 2.

**S.B. 438** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Ballard, the Senate fails to concur in the House Committee Substitute bill (19-23) and the House of Representatives is notified by special message.

Upon motion of Senator Hise, seconded by Senator Brown, the Senate adjourns at 12:22 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, July 25, at 10:00 a.m.

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**S.B. 438** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 438 earlier today, Senator Berger, President *Pro Tempore*, appoints Senator Berger, Chair; Senator Ballard, Senator Horner and Senator Tillman as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Hise for the **Finance Committee**:

**H.B. 597** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 40509, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-referred to the **Rules and Operations of the Senate Committee**.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**S.B. 5** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THAT SCHOOL SAFETY REQUIREMENTS APPLY TO ALL PUBLIC SCHOOLS, CLARIFY THE POWERS AND DUTIES OF THE CENTER FOR SAFER SCHOOLS, REQUIRE REPORTING ON THE OPERATIONAL STATUS OF ALL PUBLIC SCHOOLS DURING STATES OF EMERGENCY, DEFINE THE TERM "SCHOOL RESOURCE OFFICER" AND REQUIRE TRAINING FOR SCHOOL RESOURCE OFFICERS, REQUIRE ANNUAL VULNERABILITY ASSESSMENTS FOR EACH PUBLIC SCHOOL BUILDING, REQUIRE THREAT ASSESSMENT TEAMS BE ESTABLISHED AT EACH PUBLIC SCHOOL AND CODIFY THE DUTIES OF THREAT ASSESSMENT TEAMS, REQUIRE LME/MCOS TO PROVIDE ASSISTANCE TO STUDENTS REFERRED BY THE SUPERINTENDENT, REQUIRE LOCAL BOARDS OF EDUCATION TO REQUIRE PEER-TO-PEER SUPPORT PROGRAMS AT ALL SCHOOLS WITH GRADES SIX AND HIGHER, AUTHORIZE THE TRANSFER OF UNENCUMBERED FUNDS PROVIDED FOR THE ANONYMOUS SAFETY TIP LINE APPLICATION FROM THE DEPARTMENT OF PUBLIC INSTRUCTION TO THE DEPARTMENT OF PUBLIC SAFETY FOR IMPLEMENTATION OF A DIGITAL PANIC ALARM APPLICATION, AND PROVIDE FOR TRAUMA KITS IN SCHOOLS, for concurrence in the House Committee Substitute bill No. 3.

**S.B. 123** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE GEOGRAPHICALLY ISOLATED SCHOOLS FORMULA REGARDING THE ALLOCATION OF TEACHERS FOR CURRITUCK COUNTY; TO INCREASE THE TRANSPORTATION EFFICIENCY BUDGET RATING FOR CURRITUCK COUNTY SCHOOLS; AND TO REQUIRE THE STATE BOARD OF EDUCATION TO DEVELOP DRAFT POLICIES AND PROCEDURES FOR AUDITING PUBLIC SCHOOL ATTENDANCE AND MEMBERSHIP DATA, for concurrence in the House Committee Substitute bill.

**S.B. 321** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM, for concurrence in the House Committee Substitute bill.

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**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. 194**, AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF WEST JEFFERSON AND THE CITY OF SALUDA AND TO ANNEX CERTAIN DESCRIBED PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF YANCEYVILLE. (Became law upon ratification, July 24, 2019 - S.L. 2019-160)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED SECOND DAY**

Senate Chamber  
Thursday, July 25, 2019

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 Carl Ford, Senator from Rowan County, as follows:

"Father, we thank you for this day and this time together. We thank you for your grace and mercy and love. We thank you for the rain you sent our way this week, and we thank you for this wonderful weather today. We praise you for all that you do for us. In Jesus' name, Amen."

Senator Ford announces that the Senate Journal of Wednesday, 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.

*The Chair extends privileges of the floor to Stephanie Scott-McDonald from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.*

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 228**, AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE.

**H.B. 961**, AN ACT TO PROVIDE FOR CERTAIN FEDERAL FUNDING.

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Upon motion of Senator Ford, seconded by Senator Berger, the Senate adjourns at 10:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, July 29, at 2:00 p.m.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 420**, AN ACT TO ENACT THE NORTH CAROLINA SERVICEMEMBERS CIVIL RELIEF ACT AND TO CLARIFY THAT NO MEMBER OF THE NORTH CAROLINA NATIONAL GUARD SHALL BE FORCED TO USE ANY VACATION OR OTHER LEAVE FROM HIS OR HER CIVILIAN EMPLOYMENT FOR A PERIOD OF ACTIVE SERVICE. (Became law upon approval of the Governor, July 25, 2019 - S.L. 2019-161)

**S.B. 218**, AN ACT TO AMEND THE STATE RECOGNITION OF THE LUMBEE TRIBE OF NORTH CAROLINA, TO MAKE CHANGES REGARDING THE CONVEYANCE OF THE LUMBEE TRIBE CULTURAL CENTER, AND TO ESTABLISH THE LUMBEE TRIBE OF NORTH CAROLINA TRUST FUND. (Became law upon approval of the Governor, July 25, 2019 - S.L. 2019-162)

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED THIRD DAY

Senate Chamber  
Monday, July 29, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Norman W. Sanderson, Senator from Pamlico County.

Prayer is offered by Senator Sanderson, as follows:

“Father, we just thank you that your Word is always present. Father, we can take it in our hearts; we can take it in written form, Lord, in our minds, but, God, it's always there. Father, when you say that your Word is a ‘lamp unto my feet,’ that talks about what is in our very near future, and ‘a light unto our path’ extends it farther out. So, Lord, it doesn't matter whether we're asking for your wisdom today or tomorrow or next month or next year, Lord, it's always going to be there

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for us, and for that we give you thanks. We pray for everyone who is here today, Lord, that you would just watch over all of us—keep us. Father, give us a peace that passes all understanding, Lord, as we go about the daily activities of this North Carolina Senate. We pray these things in Jesus' name. Amen.”

Senator Ford announces that the Senate Journal of Thursday, July 25, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Ford, seconded by Senator Sanderson, the Senate adjourns at 2:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, August 1, at 10:00 a.m.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**S.B. 522** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

**H.B. 736** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO LIMIT SPOUSAL SHARE WITH RESPECT TO JOINTLY HELD PROPERTY TO A REBUTTABLE PRESUMPTION OF IN-KIND CONTRIBUTION UNLESS OTHERWISE ESTABLISHED BY CLEAR AND CONVINCING EVIDENCE AND TO REQUIRE A FEE FOR FILING A CLAIM FOR AN ELECTIVE SHARE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 784** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT LOCAL LAW ENFORCEMENT AGENCIES TO INCREASE THE AGE REQUIREMENT FOR TRAFFIC-CONTROL OFFICERS AND TO REQUIRE THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO OFFER A TRAFFIC-CONTROL TRAINING COURSE FOR THOSE THAT WOULD BE APPOINTED AS A TRAFFIC-CONTROL OFFICER.

Referred to the **Rules and Operations of the Senate Committee.**

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

July 29, 2019

**S.B. 154**, AN ACT TO ENABLE WAGERING ON SPORTING EVENTS AND HORSE RACING ON TRIBAL LANDS IN ACCORDANCE WITH THE FEDERAL INDIAN GAMING REGULATORY ACT. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-163)

**S.B. 332**, AN ACT TO CLARIFY STATUTES OF LIMITATION AND REPOSE APPLICABLE TO ACTIONS BROUGHT AGAINST PROFESSIONAL LAND SURVEYORS. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-164)

**S.B. 343**, AN ACT TO MAKE VARIOUS CHANGES TO LAWS RELATED TO EDUCATION. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-165)

**S.B. 391**, AN ACT TO PROVIDE A LIMITED EXCEPTION TO THE PROHIBITION ON YOUTH PARTICIPATING IN SUPERVISED, PRACTICE EXPERIENCES WITH EMPLOYERS IN OCCUPATIONS FOUND DETRIMENTAL BY THE COMMISSIONER OF LABOR UNDER CERTAIN CIRCUMSTANCES. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-166)

**S.B. 478**, AN ACT TO MODIFY THE REPORTING REQUIREMENT RELATED TO GENDER-PROPORTIONATE APPOINTMENTS TO CERTAIN BOARDS AND COMMISSIONS AND TO REPEAL 2016 MODIFICATIONS TO THE TERMS OF INDUSTRIAL COMMISSIONERS. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-167)

**S.B. 493**, AN ACT TO ADD PROCEDURAL EFFICIENCIES WHEN A DEFENDANT IS ORDERED TO ATTEND AN ABUSER TREATMENT PROGRAM, TO CLARIFY THE SPECIFIC TIME THAT A DOMESTIC VIOLENCE PROTECTION ORDER EXPIRES ON THE LAST DAY THAT THE ORDER IS VALID, AND TO PROVIDE THAT SUBSEQUENT COURT ORDERS SUPERSEDE SIMILAR PROVISIONS IN ORDERS ISSUED UNDER THE DOMESTIC VIOLENCE LAWS. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-168)

**S.B. 523**, AN ACT TO MAKE VARIOUS CLARIFYING AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-169)

**S.B. 604**, AN ACT TO REGULATE IMPAIRMENT IN VETERINARY PRACTICE, ALLOW VETERINARY FACILITY PERMITTING, AND MAKE TECHNICAL CORRECTIONS. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-170)

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**H.B. 108**, AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-171)

**H.B. 469**, AN ACT TO REVISE THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, AND TO MAKE VARIOUS CHANGES UNDER THE LAWS PERTAINING TO ADOPTIONS. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-172)

**H.B. 628**, AN ACT TO ELIMINATE AN OUTDATED REQUIREMENT FOR SAVINGS BANKS AND SAVINGS AND LOAN ASSOCIATIONS TO PUBLISH ABSTRACTS OF STATEMENTS OF FINANCIAL CONDITION; TO ALLOW COMMERCIAL BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OFFER SAVINGS PROMOTION RAFFLES; AND TO ADD TO THE NORTH CAROLINA BANKING COMMISSION A MEMBER WHO IS, OR IS EMPLOYED BY A PERSON THAT IS, LICENSED UNDER THE NORTH CAROLINA SECURE AND FAIR ENFORCEMENT (S.A.F.E.) MORTGAGE LICENSING ACT. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-173)

**H.B. 675**, AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-174)

**H.B. 50**, AN ACT AUTHORIZING CERTAIN MEDICAL PROFESSIONALS TO PRESCRIBE HYPERBARIC OXYGEN THERAPY FOR VETERANS WITH TRAUMATIC BRAIN INJURY AND POSTTRAUMATIC STRESS DISORDER. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-175)

**H.B. 922**, AN ACT TO REDUCE THE IMPACT TO TAXPAYERS OF NATURAL DISASTERS AND OTHER INSURABLE RISKS BY ENHANCING STATE INSURANCE COVERAGE FOR PUBLIC SCHOOL BUILDINGS AND COMMUNITY COLLEGES. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-176)

**H.B. 264**, AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-177)

July 29, 2019

**S.B. 532**, AN ACT (I) TO REQUIRE THAT, IN A LIVING PROBATE PROCEEDING, THE ORIGINAL WILL BE INTRODUCED AS EVIDENCE RATHER THAN BEING ATTACHED TO THE INITIAL PETITION, (II) TO PERMIT THE USE OF “MINOR” OR “18+” OR “ADULT” IN PLACE OF THE ACTUAL AGE OF AN HEIR OR DEVISEE IN AN APPLICATION FOR LETTERS OF ADMINISTRATION OR LETTERS TESTAMENTARY, (III) TO ADJUST THIS STATE’S STATUTES DEALING WITH OUT-OF-STATE WILLS RECOGNIZED IN THIS STATE ON THE BASIS OF COMPLIANCE WITH THE LAW OF THE STATE OF EXECUTION IN ORDER TO CONTINUE THE REQUIREMENT THAT THE TESTATOR HAVE BEEN PHYSICALLY PRESENT IN THAT STATE AT THE TIME OF THE WILL’S EXECUTION, (IV) TO PROVIDE FOR NOTICE THAT TENANCY BY THE ENTIRETIES PROPERTY TRANSFERRED TO A TENANCY BY THE ENTIRETIES TRUST REMAINS IMMUNE TO THE CLAIMS OF ONE SPOUSE’S INDIVIDUAL CREDITORS AND TO SPECIFY THAT A PERSON ENTERING INTO A TRANSACTION INVOLVING THE PROPERTY MAY OBTAIN CONFIRMATION FROM THE TRUSTEE THAT THE PROPERTY CONTINUES TO QUALIFY FOR THIS IMMUNITY, AND (V) TO MAKE TECHNICAL CORRECTIONS TO THE AFFECTED STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-178)

**H.B. 220**, AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE INSURANCE LAWS, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-179)

**S.B. 302**, AN ACT TO AUTHORIZE ADULT CARE HOMES TO USE SERVICE PLANS COMPLETED AS THE RESULT OF A MEDICAID PERSONAL CARE SERVICES ASSESSMENT TO FULFILL THE ACTIVITIES OF DAILY LIVING PORTION OF THE REQUIRED SERVICE PLANS OR CARE PLANS FOR ADULT CARE HOME RESIDENTS; TO AMEND ASSISTED LIVING ADMINISTRATOR CERTIFICATION QUALIFICATIONS; AND TO IMPLEMENT NORTH CAROLINA BOARD OF NURSING TECHNICAL CHANGES AND PROCEDURAL EFFICIENCIES. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-180)

**S.B. 385**, AN ACT TO CLARIFY MOTOR VEHICLE DEALER REGULATORY REQUIREMENTS. (Became law upon approval of the Governor, July 26, 2019 - S.L. 2019-181)

**S.B. 290**, AN ACT TO MAKE VARIOUS REVISIONS TO THE ALCOHOLIC BEVERAGE CONTROL LAWS OF THIS STATE. (Became law upon approval of the Governor, July 29, 2019 - S.L. 2019-182)

July 29, 2019

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED FOURTH DAY

Senate Chamber  
Thursday, August 1, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

"Father, we thank you for this day, and we thank you for your love and mercy and grace. We thank you for the rain you have sent our way and the rain that is coming our way. We praise you for the blessings that that brings: such a great bounty for our farmers. We pray that you will bless them. We pray that you will bless everyone working here today, Father. In Jesus' name, Amen."

Senator Woodard announces that the Senate Journal of Monday, July 29, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 590**, AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS AND TO MODIFY REAL ESTATE LICENSING REQUIREMENTS FOR TIME SHARE SALESPEOPLE.

**H.B. 391**, AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS AND TO CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS.

**H.B. 760**, AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES.

### MESSAGE FROM THE GOVERNOR

A vetoed bill, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

August 1, 2019

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*Senate Bill 392, "An Act to Make Various Changes to the Laws Affecting Charter Schools."*

Current law already allows the State Board of Education to lift the enrollment cap on virtual charter schools. Both schools have been low performing, raising concern about the effectiveness of this pilot. Decisions on adding more students should remain with the Board so it can measure progress and make decisions that will provide the best education for students.

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 the 29th day of July 2019, at 4:09 p.m., for reconsideration by that body.

*The bill, together with the Governor's objections and veto message, is referred to the **Rules and Operations of the Senate Committee.***

*The Chair extends privileges of the floor to Gail Seeger from Concord, North Carolina, who is serving the Senate as Nurse of the Day.*

Upon motion of Senator Woodard, seconded by Senator Ford, the Senate adjourns at 10:05 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, August 5, at 2:00 p.m.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
July 30, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 438 House Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, and requests conferees, Speaker Moore has appointed:

August 1, 2019

Representative Moore, Chair  
Representative Elmore  
Representative Johnson and  
Representative Horn

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**S.B. 68** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES, for concurrence in the House Committee Substitute bill.

**H.B. 231** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE AUTHORITY OF THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REORGANIZE THE COMMUNITY COLLEGES SYSTEM OFFICE AND TO MAKE CHANGES TO THE REQUIREMENTS FOR LOCAL MATCHING FUNDS FOR THE NORTH CAROLINA CAREER COACH PROGRAM AND TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA CAREER COACH PROGRAM.

Referred to the **Rules and Operations of the Senate Committee**.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 9**, AN ACT TO CLARIFY THE PROHIBITION ON THE MUTILATION OF THE GENITALS OF A FEMALE UNDER THE AGE OF 18 YEARS. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-183)

**S.B. 301**, AN ACT TO CLARIFY CURRENT STATUTES ON WITHDRAWAL OF PARTICIPATING UNITS FROM REGIONAL SCHOOLS. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-184)

August 1, 2019



**S.B. 366**, AN ACT TO EXPAND ACADEMIC TRANSITION PATHWAY OPTIONS AND TO PERMIT ENROLLMENT IN COLLEGE COURSES AS PART OF A COLLEGE TRANSFER PATHWAY FOR CERTAIN FRESHMAN AND SOPHOMORE HIGH SCHOOL STUDENTS, AND TO REQUIRE THE STATE BOARD OF EDUCATION TO INCLUDE CERTAIN INDIVIDUALS AS QUALIFIED TO CONTRACT AS ADJUNCT INSTRUCTORS WITH LOCAL BOARDS OF EDUCATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-185)

**S.B. 413**, AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-186)

**S.B. 498**, AN ACT TO FACILITATE RAPID RESPONSE TO STATE DECLARED DISASTERS BY EXEMPTING CERTAIN BUSINESSES AND EMPLOYEES FROM REGISTRATION AND TAX LAWS DURING THE DISASTER RESPONSE PERIOD. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-187)

**H.B. 724**, AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATIONS BY VOICE OR TEXT. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-188)

**H.B. 872**, AN ACT TO MAKE VARIOUS CHANGES TO THE UNDERGROUND UTILITY SAFETY AND DAMAGE PREVENTION ACT, INCLUDING AUTHORIZING THE UNDERGROUND DAMAGE PREVENTION REVIEW BOARD TO APPROVE TRAINING COURSES AND TO IMPOSE A FEE ON OPERATORS TO FUND THE ACTIVITIES OF THE BOARD. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-189)

**S.B. 190**, AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL ASSESSMENT FOR DAM REPAIR. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-190)

**H.B. 228**, AN ACT TO MODERNIZE LAWS PERTAINING TO THE NORTH CAROLINA MEDICAL BOARD AND THE PRACTICE OF MEDICINE. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-191)

**H.B. 961**, AN ACT TO PROVIDE FOR CERTAIN FEDERAL FUNDING. (Became law upon approval of the Governor, August 1, 2019 - S.L. 2019-192)

August 1, 2019

Pursuant to Senator Woodard's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED FIFTH DAY**

Senate Chamber  
Monday, August 5, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

"Father, we thank you for this day, and we thank you for this great country you've given us. We pray that you will touch and be with these families in Texas and Ohio. God, we pray that you'll calm them and let them know that the answer is by and through your blood. We thank you for all that you do for us and your grace and mercy. In Jesus' name, Amen."

Senator Woodard announces that the Senate Journal of Thursday, August 1, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

**MESSAGE FROM THE GOVERNOR**

A vetoed bill, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*Senate Bill 320, "An Act to Foster Regional Cooperation for Water and Wastewater Infrastructure Amongst Systems Utilizing Reservoir Water."*

Local governments have an important duty to resolve differences between themselves and ensure fair access to vital resources like water for their residents. However, they should not use state law to seek an unfair advantage in negotiations.

Therefore, I veto the bill.

S/ Roy Cooper  
Governor

August 5, 2019

The bill, having been vetoed, is returned to the Clerk of the North Carolina Senate on this 2nd day of August 2019, at 12:32 p.m., for reconsideration by that body.

*The bill, together with the Governor's objections and veto message, is referred to the **Rules and Operations of the Senate Committee.***

Upon motion of Senator Woodard, seconded by Senator Ford, the Senate adjourns at 2:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, August 6, at 9:30 a.m.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**H.B. 305** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY THE IMPACT AND FUNDING OF UNDERGRADUATE SUMMER SCHOOL COURSES IN IMPROVING GRADUATION RATES AND STUDENT ACADEMIC SUCCESS; AND TO APPROPRIATE FUNDS TO SUPPORT EXPANSION OF THE COLLEGE ADVISING CORPS TO ENSURE COLLEGE ADVISERS ARE AVAILABLE IN THE PUBLIC SCHOOLS TO ASSIST STUDENTS IN PLANNING FOR FULFILLMENT OF POSTSECONDARY EDUCATION GOALS.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 372** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMMEND THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR STANDARDIZING ADVANCED PLACEMENT CREDIT POLICIES AND ALLOWING STUDENTS TO COMPLETE UNDERGRADUATE DEGREES IN A MORE EFFICIENT AND TIMELY MANNER AND TO APPROPRIATE FUNDS FOR THE MORGANTON CAMPUS OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.

Referred to the **Rules and Operations of the Senate Committee.**

**S.B. 199** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY INCREASING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, TO EXTEND THE STATUTE OF LIMITATIONS FOR A CIVIL ACTION FOR CHILD SEXUAL ABUSE SO THAT A PLAINTIFF HAS UNTIL AGE THIRTY-EIGHT TO COMMENCE AN ACTION, AND TO REQUIRE TRAINING ON CHILD SEX ABUSE AND SEX TRAFFICKING FOR SCHOOL PERSONNEL, for concurrence in the House Committee Substitute bill No. 2.

August 5, 2019

**S.B. 356** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 584** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES, TO EXTEND THE TIME FOR LOCAL GOVERNMENTS TO REPORT ORDINANCES WITH CRIMINAL PENALTIES, AND TO REQUIRE THE GENERAL STATUTES COMMISSION TO STUDY CURRENT OFFENSES NOT ENACTED BY STATUTE, for concurrence in the House Committee Substitute bill.

### INTRODUCTION OF A RESOLUTION

A resolution filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Rabon:

**S.R. 689**, A SENATE RESOLUTION PROVIDING FOR THE CONFIRMATION OF HAROLD LEE COUNCILMAN, JR., TO THE BOARD OF TRUSTEES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM.

Referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Woodard's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED SIXTH DAY

Senate Chamber  
Tuesday, August 6, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

August 6, 2019

**RECESS****CONFERENCE REPORTS**

Senator McInnis, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 206** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H206-PCCS40511-SU-5.

The Conference Report is placed on the calendar of Wednesday, August 7, for adoption.

Senator Hise, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 217** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD, submits a Conference Report for adoption.

Upon adoption, the Conference Report will change the title to read, **H.B. 217** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD; REPEAL THE REQUIREMENT THAT CABLE SERVICE PROVIDERS MUST PROVIDE CABLE SERVICE WITHOUT CHARGE TO A PUBLIC BUILDING LOCATED WITHIN 125 FEET OF THE PROVIDER'S CABLE SYSTEM; CREATE THE INFORMATION TECHNOLOGY STRATEGY BOARD; REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS; AND CLARIFY THE AUTHORITY OF THE STATE CHIEF INFORMATION OFFICER TO MAKE PERSONNEL DECISIONS RELATING TO EMPLOYEES OF THE DEPARTMENT OF INFORMATION TECHNOLOGY.

The Conference Report is placed on the calendar of Wednesday, August 7, for adoption.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

August 6, 2019

By Senator Britt for the **Judiciary Committee**:

**H.B. 100**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee**.

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, with an unfavorable report as to concurrence.

By Senator Rabon for the **Rules and Operations of the Senate Committee**:

**H.B. 597** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION, with a favorable report.

**H.B. 604**, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS RETIREMENT OPTIONS, with a favorable report.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“Lord, as we reassemble today, in the wake of the tragic shootings in Ohio and Texas, we are reminded very clearly that because we are created in your image that life is sacred. And when any life is senselessly taken by those who plot, plan, and execute the evil of taking innocent lives, we are all diminished. God, we recognize that your ultimate nature lies in your goodness, so, God, my prayer today is that we as a governing body recognize the difference between good and evil and work together to promote the common good. We pray for all of those affected by this and similar tragedies and plead that your grace and peace and comfort attend to the survivors and their families. We pray that as a result, hearts will be changed and healed by you, Christ Jesus, so that such tragedies cease to be visited upon our land. I make this plea in the name of Christ our Lord. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, August 5, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Blue, Senator Chaudhuri, Senator Edwards, Senator Foushee, Senator Krawiec, Senator Lowe, Senator Perry, Senator Robinson, and Senator Tillman.

August 6, 2019

*The Chair extends privileges of the floor to Jennifer Smith from Hampstead, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Wednesday, August 7:

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

**S.B. 5** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THAT SCHOOL SAFETY REQUIREMENTS APPLY TO ALL PUBLIC SCHOOLS, CLARIFY THE POWERS AND DUTIES OF THE CENTER FOR SAFER SCHOOLS, REQUIRE REPORTING ON THE OPERATIONAL STATUS OF ALL PUBLIC SCHOOLS DURING STATES OF EMERGENCY, DEFINE THE TERM "SCHOOL RESOURCE OFFICER" AND REQUIRE TRAINING FOR SCHOOL RESOURCE OFFICERS, REQUIRE ANNUAL VULNERABILITY ASSESSMENTS FOR EACH PUBLIC SCHOOL BUILDING, REQUIRE THREAT ASSESSMENT TEAMS BE ESTABLISHED AT EACH PUBLIC SCHOOL AND CODIFY THE DUTIES OF THREAT ASSESSMENT TEAMS, REQUIRE LME/MCOS TO PROVIDE ASSISTANCE TO STUDENTS REFERRED BY THE SUPERINTENDENT, REQUIRE LOCAL BOARDS OF EDUCATION TO REQUIRE PEER-TO-PEER SUPPORT PROGRAMS AT ALL SCHOOLS WITH GRADES SIX AND HIGHER, AUTHORIZE THE TRANSFER OF UNENCUMBERED FUNDS PROVIDED FOR THE ANONYMOUS SAFETY TIP LINE APPLICATION FROM THE DEPARTMENT OF PUBLIC INSTRUCTION TO THE DEPARTMENT OF PUBLIC SAFETY FOR IMPLEMENTATION OF A DIGITAL PANIC ALARM APPLICATION, AND PROVIDE FOR TRAUMA KITS IN SCHOOLS, for concurrence in the House Committee Substitute bill No. 3.

August 6, 2019

**S.B. 123** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE GEOGRAPHICALLY ISOLATED SCHOOLS FORMULA REGARDING THE ALLOCATION OF TEACHERS FOR CURRITUCK COUNTY; TO INCREASE THE TRANSPORTATION EFFICIENCY BUDGET RATING FOR CURRITUCK COUNTY SCHOOLS; AND TO REQUIRE THE STATE BOARD OF EDUCATION TO DEVELOP DRAFT POLICIES AND PROCEDURES FOR AUDITING PUBLIC SCHOOL ATTENDANCE AND MEMBERSHIP DATA, for concurrence in the House Committee Substitute bill.

**S.B. 522** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

#### WITHDRAWAL FROM COMMITTEE

**S.J.R. 687**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, referred to the **Rules and Operations of the Senate Committee** on July 11.

Pursuant to Rule 47(a), Senator Rabon offers a motion that the Joint Resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed on today's calendar, which motion prevails without objection, and the Chair so orders.

#### CALENDAR

Bills and a resolution on today's calendar are taken up and disposed of as follows:

**S.B. 68** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Brown, the Senate concurs in the House Committee Substitute bill (38-0) and the bill is ordered enrolled and sent to the Governor.

August 6, 2019



**S.B. 321** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM, for concurrence in the House Committee Substitute bill.

Upon motion of Senator T. Alexander, the Senate concurs in the House Committee Substitute bill (38-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 199** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY INCREASING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, TO EXTEND THE STATUTE OF LIMITATIONS FOR A CIVIL ACTION FOR CHILD SEXUAL ABUSE SO THAT A PLAINTIFF HAS UNTIL AGE THIRTY-EIGHT TO COMMENCE AN ACTION, AND TO REQUIRE TRAINING ON CHILD SEX ABUSE AND SEX TRAFFICKING FOR SCHOOL PERSONNEL, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Britt, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-38) and the House of Representatives is notified by special message.

**S.B. 356** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Wells, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-38) and the House of Representatives is notified by special message.

**S.B. 584** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES, TO EXTEND THE TIME FOR LOCAL GOVERNMENTS TO REPORT ORDINANCES WITH CRIMINAL PENALTIES, AND TO REQUIRE THE GENERAL STATUTES COMMISSION TO STUDY CURRENT OFFENSES NOT ENACTED BY STATUTE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Wells, the Senate concurs in the House Committee Substitute bill (38-0) and the bill is ordered enrolled and sent to the Governor.

August 6, 2019

**S.J.R. 687**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, upon second reading.

The Joint Resolution passes its second reading (38-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives.

#### **POINT OF PERSONAL PRIVILEGE**

Upon motion of Senator Woodard, the words spoken by Senator D. Davis are spread upon the Journal as follows:

“We’ve had a lot going on over the last few weeks. In particular, I do want to remember two paratroopers who were killed in Afghanistan. They were assigned to Fort Bragg. We need to continue to keep their families in prayer. I also had the unique opportunity of—our 514th military police unit that had deployed to Gitmo, they were out of Winterville, North Carolina—and I had the awesome opportunity of officially welcoming them back to the state of North Carolina. But above all things, Mr. President, I believe you and many others—several of us here today, but not everybody—were able to witness something historic today. I think I saw something that really moved me, and it really nearly brought me to tears. I just didn’t realize how much the army cried, Senator Britt, until I had an opportunity of witnessing his promotion today. I shared with him earlier, I separated out of the Air Force at major’s board, and he was a major. But today was really big for one of our members, I believe, to pin on the rank of Colonel. And I shared with him, Senator Britt, or may I say, I stand corrected, Colonel Britt, as an old captain, sir, we salute you. Congratulations. And I ask if we could please just—I realize that everybody couldn’t make it, but this is huge, it’s big, because he took the oath of office that reminds all of us who have ever served of our commitment not only to our nation and to our state as residents that we are fighting to defend, but also to our constitution. And I would love it today if we could all congratulate him, today, inside of this chamber.”

Upon motion of Senator Berger, seconded by Senator Gallimore, the Senate adjourns at 4:42 p.m., in memory of Ernest Faw, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, August 7, at 11:00 a.m.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

August 6, 2019

**H.B. 848** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REMOVE RECREATIONAL VEHICLES FROM ARTICLE 12 OF CHAPTER 20 OF THE GENERAL STATUTES, WHICH PROVIDES FOR LICENSING AND REGULATION OF MOTOR VEHICLE DEALERS AND MANUFACTURERS; TO ENACT A NEW ARTICLE 19 IN CHAPTER 20 OF THE GENERAL STATUTES TO REGULATE RECREATIONAL VEHICLE DEALERS AND MANUFACTURERS; AND TO UPDATE DEFINITIONS AND CROSS REFERENCES.

Referred to the **Rules and Operations of the Senate Committee.**

**S.B. 537** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT, TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT, AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; AND TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP, for concurrence in the House Committee Substitute bill.

#### **APPOINTMENT OF CONFERENCE COMMITTEES**

**S.B. 217** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN SUPERIOR AND DISTRICT COURT DISTRICTS WITH PROSECUTORIAL DISTRICTS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 217 on July 23, Senator Berger, President *Pro Tempore*, appoints Senator Britt, Chair; Senator Daniel and Senator Newton as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**H.B. 449** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A "KEEPING THE LIGHTS ON" SPECIAL REGISTRATION PLATE AND A "POW/MIA BRING THEM HOME" SPECIAL REGISTRATION PLATE.

Pursuant to the message received from the House of Representatives on July 10 that the House fails to concur in the Senate Committee Substitute bill for H.B. 449 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Rabon, Chair; Senator McInnis and Senator Harrington as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

August 6, 2019

**S.B. 356** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 356 earlier today, Senator Berger, President *Pro Tempore*, appoints Senator Wells, Chair; Senator Brown and Senator Rabon as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED SEVENTH DAY

Senate Chamber  
Wednesday, August 7, 2019

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 Joyce Waddell, Senator from Mecklenburg County, as follows:

“Loving God, we thank you for your goodness and your mercy. Now that another mass shooting has harmed or taken the lives of several innocent people, we pray that all people will realize the profound impact of gun violence. Help us to be peaceful and diplomatic in times of trouble. Guide us toward peace. And as we pray for our governments, our world leaders, and authority figures, let them do all they reasonably can to prevent more violent acts. Inspire us to do all we can in an effort to reduce gun violence. Lord, teach us the value of life. Let us abandon all violent ways and become advocates for peace. We pray in the name of Jesus Christ. And all the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, August 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

August 7, 2019

The Chair grants leaves of absence for today to Senator Bishop, Senator Blue, Senator Britt, Senator Chaudhuri, Senator J. Davis, Senator deViere, Senator Edwards, Senator Fitch, Senator Foushee, Senator Garrett, Senator Gunn, Senator Harrington, Senator J. Jackson, Senator Lowe, Senator Perry, Senator Peterson, Senator Robinson, and Senator Tillman.

*The Chair extends privileges of the floor to Melanie Henslee from Greensboro, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 68**, AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES.

**S.B. 321**, AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM.

**S.B. 584**, AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES, TO EXTEND THE TIME FOR LOCAL GOVERNMENTS TO REPORT ORDINANCES WITH CRIMINAL PENALTIES, AND TO REQUIRE THE GENERAL STATUTES COMMISSION TO STUDY CURRENT OFFENSES NOT ENACTED BY STATUTE.

### MOTIONS RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Friday, August 9:

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

August 7, 2019

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and re-referred to the **Education/Higher Education Committee**:

**S.B. 5** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THAT SCHOOL SAFETY REQUIREMENTS APPLY TO ALL PUBLIC SCHOOLS, CLARIFY THE POWERS AND DUTIES OF THE CENTER FOR SAFER SCHOOLS, REQUIRE REPORTING ON THE OPERATIONAL STATUS OF ALL PUBLIC SCHOOLS DURING STATES OF EMERGENCY, DEFINE THE TERM "SCHOOL RESOURCE OFFICER" AND REQUIRE TRAINING FOR SCHOOL RESOURCE OFFICERS, REQUIRE ANNUAL VULNERABILITY ASSESSMENTS FOR EACH PUBLIC SCHOOL BUILDING, REQUIRE THREAT ASSESSMENT TEAMS BE ESTABLISHED AT EACH PUBLIC SCHOOL AND CODIFY THE DUTIES OF THREAT ASSESSMENT TEAMS, REQUIRE LME/MCOS TO PROVIDE ASSISTANCE TO STUDENTS REFERRED BY THE SUPERINTENDENT, REQUIRE LOCAL BOARDS OF EDUCATION TO REQUIRE PEER-TO-PEER SUPPORT PROGRAMS AT ALL SCHOOLS WITH GRADES SIX AND HIGHER, AUTHORIZE THE TRANSFER OF UNENCUMBERED FUNDS PROVIDED FOR THE ANONYMOUS SAFETY TIP LINE APPLICATION FROM THE DEPARTMENT OF PUBLIC INSTRUCTION TO THE DEPARTMENT OF PUBLIC SAFETY FOR IMPLEMENTATION OF A DIGITAL PANIC ALARM APPLICATION, AND PROVIDE FOR TRAUMA KITS IN SCHOOLS, for concurrence in the House Committee Substitute bill No. 3.

**S.B. 123** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE GEOGRAPHICALLY ISOLATED SCHOOLS FORMULA REGARDING THE ALLOCATION OF TEACHERS FOR CURRITUCK COUNTY; TO INCREASE THE TRANSPORTATION EFFICIENCY BUDGET RATING FOR CURRITUCK COUNTY SCHOOLS; AND TO REQUIRE THE STATE BOARD OF EDUCATION TO DEVELOP DRAFT POLICIES AND PROCEDURES FOR AUDITING PUBLIC SCHOOL ATTENDANCE AND MEMBERSHIP DATA, for concurrence in the House Committee Substitute bill.

**S.B. 522** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

August 7, 2019

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 597** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION, upon second reading.

Senator McInnis offers Amendment No. 1, which is adopted (32-0).

Senator Daniel offers Amendment No. 2, which is adopted (32-0).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (30-2). Senator McInnis objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Senate Committee Substitute bill No. 2, as amended, placed on the calendar of Friday, August 9, upon third reading.

**H.B. 604**, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS RETIREMENT OPTIONS, upon second reading.

Senator Sawyer offers Amendment No. 1, which is adopted (32-0).

The bill, as amended, passes its second reading (32-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in Senate Amendment No. 1.

**CONFERENCE REPORT**

Senator Ballard, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 438** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S438-PCCS15404-TC-5.

Upon motion of Senator Rabon, the Conference Report is placed on today's calendar for adoption.

**CALENDAR** *(continued)*

**S.B. 537** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT, TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT, AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; AND TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, THE STATE CONSUMER AND FAMILY ADVISORY

August 7, 2019

COMMITTEE, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Hise, without objection, the House Committee Substitute bill is displaced to the end of today's calendar.

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Rabon, the Senate fails to concur in the House Committee Substitute bill (0-32) and the House of Representatives is notified by special message.

**H.B. 206** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION, for adoption.

Upon motion of Senator McInnis, the Senate adopts the Conference Report (32-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**H.B. 217** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD; REPEAL THE REQUIREMENT THAT CABLE SERVICE PROVIDERS MUST PROVIDE CABLE SERVICE WITHOUT CHARGE TO A PUBLIC BUILDING LOCATED WITHIN 125 FEET OF THE PROVIDER'S CABLE SYSTEM; CREATE THE INFORMATION TECHNOLOGY STRATEGY BOARD; REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS; AND CLARIFY THE AUTHORITY OF THE STATE CHIEF INFORMATION OFFICER TO MAKE PERSONNEL DECISIONS RELATING TO EMPLOYEES OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, for adoption.

Upon motion of Senator Hise, the Senate adopts the Conference Report (32-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**S.B. 438** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE, for adoption.

August 7, 2019



Upon motion of Senator Ballard, the Senate adopts the Conference Report (28-4). The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**S.B. 537** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT, TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT, AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; AND TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP, for concurrence in the House Committee Substitute bill, displaced earlier.

Upon motion of Senator Hise, the Senate fails to concur in the House Committee Substitute bill (0-32) and the House of Representatives is notified by special message.

#### **OBJECTION WITHDRAWN**

Senator McInnis withdraws his objection to third reading of **H.B. 597**.

#### **CALENDAR** (*continued*)

**H.B. 597** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION, as amended, upon third reading.

Senator McInnis offers Amendment No. 3, which is adopted (32-0).

The Senate Committee Substitute bill No. 2, as amended, passes its third reading (30-2) and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill No. 2.

Upon motion of Senator Hise, seconded by Senator B. Jackson, the Senate adjourns at 12:00 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Friday, August 9, at 11:00 a.m.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

August 7, 2019

House of Representatives  
August 6, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 217 House Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO NUMERICALLY REALIGN SUPERIOR AND DISTRICT COURT DISTRICTS WITH PROSECUTORIAL DISTRICTS, and requests conferees, Speaker Moore has appointed:

Representative D. Hall, Chair  
Representative Stevens and  
Representative Davis

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**S.B. 230** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES; TO PROVIDE THAT THE PROGRAM EVALUATION DIVISION SHALL STUDY WAYS IN WHICH TO IMPROVE THE ABILITY OF MILITARY-TRAINED APPLICANTS AND MILITARY SPOUSES TO BECOME LICENSED BY OCCUPATIONAL LICENSING BOARDS IN THE STATE; TO AUTHORIZE A LOCAL DIRECTOR OF SOCIAL SERVICES TO DETERMINE IF A JUVENILE WHO IS ALLEGED TO HAVE BEEN ABUSED, NEGLECTED, OR DEPENDENT HAS AN ASSOCIATION WITH THE MILITARY AND TO SHARE THAT INFORMATION WITH THE APPROPRIATE MILITARY AUTHORITIES, WHEN APPLICABLE; TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS; AND TO CHARGE CERTAIN VETERANS AND OTHER INDIVIDUALS THE IN-STATE TUITION RATE, for concurrence in the House Committee Substitute bill.

**S.B. 458** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ESTABLISHING A JOINT LEGISLATIVE TASK FORCE ON SUDDEN CARDIAC ARREST IN

August 7, 2019

STUDENT ATHLETES; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, for concurrence in the House Committee Substitute bill No. 2.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 7, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 206** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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 7, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 217** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD; REPEAL THE REQUIREMENT THAT CABLE SERVICE PROVIDERS MUST PROVIDE CABLE SERVICE WITHOUT CHARGE TO A PUBLIC BUILDING LOCATED WITHIN 125 FEET OF THE PROVIDER'S CABLE SYSTEM; CREATE THE INFORMATION TECHNOLOGY STRATEGY BOARD; REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS; AND CLARIFY THE AUTHORITY OF THE STATE CHIEF INFORMATION OFFICER TO MAKE PERSONNEL DECISIONS RELATING TO EMPLOYEES OF THE DEPARTMENT OF INFORMATION TECHNOLOGY.

August 7, 2019

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED EIGHTH DAY

Senate Chamber  
Friday, August 9, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 11:01 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene at 2:00 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

“Father, we thank you for this day and this wonderful day you’ve given us, and thank you for all your love and grace that you extend our way. We thank you for this upcoming weekend. We pray that you’ll bless all of us and give us a safe trip home. Guide and direct us as we do your business today and next week, Father. In Jesus’ name, Amen.”

Senator Burgin announces that the Senate Journal of Wednesday, August 7, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED BILLS AND A RESOLUTION

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 206, AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION.**

August 9, 2019

**H.B. 217**, AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD; REPEAL THE REQUIREMENT THAT CABLE SERVICE PROVIDERS MUST PROVIDE CABLE SERVICE WITHOUT CHARGE TO A PUBLIC BUILDING LOCATED WITHIN 125 FEET OF THE PROVIDER'S CABLE SYSTEM; CREATE THE INFORMATION TECHNOLOGY STRATEGY BOARD; REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS; AND CLARIFY THE AUTHORITY OF THE STATE CHIEF INFORMATION OFFICER TO MAKE PERSONNEL DECISIONS RELATING TO EMPLOYEES OF THE DEPARTMENT OF INFORMATION TECHNOLOGY.

**H.B. 645**, AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS.

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.J.R. 687**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION. (Res. 2019-14)

Upon motion of Senator Burgin, seconded by Senator Ford, the Senate adjourns at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, August 13, at 9:30 a.m.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 8, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 438 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE.

August 9, 2019

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 438 on Wednesday, August 7, the bill is ordered enrolled and sent to the Governor.*

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 7, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 356 House Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES, and requests conferees, Speaker Moore has appointed:

Representative Ross, Chair  
Representative Torbett and  
Representative Richardson

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**S.B. 86** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS FOR ASSOCIATION HEALTH PLANS AND MULTIPLE EMPLOYER WELFARE ARRANGEMENTS, for concurrence in the House Committee Substitute bill No. 2.

August 9, 2019

**S.B. 295** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL STANDARDS OF STUDENT CONDUCT AND TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO DEVELOP A PLAN OF EMPLOYMENT FOR TEACHERS WITH THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL AND REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 681** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM; TO GIVE COUNTIES ADDITIONAL FLEXIBILITY WITH REGARD TO THE LOCAL OPTION SALES AND USE TAX WITHOUT INCREASING THE EXISTING MAXIMUM TAX RATE; AND TO EXPAND ELIGIBILITY FOR UTILITY ACCOUNT FUNDS, for concurrence in the House Committee Substitute bill No. 2.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 760**, AN ACT TO EXPAND THE INVESTIGATIVE AUTHORITY OF LOSS PREVENTION WORKERS AND TO CLARIFY REQUIREMENTS AND DEFENSES FOR PROSECUTION OF OBTAINING PROPERTY BY FALSE PRETENSES. (Became law upon approval of the Governor, August 9, 2019 - S.L. 2019-193)

**H.B. 391**, AN ACT TO AMEND VARIOUS TRANSPORTATION NETWORK COMPANY LAWS AND TO CREATE NEW CRIMINAL OFFENSES RELATING TO TRANSPORTATION NETWORK COMPANY DRIVERS. (Became law upon approval of the Governor, August 9, 2019 - S.L. 2019-194)

**S.B. 590**, AN ACT TO MODIFY CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE BROKERS AND TO MODIFY REAL ESTATE LICENSING REQUIREMENTS FOR TIME SHARE SALESPEOPLE. (Became law upon approval of the Governor, August 9, 2019 - S.L. 2019-195)

Pursuant to Senator Burgin's motion to adjourn having prevailed, the Senate stands adjourned.

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August 9, 2019

**ONE HUNDRED NINTH DAY**

Senate Chamber  
Tuesday, August 13, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

**RECESS****ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 438**, AN ACT TO MODIFY THE IMPLEMENTATION OF THE NORTH CAROLINA READ TO ACHIEVE PROGRAM IN ORDER TO ATTAIN STATEWIDE READING PROFICIENCY BY THE THIRD GRADE.

**DISMISSAL AND APPOINTMENT OF CONFEREES**

Senator Berger, President *Pro Tempore*, hereby dismisses Senator Hise as a conferee and appoints Senator Newton as an additional conferee on the part of the Senate to resolve the differences arising between the Senate and the House of Representatives on **S.B. 553** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 55**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY, referred to the **Rules and Operations of the Senate Committee** on May 2.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Redistricting and Elections Committee** 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 The Honorable Phil Berger, President *Pro Tempore*.

August 13, 2019



Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

“Ladies and gentleman, before I offer today’s prayer, I would ask us to please bow for a moment of silence in memory of Mrs. Marian Tillman.

(Moment of silence)

“Holy God, whose heart breaks with every human heartbreak, strengthen your children to oppose the rule of violence. Take the guns from our hands and the hate from our hearts that we may hold sacred what you hold sacred: every human person. In your blessed name we pray. Amen.”

Senator Rabon announces that the Senate Journal of Friday, August 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator T. Alexander, Senator J. Davis, Senator Edwards, Senator Garrett, Senator Hise, Senator Searcy, Senator Smith, Senator Tillman, and Senator Wells.

*The Chair extends privileges of the floor to Stephanie Scott-McDonald from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.*

#### **MOTIONS RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today’s calendar and placed on the calendar of Wednesday, August 14:

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

Upon motion of Senator Rabon, the following bill is withdrawn from today’s calendar and re-referred to the **Education/Higher Education Committee**:

August 13, 2019

**S.B. 295** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO LOCAL STANDARDS OF STUDENT CONDUCT AND TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO DEVELOP A PLAN OF EMPLOYMENT FOR TEACHERS WITH THE NORTH CAROLINA VIRTUAL PUBLIC SCHOOL AND REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, for concurrence in the House Committee Substitute bill No. 2.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

*Upon motion of Senator Rabon, **H.B. 226** is withdrawn from the regular order of business and placed at the end of today's calendar.*

**S.B. 230** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES; TO PROVIDE THAT THE PROGRAM EVALUATION DIVISION SHALL STUDY WAYS IN WHICH TO IMPROVE THE ABILITY OF MILITARY-TRAINED APPLICANTS AND MILITARY SPOUSES TO BECOME LICENSED BY OCCUPATIONAL LICENSING BOARDS IN THE STATE; TO AUTHORIZE A LOCAL DIRECTOR OF SOCIAL SERVICES TO DETERMINE IF A JUVENILE WHO IS ALLEGED TO HAVE BEEN ABUSED, NEGLECTED, OR DEPENDENT HAS AN ASSOCIATION WITH THE MILITARY AND TO SHARE THAT INFORMATION WITH THE APPROPRIATE MILITARY AUTHORITIES, WHEN APPLICABLE; TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS; AND TO CHARGE CERTAIN VETERANS AND OTHER INDIVIDUALS THE IN-STATE TUITION RATE, for concurrence in the House Committee Substitute bill.

Upon motion of Senator D. Davis, the Senate concurs in the House Committee Substitute bill (41-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 458** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ESTABLISHING A JOINT LEGISLATIVE TASK FORCE ON SUDDEN CARDIAC ARREST IN STUDENT ATHLETES; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Burgin, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-41) and the House of Representatives is notified by special message.

August 13, 2019

**S.B. 681** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM; TO GIVE COUNTIES ADDITIONAL FLEXIBILITY WITH REGARD TO THE LOCAL OPTION SALES AND USE TAX WITHOUT INCREASING THE EXISTING MAXIMUM TAX RATE; AND TO EXPAND ELIGIBILITY FOR UTILITY ACCOUNT FUNDS, for concurrence in the House Committee Substitute bill No. 2, upon second reading.

Upon motion of Senator Brown, the Senate fails to concur in the House Committee Substitute bill No. 2 on its second reading, by roll-call vote, ayes 0, noes 41, as follows:

Voting in the affirmative: None.

Voting in the negative: Senators J. Alexander, Ballard, Berger, Bishop, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, deViere, Fitch, Ford, Foushee, Gallimore, Gunn, Harrington, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Steinburg, Van Duyn, Waddell and Woodard---41.

The House of Representatives is notified by special message.

**S.B. 86** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS FOR ASSOCIATION HEALTH PLANS AND MULTIPLE EMPLOYER WELFARE ARRANGEMENTS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Bishop, the Senate concurs in the House Committee Substitute bill No. 2 (32-9) and the bill is ordered enrolled and sent to the Governor.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

Senator Rabon offers Amendment No. 1, which is adopted (41-0).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading (41-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

### CONFERENCE REPORT

Senator Sanderson, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 99** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H99-PCCS40512-MU-1.

August 13, 2019

Upon adoption, the Proposed Conference Committee Substitute will change the title to read **H.B. 99** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS AND ALSO TO MOVE THE BOXING ADVISORY COMMISSION TO THE DEPARTMENT OF COMMERCE, TO RENAME IT THE BOXING COMMISSION, AND TO GIVE IT RULE-MAKING AUTHORITY.

The Conference Report is placed on the calendar of Tuesday, August 20, for adoption.

### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that passed the Senate today will be sent to the House of Representatives by special message.

Upon motion of Senator Rabon, seconded by Senator Fitch, the Senate adjourns at 4:42 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, August 14, at 10:00 a.m.

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### ONE HUNDRED TENTH DAY

Senate Chamber  
Wednesday, August 14, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Norman W. Sanderson, Senator from Pamlico County.

Prayer is offered by Senator Sanderson, as follows:

“Father, we just come this morning, thanking you first and foremost for all that you do for us, for all that you have done, and all that you’re working for our future. Lord, in Psalms it talks about where can we go out of your presence? If we go to the heavens, you are there; if we go to the bottom of the ocean, you are there. Lord, no matter where we go, your presence is always with us, and we thank you for your presence because, Father, we are like Moses—if you’re not going, we don’t want to go. So, Father, as we come this day, we come asking for your wisdom, Lord, your blessings, Father, for your favor on this General Assembly and on this state. Father, we just thank you for all of your many blessings. In Jesus’ name, Amen.”

Senator Woodard announces that the Senate Journal of Tuesday, August 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

August 14, 2019

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 86**, AN ACT TO ESTABLISH STANDARDS FOR ASSOCIATION HEALTH PLANS AND MULTIPLE EMPLOYER WELFARE ARRANGEMENTS.

**S.B. 230**, AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES; TO PROVIDE THAT THE PROGRAM EVALUATION DIVISION SHALL STUDY WAYS IN WHICH TO IMPROVE THE ABILITY OF MILITARY-TRAINED APPLICANTS AND MILITARY SPOUSES TO BECOME LICENSED BY OCCUPATIONAL LICENSING BOARDS IN THE STATE; TO AUTHORIZE A LOCAL DIRECTOR OF SOCIAL SERVICES TO DETERMINE IF A JUVENILE WHO IS ALLEGED TO HAVE BEEN ABUSED, NEGLECTED, OR DEPENDENT HAS AN ASSOCIATION WITH THE MILITARY AND TO SHARE THAT INFORMATION WITH THE APPROPRIATE MILITARY AUTHORITIES, WHEN APPLICABLE; TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS; AND TO CHARGE CERTAIN VETERANS AND OTHER INDIVIDUALS THE IN-STATE TUITION RATE.

Upon motion of Senator Ford, seconded by Senator Gallimore, the Senate adjourns at 10:05 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Friday, August 16, at 9:00 a.m.

**INTRODUCTION OF A BILL**

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Rabon:

**S.B. 690**, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILL.

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:

**S.B. 361** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT, ALLOW LICENSED MARRIAGE AND FAMILY THERAPISTS TO CONDUCT FIRST-LEVEL COMMITMENT EXAMINATIONS, ELIMINATE REDUNDANCY IN ADULT CARE HOME INSPECTIONS, RAISE AWARENESS OF LUPUS AND CREATE THE LUPUS ADVISORY COUNCIL,

August 14, 2019

ENSURE THE PROPER ADMINISTRATION OF STEP THERAPY PROTOCOLS, ENSURE EQUAL COVERAGE FOR ORAL ANTICANCER DRUGS, MODERNIZE MEDICAID TELEMEDICINE POLICIES, INCREASE ACCESS TO TELEHEALTH SERVICES, AND CREATE THE NORTH CAROLINA HEALTHCARE SOLUTIONS TASK FORCE, for concurrence in the House Committee Substitute bill No. 2.

The House Committee Substitute bill No. 2 is placed on the calendar of Tuesday, August 20.

### CONFERENCE REPORT

Senator Sanderson, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 553** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S553-PCCS45353-BCxr-1.

The Proposed Conference Committee Substitute is ruled to be material, which constitutes first reading, and the Conference Report is placed on the calendar of Tuesday, August 20, upon second reading.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 321**, AN ACT TO IMPLEMENT REQUIREMENTS OF THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S PERFORMANCE AND REGISTRATION INFORMATION SYSTEMS MANAGEMENT (PRISM) PROGRAM. (Became law upon approval of the Governor, August 14, 2019 - S.L. 2019-196)

**S.B. 68**, AN ACT TO AMEND THE PERCENTAGE OF NONBETTERMENT COST PAID BY MUNICIPALITIES FOR THE RELOCATION OF WATER AND SEWER LINES. (Became law upon approval of the Governor, August 14, 2019 - S.L. 2019-197)

**S.B. 584**, AN ACT TO MAKE CHANGES TO FUTURE CRIMINAL LAWS RELATED TO REGULATORY OFFENSES, TO EXTEND THE TIME FOR LOCAL GOVERNMENTS TO REPORT ORDINANCES WITH CRIMINAL PENALTIES, AND TO REQUIRE THE GENERAL STATUTES COMMISSION TO STUDY CURRENT OFFENSES NOT ENACTED BY STATUTE. (Became law upon approval of the Governor, August 14, 2019 - S.L. 2019-198)

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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August 14, 2019

**ONE HUNDRED ELEVENTH DAY**

Senate Chamber  
Friday, August 16, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable John M. Alexander, Jr., Senator from Wake County.

Prayer is offered by Senator J. Alexander, as follows:

“Dear heavenly Father, we want to thank you for this day. We want to thank you for the beautiful sunshine that you provide us with. We want to thank you for this beautiful state that you allow us to live in, heavenly Father. You continue to shower our state and our citizens with grace we do not deserve. We know we do not deserve this grace, heavenly Father, but thank you for continuing to shower us with it. Please watch over our citizens as we go through this day. It is in Jesus’ name we pray. Amen.”

Senator Ford announces that the Senate Journal of Wednesday, August 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Ford, seconded by Senator J. Alexander, the Senate adjourns at 9:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, August 20, at 9:30 a.m.

**APPOINTMENT OF CONFERENCE COMMITTEES**

**S.B. 199** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY INCREASING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, TO EXTEND THE STATUTE OF LIMITATIONS FOR A CIVIL ACTION FOR CHILD SEXUAL ABUSE SO THAT A PLAINTIFF HAS UNTIL AGE THIRTY-EIGHT TO COMMENCE AN ACTION, AND TO REQUIRE TRAINING ON CHILD SEX ABUSE AND SEX TRAFFICKING FOR SCHOOL PERSONNEL.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 199 on August 6, Senator Berger, President *Pro Tempore*, appoints Senator Britt, Chair; Senator Daniel, Senator Newton, Senator Harrington and Senator Chaudhuri as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

August 16, 2019

**S.B. 537** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT, TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT, AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; AND TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 537 on August 7, Senator Berger, President *Pro Tempore*, appoints Senator Hise, Chair; Senator Krawiec, Senator Brown and Senator Wells as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 574 on August 7, Senator Berger, President *Pro Tempore*, appoints Senator Rabon, Chair; Senator Gunn, Senator Daniel, Senator Hise, Senator Harrington, Senator Blue and Senator J. Davis as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**S.B. 681** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM; TO GIVE COUNTIES ADDITIONAL FLEXIBILITY WITH REGARD TO THE LOCAL OPTION SALES AND USE TAX WITHOUT INCREASING THE EXISTING MAXIMUM TAX RATE; AND TO EXPAND ELIGIBILITY FOR UTILITY ACCOUNT FUNDS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 681 on August 13, Senator Berger, President *Pro Tempore*, appoints Senator Rabon, Chair; Senator Hise, Senator Edwards, Senator Fitch and Senator Tillman as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**S.B. 458** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ESTABLISHING A JOINT LEGISLATIVE TASK FORCE ON SUDDEN CARDIAC ARREST IN STUDENT ATHLETES;

August 16, 2019



ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 458 on August 13, Senator Berger, President *Pro Tempore*, appoints Senator Brown, Chair; Senator Burgin, Senator Rabon, Senator Krawiec and Senator Daniel as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

#### RE-REFERRAL OF A BILL

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 1002** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE USE OF CONTINUOUS ALCOHOL MONITORING SYSTEMS IN PUNISHMENTS IMPOSED FOR CERTAIN IMPAIRED DRIVING CONVICTIONS AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH A CONTINUOUS ALCOHOL MONITORING SYSTEM, AND TO CREATE A CONTINUOUS ALCOHOL MONITORING SYSTEM FUND TO ASSIST INDIGENT DEFENDANTS, referred to the **Rules and Operations of the Senate Committee** on May 7.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Transportation Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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#### ONE HUNDRED TWELFTH DAY

Senate Chamber  
Tuesday, August 20, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

August 20, 2019

**RECESS****SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 19, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 777 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, and requests conferees. Speaker Moore has appointed:

Representative L. Johnson, Chair  
Representative Saine and  
Representative Lambeth

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on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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 19, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 126 Senate Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, and requests conferees. Speaker Moore has appointed:

Representative L. Johnson, Chair  
Representative Saine and  
Representative Lambeth

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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 19, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 574 House Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, and requests conferees, Chairman Lewis has appointed:

Representative Warren, Chair  
Representative Hardister  
Representative Saine  
Representative Hunter and  
Representative Hanig

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on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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 19, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 226 Senate Committee Substitute No. 2 (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, and requests conferees. Speaker Moore has appointed:

Representative L. Johnson, Chair  
Representative Saine and  
Representative Lambeth

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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 20, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 99 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES

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OF ALCOHOL LAW-ENFORCEMENT AGENTS AND ALSO TO MOVE THE BOXING ADVISORY COMMISSION TO THE DEPARTMENT OF COMMERCE, TO RENAME IT THE BOXING COMMISSION, AND TO GIVE IT RULE-MAKING AUTHORITY.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**S.B. 353** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET AND TO CLARIFY CERTAIN SEPTIC TANK SETBACKS, for concurrence in the House Committee Substitute bill.

### **RE-REFERRAL OF BILLS**

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 918**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ABUSE, NEGLECT, AND DEPENDENCY LAWS TO ENSURE THE SAFETY OF CHILDREN IN OUT-OF-HOME PLACEMENTS, EXPEDITE THE GOAL OF PERMANENCY FOR CHILDREN UNDER THREE YEARS OF AGE WHO HAVE BEEN REMOVED FROM THE HOME, CREATE A PRESUMPTION THAT FOSTER PARENTS WITH WHOM A CHILD UNDER THREE YEARS OF AGE HAS LIVED CONTINUOUSLY FOR NINE MONTHS ARE DEEMED NONRELATIVE KIN, AND CREATE AN AGGRAVATING CIRCUMSTANCE FOR THE EXPOSURE TO NONMEDICAL, CONTROLLED SUBSTANCES IN UTERO, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 555** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO MEDICAID AND NC HEALTH CHOICE TELEMEDICINE AND TELEPSYCHIATRY POLICIES TO FACILITATE INCREASED ACCESS TO SERVICES, EVOLVE WITH THE LATEST TECHNOLOGY, AND ALIGN WITH BEST PRACTICES, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Health Care Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

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**H.B. 609**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, referred to the **Rules and Operations of the Senate Committee** on April 17.

The bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 704** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 74** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC INSTRUCTION TO CARRY FORWARD FUNDS FOR THE ANONYMOUS SAFETY TIP LINE APPLICATION TO SUPPORT STATEWIDE SCHOOL SAFETY INITIATIVES AND INFRASTRUCTURE, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Finance Committee** 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 The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Erica D. Smith, Senator from Northampton County, as follows:

“Dear God, we ask you to lift us up and plant our feet on higher ground. As we go through this moment and this hour of decision-making, we pray that you put a spirit of civility and reconciliation in our hearts. Lord, give us discernment and humility, empathy and humanity, but most of all, give us the willingness to put the common good of people above the special interests of politics. These and all other blessings we ask in your name. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Friday, August 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Ballard, Senator Bishop, Senator Burgin, Senator Fitch, Senator Gunn, Senator B. Jackson, Senator J. Jackson, Senator Marcus, and Senator Searcy.

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*The Chair extends privileges of the floor to Kelsey Sain from Raleigh, North Carolina, who is serving the Senate as Nurse of the Day.*

### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Wednesday, August 21:

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

### **CONFERENCE REPORT WITHDRAWN FROM CONSIDERATION**

Senator Sanderson, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 553** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, withdraws the Conference Report submitted on August 14.

### **CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 361** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT, ALLOW LICENSED MARRIAGE AND FAMILY THERAPISTS TO CONDUCT FIRST-LEVEL COMMITMENT EXAMINATIONS, ELIMINATE REDUNDANCY IN ADULT CARE HOME INSPECTIONS, RAISE AWARENESS OF LUPUS AND CREATE THE LUPUS ADVISORY COUNCIL, ENSURE THE PROPER ADMINISTRATION OF STEP THERAPY PROTOCOLS, ENSURE EQUAL COVERAGE FOR ORAL ANTICANCER DRUGS, MODERNIZE MEDICAID TELEMEDICINE POLICIES, INCREASE ACCESS TO TELEHEALTH SERVICES, AND CREATE THE NORTH CAROLINA HEALTHCARE SOLUTIONS TASK FORCE, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Krawiec, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-40) and the House of Representatives is notified by special message.

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**H.B. 99** (Conference Report), A BILL TO BE ENTITLED AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS AND ALSO TO MOVE THE BOXING ADVISORY COMMISSION TO THE DEPARTMENT OF COMMERCE, TO RENAME IT THE BOXING COMMISSION, AND TO GIVE IT RULE-MAKING AUTHORITY, for adoption.

Upon motion of Senator Sanderson, the Senate adopts the Conference Report (40-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 370**, AN ACT TO REQUIRE COMPLIANCE WITH IMMIGRATION DETAINERS AND ADMINISTRATIVE WARRANTS.

**H.B. 597**, AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION.

**H.B. 604**, AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS RETIREMENT OPTIONS.

Upon motion of Senator Hise, seconded by Senator Tillman, the Senate adjourns at 4:21 p.m., in memory of Marian M. Tillman, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, August 21, at 9:30 a.m.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Hise for the **Redistricting and Elections Committee**:

**H.B. 55**, A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF ALEXANDER COUNTY, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10702, which changes the title to read **H.B. 55** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF CLEVELAND COUNTY, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 822** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE STATE PLAN FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE TO ENSURE THE STATE DEVELOPS A COMPREHENSIVE PLAN THAT PROVIDES A MISSION, A VISION, GOALS, OBJECTIVES, OVERSIGHT, AND ACCOUNTABILITY FOR THE BEHAVIORAL HEALTH CARE SYSTEM IN THIS STATE.

Referred to the **Rules and Operations of the Senate Committee**.

**APPOINTMENT OF CONFERENCE COMMITTEES**

**H.B. 126** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill No. 2 for H.B. 126 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Brown, Chair; Senator Harrington and Senator B. Jackson as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

**H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill No. 2 for H.B. 226 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Brown, Chair; Senator Harrington and Senator B. Jackson as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

**H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH

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CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill for H.B. 777 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Brown, Chair; Senator Harrington and Senator B. Jackson as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 20, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 681 House Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM; TO GIVE COUNTIES ADDITIONAL FLEXIBILITY WITH REGARD TO THE LOCAL OPTION SALES AND USE TAX WITHOUT INCREASING THE EXISTING MAXIMUM TAX RATE; AND TO EXPAND ELIGIBILITY FOR UTILITY ACCOUNT FUNDS, and requests conferees, Speaker Moore has appointed:

Representative McNeill, Chair  
Representative Howard  
Representative Hunter and  
Representative Hurley

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on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED THIRTEENTH DAY

Senate Chamber  
Wednesday, August 21, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Warren Daniel, Senator from Burke County.

Without objection, the Senate recesses at 9:36 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

### RECESS

### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives  
August 21, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 537 House Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT, TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT, AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; AND TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, THE STATE CONSUMER

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AND FAMILY ADVISORY COMMITTEE, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP, and requests conferees, Speaker Moore has appointed:

Representative Dobson, Chair  
Representative White and  
Representative Lambeth

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 555** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO MEDICAID AND NC HEALTH CHOICE TELEMEDICINE AND TELEPSYCHIATRY POLICIES TO FACILITATE INCREASED ACCESS TO SERVICES, EVOLVE WITH THE LATEST TECHNOLOGY, AND ALIGN WITH BEST PRACTICES, referred to the **Health Care Committee** on August 20, with a sequential referral to the **Rules and Operations of the Senate Committee**.

A sequential referral to the **Finance Committee** is added between the existing referrals.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

**H.B. 609**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN MODIFICATIONS TO THE GENERAL STATUTES IN ORDER TO FACILITATE IMPLEMENTATION OF THE LEGISLATION KNOWN AS RAISE THE AGE, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30510, which changes the title to read **H.B. 609** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO STATE ADULT CORRECTIONAL FACILITY EMPLOYEES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

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**CONFERENCE REPORT**

Senator Tillman, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 621** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S621-PCCS35344-TC-6.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 621** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO MAKE VARIOUS TECHNICAL AND CLARIFYING CHANGES RELATED TO EDUCATION LAWS.

The Conference Report is placed on the calendar of Monday, August 26, for adoption.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 21, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 199 House Committee Substitute No. 2 (7th Edition)**, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY INCREASING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, TO EXTEND THE STATUTE OF LIMITATIONS FOR A CIVIL ACTION FOR CHILD SEXUAL ABUSE SO THAT A PLAINTIFF HAS UNTIL AGE THIRTY-EIGHT TO COMMENCE AN ACTION, AND TO REQUIRE TRAINING ON CHILD SEX ABUSE AND SEX TRAFFICKING FOR SCHOOL PERSONNEL, and requests conferees, Speaker Moore has appointed:

Representative Riddell, Chair  
Representative Davis  
Representative Torbett  
Representative B. Turner and  
Representative Beasley

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

August 21, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 21, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 458 House Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ESTABLISHING A JOINT LEGISLATIVE TASK FORCE ON SUDDEN CARDIAC ARREST IN STUDENT ATHLETES; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, and requests conferees, Speaker Moore has appointed:

Representative Potts, Chair  
Representative Lambeth  
Representative Dobson and  
Representative White

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by the Lieutenant Governor, as follows:

“Heavenly Father, we thank you for this day. We thank you for your grace and your mercy and your abundance on our lives and on our state. We thank you for this opportunity to serve the people of North Carolina. May we do it with great mercy and compassion and wisdom. In Christ’s name, Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, August 20, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

August 21, 2019

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Berger, Senator Bishop, Senator Britt, Senator Clark, Senator Fitch, Senator Garrett, Senator Gunn, Senator B. Jackson, Senator Marcus, Senator Mohammed, Senator Nickel, Senator Peterson, Senator Rabon, Senator Searcy, and Senator Wells.

*The Chair extends privileges of the floor to Denise Isibel from Southport, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 99**, AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS AND ALSO TO MOVE THE BOXING ADVISORY COMMISSION TO THE DEPARTMENT OF COMMERCE, TO RENAME IT THE BOXING COMMISSION, AND TO GIVE IT RULE-MAKING AUTHORITY.

**H.B. 554**, AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES.

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Hise, the following bills are withdrawn from today's calendar and placed on the calendar of Monday, August 26:

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

### CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

**S.B. 353** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET AND TO CLARIFY CERTAIN SEPTIC TANK SETBACKS, for concurrence in the House Committee Substitute bill, upon second reading.

August 21, 2019

Upon motion of Senator McInnis, the House Committee Substitute bill passes its second reading, by roll-call vote, ayes 34, noes 0, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Blue, Brown, Burgin, Chaudhuri, Daniel, D. Davis, J. Davis, deViere, Edwards, Ford, Foushee, Gallimore, Harrington, Hise, Horner, J. Jackson, Johnson, Krawiec, Lowe, McInnis, McKissick, Newton, Perry, Robinson, Sanderson, Sawyer, Smith, Steinburg, Tillman, Van Duyn, Waddell and Woodard---34.

Voting in the negative: None.

The House Committee Substitute bill remains on the calendar for Thursday, August 22, for concurrence upon third reading.

Upon motion of Senator Hise, seconded by Senator Harrington, the Senate adjourns at 4:17 p.m., in honor of Ryan Burchwell, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, August 22, at 9:30 a.m.

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Krawiec for the **Health Care Committee**:

**H.B. 918**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ABUSE, NEGLECT, AND DEPENDENCY LAWS TO ENSURE THE SAFETY OF CHILDREN IN OUT-OF-HOME PLACEMENTS, EXPEDITE THE GOAL OF PERMANENCY FOR CHILDREN UNDER THREE YEARS OF AGE WHO HAVE BEEN REMOVED FROM THE HOME, CREATE A PRESUMPTION THAT FOSTER PARENTS WITH WHOM A CHILD UNDER THREE YEARS OF AGE HAS LIVED CONTINUOUSLY FOR NINE MONTHS ARE DEEMED NONRELATIVE KIN, AND CREATE AN AGGRAVATING CIRCUMSTANCE FOR THE EXPOSURE TO NONMEDICAL, CONTROLLED SUBSTANCES IN UTERO, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30511, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Judiciary Committee**.

**H.B. 555** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO MEDICAID AND NC HEALTH CHOICE TELEMEDICINE AND TELEPSYCHIATRY POLICIES TO FACILITATE INCREASED ACCESS TO SERVICES, EVOLVE WITH THE LATEST TECHNOLOGY, AND ALIGN WITH BEST PRACTICES, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

August 21, 2019



Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10705, which changes the title to read **H.B. 555** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 206**, AN ACT TO MAKE CHANGES TO LAWS RELATED TO TRANSPORTATION. (Became law upon approval of the Governor, August 21, 2019 - S.L. 2019-199)

**H.B. 217**, AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD; REPEAL THE REQUIREMENT THAT CABLE SERVICE PROVIDERS MUST PROVIDE CABLE SERVICE WITHOUT CHARGE TO A PUBLIC BUILDING LOCATED WITHIN 125 FEET OF THE PROVIDER'S CABLE SYSTEM; CREATE THE INFORMATION TECHNOLOGY STRATEGY BOARD; REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS; AND CLARIFY THE AUTHORITY OF THE STATE CHIEF INFORMATION OFFICER TO MAKE PERSONNEL DECISIONS RELATING TO EMPLOYEES OF THE DEPARTMENT OF INFORMATION TECHNOLOGY. (Became law upon approval of the Governor, August 21, 2019 - S.L. 2019-200)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED FOURTEENTH DAY

Senate Chamber  
Thursday, August 22, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

August 22, 2019

Prayer is offered by The Honorable Ralph Hise, Senator from Mitchell County, as follows:

“Dear heavenly Father, God, we thank you for the opportunities that you’ve given us this week. And we thank you for the blessings that you have poured out upon us, this state, and this nation. God, we ask that you be with us as we travel home, and grant us your protection as we travel back next week as we continue to try to wrap up this session. Be with us all, and give us your wisdom so that we may show your glory. And these things we ask in the only authority under heaven, the name of Jesus Christ. Amen.”

Senator Brown announces that the Senate Journal of Wednesday, August 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator B. Jackson, seconded by Senator Brown, the Senate adjourns at 9:48 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, August 26, at 2:00 p.m.

#### **REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 55** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF CLEVELAND COUNTY, with a favorable report.

**S.B. 690**, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILL, with a favorable report.

By Senator Brown for the **Rules and Operations of the Senate Committee:**

**H.B. 609** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO STATE ADULT CORRECTIONAL FACILITY EMPLOYEES, with a favorable report.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

August 22, 2019

**H.B. 555** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, referred to the **Finance Committee** on August 21, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

#### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Newton for the **Finance Committee**:

**H.B. 74** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC INSTRUCTION TO CARRY FORWARD FUNDS FOR THE ANONYMOUS SAFETY TIP LINE APPLICATION TO SUPPORT STATEWIDE SCHOOL SAFETY INITIATIVES AND INFRASTRUCTURE, 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, 30512, which changes the title to read **H.B. 74** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SEND A TAX REFUND TO TAXPAYERS WITH A NET NORTH CAROLINA TAX LIABILITY FOR 2018 AND MAKE OTHER CONFORMING CHANGES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 704** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN PROVIDER AND PATIENT RIGHTS REGARDING HEALTH BENEFIT PLAN CONTRACTS FOR THE PROVISION OF DENTAL SERVICES, 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, 40514, which changes the title to read **H.B. 704** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 555** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 50096, is adopted and engrossed.

August 22, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 22, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that **H.B. 370 (Ratified)**, AN ACT TO REQUIRE COMPLIANCE WITH IMMIGRATION DETAINERS AND ADMINISTRATIVE WARRANTS, was vetoed by Governor Roy Cooper on August 21, 2019 and was returned to the House of Representatives with the attached veto message.

Respectfully,  
S/ James White  
Principal Clerk

*The Governor's objections and veto message can be found in the Addendum.*

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 22, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that **H.B. 645 (Ratified)**, AN ACT TO REVISE THE OUTDOOR ADVERTISING LAWS, was vetoed by Governor Roy Cooper on August 22, 2019 and was returned to the House of Representatives with the attached veto message.

Respectfully,  
S/ James White  
Principal Clerk

*The Governor's objections and veto message can be found in the Addendum.*

**SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following special messages are received from the House of Representatives:

August 22, 2019

**S.B. 559** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 600** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS AND PUBLIC SAFETY ANSWERING POINT MODIFICATIONS, for concurrence in the House Committee Substitute bill.

**S.B. 315** (House Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, for concurrence in the House Committee Substitute bill No. 4.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 522** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, referred to the **Education/Higher Education Committee** on August 7.

The House Committee Substitute bill No. 2 is withdrawn from the **Education/Higher Education Committee** and placed on the calendar of Monday, August 26.

Pursuant to Senator B. Jackson’s motion to adjourn having prevailed, the Senate stands adjourned.

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August 22, 2019

**ONE HUNDRED FIFTEENTH DAY**

Senate Chamber  
Monday, August 26, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Without objection, the Senate recesses at 2:00 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 7:00 p.m.

**RECESS****MESSAGE FROM THE GOVERNOR**

A vetoed bill, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

***Senate Bill 438.*** "An Act to Modify the Implementation of the North Carolina Read to Achieve Program in Order to Attain Statewide Reading Proficiency by the Third Grade."

Teaching children to read well is a critical goal for their future success, but recent evaluations show that Read to Achieve is ineffective and costly. A contract dispute over the assessment tool adds to uncertainty for educators and parents. This legislation tries to put a Band-Aid on a program where implementation has clearly failed.

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 the 23rd day of August 2019, at 4:05 p.m., for reconsideration by that body.

*Senator Rabon orders the bill, together with the Governor's objections and veto message, referred to the **Rules and Operations of the Senate Committee**.*

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

August 26, 2019

By Senator Rabon for the **Rules and Operations of the Senate Committee:**

**H.B. 74** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SEND A TAX REFUND TO TAXPAYERS WITH A NET NORTH CAROLINA TAX LIABILITY FOR 2018 AND MAKE OTHER CONFORMING CHANGES, with a favorable report.

**H.B. 704** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, with a favorable report.

### CONFERENCE REPORT

Senator Rabon, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 449** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A “KEEPING THE LIGHTS ON” SPECIAL REGISTRATION PLATE AND A “POW/MIA BRING THEM HOME” SPECIAL REGISTRATION PLATE, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H449-PCCS10704-SU-7.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **H.B. 449** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES.

The Conference Report is placed on the calendar of Tuesday, August 27, for adoption.

The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for this day, and we thank you for the cooler weather. We thank you for the rain you sent our way. We pray that you will guide and direct us here tonight. Bless our staff. Bless us, and give us wisdom and knowledge, Father. In Jesus’ name, Amen.”

Senator Rabon announces that the Senate Journal of Thursday, August 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

August 26, 2019

The Chair grants leaves of absence for today to Senator Berger, Senator Bishop, Senator J. Davis, Senator Edwards, Senator McInnis, Senator Sawyer, and Senator Tillman.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 353** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET AND TO CLARIFY CERTAIN SEPTIC TANK SETBACKS, for concurrence upon third reading.

Upon motion of Senator Rabon, the Senate concurs in the House Committee Substitute bill on its third reading, by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, deViere, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Searcy, Smith, Steinburg, Van Duyn, Waddell, Wells and Woodard---43.

Voting in the negative: None.

The House Committee Substitute bill is ordered enrolled and sent to the Governor.

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, the following bills are withdrawn from today's calendar and placed on the calendar of Tuesday, August 27:

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

**S.B. 559** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF "MULTIYEAR RATE PLAN" AND "BANDING OF AUTHORIZED RETURN" MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES, for concurrence in the House Committee Substitute bill No. 2.

### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, all bills that pass the Senate this week will be sent to the House of Representatives by special message.

August 26, 2019



**CALENDAR** *(continued)*

**H.B. 55** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF CLEVELAND COUNTY, upon second reading.

The Senate Committee Substitute bill passes its second reading and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 555** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, upon second reading.

Senator Krawiec offers Amendment No. 1, which is adopted (43-0).

The Senate Committee Substitute bill No. 2, as amended, passes its second reading, by roll-call vote, ayes 22, noes 21, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Britt, Brown, Burgin, Daniel, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Newton, Perry, Rabon, Sanderson, Steinburg and Wells---22.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard---21.

The Senate Committee Substitute bill No. 2, as amended, remains on the calendar for Tuesday, August 27, upon third reading.

**S.B. 690**, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILL, upon second reading.

The bill passes its second reading (43-0) and, without objection, is read a third time.

Senator Rabon offers Amendment No. 1, which is adopted (43-0).

The bill, as amended, passes its third reading (43-0) and is ordered engrossed and sent to the House of Representatives by special message.

**H.B. 609** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO STATE ADULT CORRECTIONAL FACILITY EMPLOYEES, upon second reading.

Senator Brown offers Amendment No. 1, which is adopted (43-0).

The Senate Committee Substitute bill, as amended, passes its second reading (43-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

August 26, 2019

**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY, upon second reading.

Senator Rabon offers Amendment No. 1, which is adopted (43-0) and changes the title to read, **H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY AND CLARIFY JUDICIAL STANDARDS COMMISSION PROCEDURES.

The Senate Committee Substitute bill, as amended, passes its second reading (31-12) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 522** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Ballard, the Senate fails to concur in the House Committee Substitute bill No. 2 (0-43) and the House of Representatives is notified by special message.

**S.B. 600** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS AND PUBLIC SAFETY ANSWERING POINT MODIFICATIONS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator D. Davis, the Senate concurs in the House Committee Substitute bill (43-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 621** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO MAKE VARIOUS TECHNICAL AND CLARIFYING CHANGES RELATED TO EDUCATION LAWS, for adoption.

Upon motion of Senator Horner, the Senate adopts the Conference Report (43-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Rabon, seconded by Senator Gunn, the Senate adjourns at 8:09 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, August 27, at 9:30 a.m.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 26, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 621 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO MAKE VARIOUS TECHNICAL AND CLARIFYING CHANGES RELATED TO EDUCATION LAWS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 621 earlier today, the bill is ordered enrolled and sent to the Governor.*

### **CONFERENCE REPORTS**

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 126** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING CERTIFICATE OF NEED LAWS, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H126-PCCS10706-LR-4.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **H.B. 126** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO THE LAW ENFORCEMENT OFFICERS OF THE STATE HIGHWAY PATROL.

The Conference Report is placed on the calendar of Tuesday, August 27, for adoption.

August 26, 2019

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 226** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H226-PCCS30514-LR-7.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **H.B. 226** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR THE 2019-2021 FISCAL BIENNIUM TO AWARD PUBLIC EMPLOYEE BENEFITS INCREASES AND LEGISLATIVELY MANDATED SALARY INCREASES TO STATE EMPLOYEES.

The Conference Report is placed on the calendar of Tuesday, August 27, for adoption.

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 777** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM; TO MAKE CHANGES TO THE UNCLAIMED PROPERTY STATUTES; TO REQUIRE STRESS TESTING FOR THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, AS RECOMMENDED BY THE PEW FOUNDATION; TO MAKE TECHNICAL CORRECTIONS TO THE LAWS PERTAINING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE NORTH CAROLINA NATIONAL GUARD PENSION FUND, THE NORTH CAROLINA PUBLIC SCHOOL TEACHERS' AND PROFESSIONAL EDUCATORS' INVESTMENT PLAN, AND THE NORTH CAROLINA STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES; TO IMPROVE VIABILITY OF THE WATER AND WASTEWATER SYSTEMS OF CERTAIN UNITS OF LOCAL GOVERNMENT BY REQUIRING LOCAL GOVERNMENT COMMISSION APPROVAL OF GRANT APPLICATIONS; TO REQUIRE CERTAIN WATER AND WASTEWATER SYSTEMS TO UNDERGO A REVIEW OF INFRASTRUCTURE MANAGEMENT, ORGANIZATIONAL MANAGEMENT, AND FINANCIAL MANAGEMENT; TO CREATE THE VIABLE UTILITY RESERVE TO PROVIDE GRANT MONEY FOR LOCAL GOVERNMENT UNITS; TO PROVIDE A STATUTORY PROCESS FOR MERGER AND DISSOLUTION OF WATER AND WASTEWATER SYSTEMS ESTABLISHED UNDER CHAPTER 162A OF THE GENERAL STATUTES; TO PROMOTE THE IMPORTANCE OF INTERLOCAL AGREEMENTS TO THE OPERATION OF WATER AND WASTEWATER SYSTEMS; AND TO STUDY SUB-BASIN TRANSFERS AND HISTORICAL CHARTERS, submits a Conference Report for adoption.

August 26, 2019

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H777-PCCS40515-LR-5.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **H.B. 777** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO LAW ENFORCEMENT OFFICERS OF THE STATE BUREAU OF INVESTIGATION AND ALCOHOL LAW ENFORCEMENT.

The Conference Report is placed on the calendar of Tuesday, August 27, for adoption.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 230**, AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR CHILDREN OF MEMBERS OF THE ARMED FORCES OF THE UNITED STATES; TO PROVIDE THAT THE PROGRAM EVALUATION DIVISION SHALL STUDY WAYS IN WHICH TO IMPROVE THE ABILITY OF MILITARY-TRAINED APPLICANTS AND MILITARY SPOUSES TO BECOME LICENSED BY OCCUPATIONAL LICENSING BOARDS IN THE STATE; TO AUTHORIZE A LOCAL DIRECTOR OF SOCIAL SERVICES TO DETERMINE IF A JUVENILE WHO IS ALLEGED TO HAVE BEEN ABUSED, NEGLECTED, OR DEPENDENT HAS AN ASSOCIATION WITH THE MILITARY AND TO SHARE THAT INFORMATION WITH THE APPROPRIATE MILITARY AUTHORITIES, WHEN APPLICABLE; TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN WARTIME VETERANS SCHOLARSHIPS; AND TO CHARGE CERTAIN VETERANS AND OTHER INDIVIDUALS THE IN-STATE TUITION RATE. (Became law upon approval of the Governor, August 23, 2019 - S.L. 2019-201)

**S.B. 86**, AN ACT TO ESTABLISH STANDARDS FOR ASSOCIATION HEALTH PLANS AND MULTIPLE EMPLOYER WELFARE ARRANGEMENTS. (Became law without the approval of the Governor, August 26, 2019 - S.L. 2019-202)

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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August 26, 2019

**ONE HUNDRED SIXTEENTH DAY**

Senate Chamber  
Tuesday, August 27, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:34 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 2:00 p.m.

**RECESS****ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 353**, AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET AND TO CLARIFY CERTAIN SEPTIC TANK SETBACKS.

**S.B. 600**, AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS AND PUBLIC SAFETY ANSWERING POINT MODIFICATIONS.

**S.B. 621**, AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO MAKE VARIOUS TECHNICAL AND CLARIFYING CHANGES RELATED TO EDUCATION LAWS.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 511** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, TO ALLOW ELIGIBLE PRISONERS SENTENCED FOR DRUG TRAFFICKING OFFENSES TO BE RELEASED EARLY ON POST-RELEASE SUPERVISION, AND TO AUTHORIZE THE COLLECTION OF CRIMINAL JUSTICE DATA, referred to the **Rules and Operations of the Senate Committee** on July 10.

The Senate Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Judiciary Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

August 27, 2019

**APPOINTMENT OF AN ADDITIONAL CONFEREE**

Senator Berger, President *Pro Tempore*, appoints Senator Brown as an additional conferee on the part of the Senate to resolve the differences arising between the Senate and the House of Representatives on **S.B. 681** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM; TO GIVE COUNTIES ADDITIONAL FLEXIBILITY WITH REGARD TO THE LOCAL OPTION SALES AND USE TAX WITHOUT INCREASING THE EXISTING MAXIMUM TAX RATE; AND TO EXPAND ELIGIBILITY FOR UTILITY ACCOUNT FUNDS. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

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 beautiful day. We want to thank you for this beautiful state of North Carolina and its beautiful people. Heavenly Father, we thank you for the opportunity that you have blessed us with to work together in the North Carolina Senate. We thank you for the armed forces that we have, who guard our freedoms. But most of all, heavenly Father, we want to thank you for your grace. We don’t deserve your grace, and we cannot earn it. Do not let us take your grace for granted. Please bless us, heavenly Father, as we go forward. It is in Jesus’ name we pray. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, August 26, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator J. Davis, Senator Sawyer, and Senator Tillman.

*The Chair extends privileges of the floor to Michelle Skipper from Greenville, North Carolina, who is serving the Senate as Nurse of the Day.*

**MOTION RELATIVE TO THE CALENDAR**

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

August 27, 2019

Upon motion of Senator Rabon, the Committee Substitute bill No. 2 is withdrawn from today's calendar and placed on the calendar of Wednesday, August 28.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

*Upon motion of Senator Rabon, **H.B. 74** and **H.B. 704** are withdrawn from the regular order of business and placed at the end of today's calendar.*

**H.B. 555** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, as amended, upon third reading.

The Senate Committee Substitute bill No. 2, as amended, passes its third reading, by roll-call vote, ayes 25, noes 20, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Britt, Brown, Burgin, Daniel, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Rabon, Sanderson, Steinburg and Wells---25.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard---20.

The Senate Committee Substitute bill No. 2, as amended, is ordered engrossed and sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill No. 2.

**S.B. 559** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF "MULTIYEAR RATE PLAN" AND "BANDING OF AUTHORIZED RETURN" MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES, for concurrence in the House Committee Substitute bill No. 2.

*Pursuant to Rule 29, Senator McKissick's excuse from voting, requested on Thursday, May 2, remains in effect.*

*Upon the appearance of Senator Bishop in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.*

*The Chair grants a leave of absence for the remainder of today's session to Senator deViere.*

Upon motion of Senator Hise, the Senate fails to concur in the House Committee Substitute bill No. 2 (14-31) and the House of Representatives is notified by special message.



*Senator Phil Berger, President Pro Tempore, relinquishes the gavel to The Honorable Ralph Hise, Deputy President Pro Tempore, who presides.*

**H.B. 126** (Conference Report), A BILL TO BE ENTITLED AN ACT AWARDING LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO THE LAW ENFORCEMENT OFFICERS OF THE STATE HIGHWAY PATROL, for adoption.

Upon motion of Senator Harrington, the Senate adopts the Conference Report (46-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**H.B. 226** (Conference Report), A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR THE 2019-2021 FISCAL BIENNIUM TO AWARD PUBLIC EMPLOYEE BENEFITS INCREASES AND LEGISLATIVELY MANDATED SALARY INCREASES TO STATE EMPLOYEES, for adoption.

Upon motion of Senator Brown, the Senate adopts the Conference Report (46-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**H.B. 449** (Conference Report), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES, for adoption.

Upon motion of Senator Rabon, the Senate adopts the Conference Report (46-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**H.B. 777** (Conference Report), A BILL TO BE ENTITLED AN ACT AWARDING LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO LAW ENFORCEMENT OFFICERS OF THE STATE BUREAU OF INVESTIGATION AND ALCOHOL LAW ENFORCEMENT, for adoption.

Upon motion of Senator B. Jackson, the Senate adopts the Conference Report (46-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**H.B. 74** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SEND A TAX REFUND TO TAXPAYERS WITH A NET NORTH CAROLINA TAX LIABILITY FOR 2018 AND MAKE OTHER CONFORMING CHANGES, upon second reading.

August 27, 2019

The Senate Committee Substitute bill passes its second reading (30-16) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 704** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, upon second reading.

The Senate Committee Substitute bill passes its second reading (44-2) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

Upon motion of Senator Berger, seconded by Senator Johnson, the Senate adjourns at 3:23 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, August 28, at 9:30 a.m.

### CONFERENCE REPORT

Senator Sanderson, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 553** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S553-PCCS45356-RIx-1.

The Proposed Conference Committee Substitute is ruled to be material, which constitutes first reading, and the Conference Report is placed on the calendar of Wednesday, August 28, upon second reading.

### APPOINTMENT OF CONFERENCE COMMITTEES

**S.B. 361** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT, ALLOW LICENSED MARRIAGE AND FAMILY THERAPISTS TO CONDUCT FIRST-LEVEL COMMITMENT EXAMINATIONS, ELIMINATE REDUNDANCY IN ADULT CARE HOME INSPECTIONS, RAISE AWARENESS OF LUPUS AND CREATE THE LUPUS ADVISORY COUNCIL, ENSURE THE PROPER ADMINISTRATION OF STEP THERAPY PROTOCOLS, ENSURE EQUAL COVERAGE FOR ORAL ANTICANCER DRUGS, MODERNIZE MEDICAID TELEMEDICINE POLICIES, INCREASE ACCESS TO TELEHEALTH SERVICES, AND CREATE THE NORTH CAROLINA HEALTHCARE SOLUTIONS TASK FORCE.

August 27, 2019

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 361 on August 20, Senator Berger, President *Pro Tempore*, appoints Senator Hise, Chair; Senator Krawiec, Senator Burgin and Senator Perry as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**S.B. 522** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 522 on August 26, Senator Berger, President *Pro Tempore*, appoints Senator Ballard, Chair; Senator Horner, Senator Tillman and Senator D. Davis as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**S.B. 559** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 559 earlier today, Senator Berger, President *Pro Tempore*, appoints Senator Rabon, Chair; Senator Hise, Senator Blue, Senator Fitch and Senator Newton as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

**S.B. 682** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME, for concurrence in the House Committee Substitute bill No. 2.

August 27, 2019

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 99**, AN ACT TO ESTABLISH ALCOHOL LAW ENFORCEMENT AS A SEPARATE DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY AND TO CLARIFY THE JURISDICTION AND PRIMARY RESPONSIBILITIES OF ALCOHOL LAW-ENFORCEMENT AGENTS AND ALSO TO MOVE THE BOXING ADVISORY COMMISSION TO THE DEPARTMENT OF COMMERCE, TO RENAME IT THE BOXING COMMISSION, AND TO GIVE IT RULE-MAKING AUTHORITY. (Became law upon approval of the Governor, August 27, 2019 - S.L. 2019-203)

**H.B. 597**, AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE WILDLIFE RESOURCES COMMISSION. (Became law upon approval of the Governor, August 27, 2019 - S.L. 2019-204)

**H.B. 604**, AN ACT TO CREATE THE JOINT LEGISLATIVE STUDY COMMITTEE ON SMALL BUSINESS RETIREMENT OPTIONS. (Became law upon approval of the Governor, August 27, 2019 - S.L. 2019-205)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED SEVENTEENTH DAY**

Senate Chamber  
Wednesday, August 28, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

**RECESS****SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

August 28, 2019

House of Representatives  
August 27, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 559 House Committee Substitute No. 2 (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES, and requests conferees, Speaker Moore has appointed:

Representative Howard, Chair  
Representative Lewis  
Representative Floyd  
Representative Bumgardner  
Representative Saine and  
Representative Strickland

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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 27, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 361 House Committee Substitute No. 2 (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO ENACT THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT, ALLOW LICENSED MARRIAGE AND FAMILY THERAPISTS TO CONDUCT FIRST-LEVEL COMMITMENT EXAMINATIONS, ELIMINATE REDUNDANCY IN ADULT CARE HOME INSPECTIONS, RAISE AWARENESS OF LUPUS AND CREATE THE LUPUS ADVISORY COUNCIL, ENSURE THE PROPER ADMINISTRATION OF STEP THERAPY PROTOCOLS, ENSURE EQUAL COVERAGE FOR ORAL ANTICANCER DRUGS, MODERNIZE MEDICAID TELEMEDICINE POLICIES, INCREASE ACCESS TO TELEHEALTH SERVICES, AND CREATE THE NORTH CAROLINA HEALTHCARE SOLUTIONS TASK FORCE, and requests conferees, Speaker Moore has appointed:

August 28, 2019

Representative Dobson, Chair  
Representative Lambeth  
Representative White and  
Representative Potts

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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 28, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 126 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO THE LAW ENFORCEMENT OFFICERS OF THE STATE HIGHWAY PATROL.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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 28, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 226 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS FOR THE 2019-2021 FISCAL BIENNIUM TO AWARD PUBLIC EMPLOYEE BENEFITS INCREASES AND LEGISLATIVELY MANDATED SALARY INCREASES TO STATE EMPLOYEES.

August 28, 2019

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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 28, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 449 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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 28, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 777 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT AWARDING LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO LAW ENFORCEMENT OFFICERS OF THE STATE BUREAU OF INVESTIGATION AND ALCOHOL LAW ENFORCEMENT.

August 28, 2019

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Bob Steinburg, Senator from Chowan County, as follows:

“Heavenly Father, you alone know all that is in our hearts and all that we desire and hope for the people of North Carolina. When we look to you, and when we keep our eyes always upon you, the results of anything we do are always better than if we strive to do them based on our own perceived strengths. We ask you for your wisdom, to always keep our eyes upon you in all that we do in the Senate, in the General Assembly, and in our daily lives. For we know that when we take our focus off of you we can fall terribly short. We pray for your grace and mercy to strengthen our focus on you that we may always be in awe of you, the one who blesses our work with better results than we could ever hope to obtain for ourselves. And we pray that you will keep us steadfast in our focus so that in the end all of the glory will be given to you. In the holy name of our Lord and Savior Jesus Christ we pray. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, August 27, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Bishop, Senator Edwards, Senator Peterson, and Senator Sawyer.

*The Chair extends privileges of the floor to Ann Kreibick from Sanford, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILLS

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 55, AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF CLEVELAND COUNTY.**

August 28, 2019



The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 126**, AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO THE LAW ENFORCEMENT OFFICERS OF THE STATE HIGHWAY PATROL.

**H.B. 226**, AN ACT APPROPRIATING FUNDS FOR THE 2019-2021 FISCAL BIENNIUM TO AWARD PUBLIC EMPLOYEE BENEFITS INCREASES AND LEGISLATIVELY MANDATED SALARY INCREASES TO STATE EMPLOYEES.

**H.B. 449**, AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES.

**H.B. 609**, AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO STATE ADULT CORRECTIONAL FACILITY EMPLOYEES.

**H.B. 777**, AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO LAW ENFORCEMENT OFFICERS OF THE STATE BUREAU OF INVESTIGATION AND ALCOHOL LAW ENFORCEMENT.

#### CONFERENCE REPORT

Senator Rabon, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 574** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA GAMING COMMISSION, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S574-PCCS35345-ST-1.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 574** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY THE STATUS OF SPORTS BETTING AND WHETHER OR NOT TO ESTABLISH A GAMING COMMISSION.

Upon motion of Senator Rabon, the Conference Report is placed on the end of today's calendar, for adoption.

#### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

August 28, 2019

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, upon second reading.

Senator T. Alexander offers Amendment No. 1, which is adopted (45-0).

The Committee Substitute bill No. 2, as amended, passes its second reading (45-0).

Senator Brown objects to third reading of the measure. Pursuant to Rule 50, the Chair orders the Committee Substitute bill No. 2, as amended, placed on the calendar of Thursday, August 29, upon third reading.

**S.B. 682** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Daniel, the Senate concurs in the House Committee Substitute bill No. 2 (45-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 553** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, upon second reading.

Upon motion of Senator Sanderson, the Conference Report passes its second reading, by roll-call vote, ayes 30, noes 15, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Rabon, Sanderson, Searcy, Steinburg, Wells and Woodard---30.

Voting in the negative: Senators Blue, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Robinson, Smith, Tillman, Van Duyn and Waddell--15.

The Conference Report remains on the calendar for Thursday, August 29, for adoption upon third reading.

**S.B. 574** (Conference Report), A BILL TO BE ENTITLED AN ACT TO STUDY THE STATUS OF SPORTS BETTING AND WHETHER OR NOT TO ESTABLISH A GAMING COMMISSION, for adoption.

Upon motion of Senator Gunn, the Senate adopts the Conference Report (44-1).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Hise, seconded by Senator Sanderson, the Senate adjourns at 5:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, August 29, at 10:00 a.m.

August 28, 2019

**CONFERENCE REPORT**

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 458** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ESTABLISHING A JOINT LEGISLATIVE TASK FORCE ON SUDDEN CARDIAC ARREST IN STUDENT ATHLETES; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, submits a Conference Report for adoption.

Upon adoption, the Conference Report will change the title to read, **S.B. 458** (Conference Report), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES.

The Conference Report is placed on the calendar of Tuesday, September 10, for adoption.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**S.B. 270** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, for concurrence in the House Committee Substitute bill No. 2.

**S.B. 683** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS, TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, AND TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS AND TO TEMPORARILY AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION, for concurrence in the House Committee Substitute bill.

**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:

August 28, 2019

**H.B. 55**, AN ACT RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF CLEVELAND COUNTY. (Became law upon ratification, August 28, 2019 - S.L. 2019-206)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED EIGHTEENTH DAY

Senate Chamber  
Thursday, August 29, 2019

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 Carl Ford, Senator from Rowan County, as follows:

"Father, we thank you for this day, and thank you for your love and mercy. Lord, we thank you for this beautiful weather we are having. We pray that you will give everyone the needed rest in the coming days so that we can get back here and get to work. Father, we thank you for all you do for us. In Jesus' name, Amen."

Senator Ford announces that the Senate Journal of Wednesday, August 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 682**, AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME.

**H.B. 555**, AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES.

Upon motion of Senator Ford, seconded by Senator Berger, the Senate adjourns at 10:08 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Friday, August 30, at 9:30 a.m.

August 29, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
August 29, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 553** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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 29, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 458** (Conference Report), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

August 29, 2019

House of Representatives  
August 29, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 574** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY THE STATUS OF SPORTS BETTING AND WHETHER OR NOT TO ESTABLISH A GAMING COMMISSION.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 574 on Wednesday, August 28, the bill is ordered enrolled and sent to the Governor.*

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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#### ONE HUNDRED NINETEENTH DAY

Senate Chamber  
Friday, August 30, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Jim Burgin, Senator from Harnett County.

Prayer is offered by Senator Burgin, as follows:

“Dear Lord, thank you so much for this beautiful day. Lord, we pray for our friends in Florida as they prepare for the storm that is coming. We pray that you protect them, protect their property, and be with all the first responders and all the folks that are going to be trying to make sure they help people and save lives. Lord, in a perfect day, we'd ask that you'd turn that storm and send it back out to sea. Lord, you'll give us the mercy and the grace to deal with the things and that you will equip us, so we pray for that. Also, we pray for this body, Lord. I pray for each member of the Senate and their families. Be with them as they enjoy some time away from this place. Be with all of the staff and the wonderful job they do. Lord, I pray for our Governor. I pray that you just protect him and his family and give him wisdom and rest over this weekend. Just continue to be with this state as we deal with a lot of issues that are important to a lot of people. We ask all this in your Son Jesus' name. Amen.”

August 30, 2019

Senator Ford announces that the Senate Journal of Thursday, August 29, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 574, AN ACT TO STUDY THE STATUS OF SPORTS BETTING AND WHETHER OR NOT TO ESTABLISH A GAMING COMMISSION.**

Upon motion of Senator Ford, seconded by Senator Burgin, the Senate adjourns at 9:35 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, September 3, at 2:00 p.m.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 554, AN ACT TO MODIFY FUNERAL SERVICE AND CREMATORY LICENSES AND PRACTICES.** (Became law upon approval of the Governor, August 30, 2019 - S.L. 2019-207)

**H.B. 609, AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO STATE ADULT CORRECTIONAL FACILITY EMPLOYEES.** (Became law upon approval of the Governor, August 30, 2019 - S.L. 2019-208)

**H.B. 226, AN ACT APPROPRIATING FUNDS FOR THE 2019-2021 FISCAL BIENNIUM TO AWARD PUBLIC EMPLOYEE BENEFITS INCREASES AND LEGISLATIVELY MANDATED SALARY INCREASES TO STATE EMPLOYEES.** (Became law upon approval of the Governor, August 30, 2019 - S.L. 2019-209)

**H.B. 126, AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO THE LAW ENFORCEMENT OFFICERS OF THE STATE HIGHWAY PATROL.** (Became law upon approval of the Governor, August 30, 2019 - S.L. 2019-210)

**H.B. 777, AN ACT AWARDED LEGISLATIVELY MANDATED SALARY INCREASES AND SPECIAL ANNUAL LEAVE TO LAW ENFORCEMENT OFFICERS OF THE STATE BUREAU OF INVESTIGATION AND ALCOHOL LAW ENFORCEMENT.** (Became law upon approval of the Governor, August 30, 2019 - S.L. 2019-211)

August 30, 2019

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED TWENTIETH DAY**

Senate Chamber  
Tuesday, September 3, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

“Father, we thank you for this beautiful day you’ve given us. We pray that you will protect us in this state and the other states as this storm comes our way. God, watch over us. Give us safety, mercy, and grace, Father. In Jesus’ name, Amen.”

Senator Burgin announces that the Senate Journal of Friday, August 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 Burgin, seconded by Senator Ford, the Senate adjourns at 2:01 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Friday, September 6, at 10:00 a.m.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
September 3, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that **H.B. 555 (Ratified)**, AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, was vetoed by Governor Roy Cooper on August 30, 2019 and was returned to the House of Representatives with the attached veto message.

Respectfully,  
S/ James White  
Principal Clerk

*The Governor's objections and veto message can be found on pg. 939.*

September 3, 2019



Pursuant to Senator Burgin's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED TWENTY-FIRST DAY**

Senate Chamber  
Friday, September 6, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Jim Burgin, Senator from Harnett County.

Prayer is offered by Senator Burgin, as follows:

"Dear Lord, thank you so much for protecting us during this storm. We still pray for all the folks along the coast that are dealing with the aftermath, and some of them are still dealing with a lot of the bands right now. So we pray for them, pray for their safety, pray for their property. Lord, it could have been so much worse. You have the perfect plan, and, Lord, we acknowledge that. We thank you, and again thank you for protecting us and protecting our families. Lord, continue to be with them. We also pray for the state, pray for emergency workers that have been working all the last two or three nights and the weeks before getting ready. Thank you for the local folks, the police and everyone else that's been on duty. Especially be with all the people with the power companies as they are out getting power back on in communities. Protect them and be with them as they are away from their families. Lord, we also pray for this body, all the folks that work in this building. Lord, we pray for all of our state employees. I continue to pray for the Governor, Lord, give him wisdom, and I pray for his health and for his family. Bless this time. We ask this in your son Jesus' name. Amen."

Senator Ford announces that the Senate Journal of Tuesday, September 3, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Ford, seconded by Senator Burgin, the Senate adjourns at 10:04 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Monday, September 9, at 9:15 a.m.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

September 6, 2019

House of Representatives  
September 5, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 522 House Committee Substitute No. 2 (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, and requests conferees, Speaker Moore has appointed:

Representative Elmore, Chair  
Representative L. Johnson  
Representative Horn and  
Representative Brockman

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

#### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**H.B. 29** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS, referred to the **Rules and Operations of the Senate Committee** on May 6.

The Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**H.B. 75** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DEVELOPMENT OF A MENTAL HEALTH SCREENING PROCESS FOR CHILDREN IN NORTH CAROLINA PUBLIC SCHOOLS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SCHOOL SAFETY, referred to the **Rules and Operations of the Senate Committee** on March 7.

September 6, 2019

The Committee Substitute bill No. 2 is re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

#### **MODIFICATION TO A 2019-2020 SENATE COMMITTEE**

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, makes the following standing committee membership change:

Senator Newton is appointed as Co-Chair of the **Redistricting and Elections Committee**.

#### **CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 621**, AN ACT TO REDUCE TESTING ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO MAKE VARIOUS TECHNICAL AND CLARIFYING CHANGES RELATED TO EDUCATION LAWS. (Became law upon approval of the Governor, September 4, 2019 - S.L. 2019-212)

**H.B. 449**, AN ACT TO AUTHORIZE THE ISSUANCE OF HANDICAPPED LICENSE PLATES TO A REGISTERED VEHICLE OWNER THAT IS THE GUARDIAN OR PARENT OF A HANDICAPPED PERSON AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE VARIOUS SPECIAL REGISTRATION PLATES. (Became law upon approval of the Governor, September 4, 2019 - S.L. 2019-213)

**S.B. 600**, AN ACT PROVIDING THAT CHILDREN OF WARTIME VETERANS RECEIVING A CLASS I-A, I-B, OR IV SCHOLARSHIP MAY USE THOSE FUNDS TO COVER THE COST OF SHORT-TERM WORKFORCE TRAINING COURSES LEADING TO INDUSTRY CREDENTIALS AND PUBLIC SAFETY ANSWERING POINT MODIFICATIONS. (Became law upon approval of the Governor, September 4, 2019 - S.L. 2019-214)

**S.B. 353**, AN ACT TO ALLOW FOR THE LAYING OFF OF A CARTWAY OF UP TO THIRTY FEET AND TO CLARIFY CERTAIN SEPTIC TANK SETBACKS. (Became law upon approval of the Governor, September 4, 2019 - S.L. 2019-215)

**S.B. 682**, AN ACT TO IMPLEMENT THE CONSTITUTIONAL AMENDMENT TO PROVIDE BETTER PROTECTIONS AND SAFEGUARDS TO VICTIMS OF CRIME. (Became law upon approval of the Governor, September 4, 2019 - S.L. 2019-216)

**S.B. 574**, AN ACT TO STUDY THE STATUS OF SPORTS BETTING AND WHETHER OR NOT TO ESTABLISH A GAMING COMMISSION. (Became law upon approval of the Governor, September 4, 2019 - S.L. 2019-217)

September 6, 2019

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED TWENTY-SECOND DAY**

Senate Chamber  
Monday, September 9, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for this day, and we thank you for your everlasting love and mercy that lasts forever. We pray that you will continue to help those folks in the eastern part of our state as they recover from the storm. We thank you for all that you do here today. Guide and direct us. In Jesus’ name, Amen.”

Senator T. Alexander announces that the Senate Journal of Friday, September 6, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Tillman, seconded by Senator Harrington, the Senate adjourns at 9:21 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene Tuesday, September 10, at 9:30 a.m.

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**ONE HUNDRED TWENTY-THIRD DAY**

Senate Chamber  
Tuesday, September 10, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 4:00 p.m.

**RECESS**

September 9, 2019

**RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of bills as follows:

**H.B. 29** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS, referred to the **Appropriations/Base Budget Committee** on September 6, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

**H.B. 75** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DEVELOPMENT OF A MENTAL HEALTH SCREENING PROCESS FOR CHILDREN IN NORTH CAROLINA PUBLIC SCHOOLS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SCHOOL SAFETY, referred to the **Appropriations/Base Budget Committee** on September 6, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

**MODIFICATION TO A 2019-2020 SENATE COMMITTEE**

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, makes the following standing committee membership changes:

Senator Rabon is removed from the **Redistricting and Elections Committee**.

Senator Ford is appointed to the **Redistricting and Elections Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“God, we recognize that with the government upon your shoulders we can pray and approach you as the great judge of the universe and offer our petitions, and today I have three. First, God, we lift up to you all who have been affected and afflicted by hurricane Dorian. We petition you on behalf of all the families who have suffered loss of loved ones and property that your hand be upon them. And, God, we ask that through the many acts of kindness and selfless service by volunteers, first responders, linemen and others, that your kindness might be demonstrated and that your peace prevail upon our battered countryside. And then, God, as we approach the anniversary of 9/11 tomorrow, remember those who lost their lives and the families and those who selflessly risked and lost their lives helping others. We petition you for continued healing of our country so that, God, may ‘our country tis of thee’ continue to be the ‘land of sweet liberty.’ We plead your favor and blessings upon it and upon the various governments you

September 10, 2019

have instituted. And then finally, God, we petition you as the wonderful counselor to counsel Senator Gladys Robinson in the time of her loss of her mother, Sarah Ashe. We place our firm trust and knowledge that any person who has accepted Christ into their heart, shall upon leaving this morose and sometimes sullen bounds of this earth and in this life, behold you in your awesome glory, face to face, in the next life. So we pray for your comfort and peace. Enfold Senator Robinson and her family now and in the days of transition ahead. And now we invite you, Lord, into all of our proceedings, both within and without this chamber, and we pray you establish justice and righteousness through us, your servants, in all we undertake. In Christ's name I pray. Amen."

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Monday, September 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Brown, Senator Rabon, and Senator Robinson.

### **MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Berger, the following bills are withdrawn from today's calendar and placed on the calendar of Wednesday, September 11:

**S.B. 683** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS, TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, AND TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS AND TO TEMPORARILY AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION, for concurrence in the House Committee Substitute bill.

**S.B. 458** (Conference Report), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, for adoption.

### **FILING OF A BILL**

Upon motion of Senator Berger, without objection, Senate Rule 40.2 is suspended to allow for the filing today of a bill with the short title, "Emergency Operating Funds for Utilities."

### **CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

September 10, 2019

**S.B. 270** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, for concurrence in House Committee Substitute bill No. 2, upon second reading.

Upon motion of Senator McKissick, the House Committee Substitute bill No. 2 passes its second reading, by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---46.

Voting in the negative: None.

The House Committee Substitute bill No. 2 remains on the calendar for Wednesday, September 11, for concurrence upon third reading.

**H.B. 283** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY, as amended, upon third reading.

The Committee Substitute bill No. 2, as amended, passes its third reading (46-0) and is ordered sent to the House of Representatives, for concurrence in Senate Amendment No. 1.

**S.B. 553** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, for adoption upon third reading.

The Senate adopts the Conference Report on its third reading, by roll-call vote, ayes 32, noes 14, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Britt, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Sanderson, Sawyer, Searcy, Steinburg, Tillman, Wells and Woodard---32.

Voting in the negative: Senators Blue, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Peterson, Smith, Van Duyn and Waddell---14.

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

*Pursuant to the message received on Thursday, August 29, that the House of Representatives adopted the Conference Report for S.B. 553, the bill is ordered enrolled and sent to the Governor.*

September 10, 2019

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

**H.B. 29** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS, 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, 10710, is adopted and engrossed.

**H.B. 75** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DEVELOPMENT OF A MENTAL HEALTH SCREENING PROCESS FOR CHILDREN IN NORTH CAROLINA PUBLIC SCHOOLS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON SCHOOL SAFETY, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40519, which changes the title to read **H.B. 75** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SCHOOL SAFETY, REQUIRE AN ANNUAL REPORT ON SCHOOL RESOURCE OFFICERS, ESTABLISH CERTAIN SCHOOL SAFETY GRANTS PROGRAMS, REQUIRE THE DEVELOPMENT OF A RECOMMENDED SCHOOL MENTAL HEALTH CRISIS RESPONSE PROGRAM, REQUIRE ANNUAL REPORTS ON SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, EXPRESS THE INTENTION OF THE GENERAL ASSEMBLY THAT ADDITIONAL FUNDS PROVIDED FOR INSTRUCTIONAL SUPPORT PERSONNEL BE USED TO FUND ADDITIONAL SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY AND REPORT ON SCHOOL PSYCHOLOGIST AND SCHOOL COUNSELOR POSITIONS, AND PROVIDE FOR EIGHT ADDITIONAL AGENTS OF THE STATE BUREAU OF INVESTIGATION TO SUPPORT THE BEHAVIORAL THREAT ASSESSMENT PROGRAM, CONSISTENT WITH THE PROVISIONS OF THE CONFERENCE COMMITTEE SUBSTITUTE AND COMMITTEE REPORT FOR HOUSE BILL 966 OF THE 2019 REGULAR SESSION, is adopted and engrossed.

**A SENATORIAL STATEMENT**

Senator Fitch submits a Senatorial Statement, entitled, "**HONORING DR. JAMES EDWARD CHEEK, SR.**" (See Appendix for full text.)

**POINT OF PERSONAL PRIVILEGE**

Upon motion of Senator Fitch, his remarks honoring Dr. James Edward Cheek, Sr., are spread upon the Journal as follows:

September 10, 2019



“Ladies and gentlemen of the Senate, on your desks you will find a senatorial statement—a statement honoring Dr. James Edward Cheek, Sr. Dr. Cheek was a North Carolinian, born in Roanoke Rapids, North Carolina. Before he was seventeen years of age, he was licensed and ordained as a minister of the gospel. He was a veteran serving in the Korean War. He received his Bachelor of Arts degree in History and Sociology from Shaw University. He went on to teach at the seminary at Virginia Union after having received his undergrad degree from Shaw, his master’s degree from Colgate, and his doctoral degree from Drew University. In 1963 he was chosen to be the president of Shaw University. He then went on to become the president of Howard University in Washington, D.C. During his tenure as president in Washington, D.C. at Howard, that university grew by leaps and bounds as far as population of students, faculty, budget, etc. By the time Dr. Cheek finished his job at Howard University, that institution had over 400 million dollars with a 3,500 increase in their student population. President Reagan gave the highest citizenship award that a citizen of this country could have, and that is the Presidential Medal of Freedom. We’d have to stand here all day long to talk about all the doctorate awards, degrees, and citations that he received. North Carolina is a better place because of Dr. James Cheek. Senator Davis, he was a proud member of the United States Air Force, I know you take that very particular. But it is because of citizens like Dr. Cheek that North Carolina has been great and will continue to be great. The Old North State is where this man came from, and I would ask that the Senatorial Statement be spread upon the Journal and that the remarks be recorded. If it is your pleasure, sir, I believe that Dr. Cheek’s son may be present with us in the gallery, if you would recognize him at the appropriate time.”

Upon motion of Senator Berger, seconded by Senator J. Davis, the Senate adjourns at 4:29 p.m., in memory of Dr. James Edward Cheek, Sr., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Wednesday, September 11, at 9:30 a.m.

### CONFERENCE REPORT

Senator J. Davis, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 211** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H211-PCCS40518-SU-6.

The Conference Report is placed on the calendar of Wednesday, September 11, for adoption.

Pursuant to Senator Berger’s motion to adjourn having prevailed, the Senate stands adjourned.

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September 10, 2019

**ONE HUNDRED TWENTY-FOURTH DAY**

Senate Chamber  
Wednesday, September 11, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:33 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of conference reports, to reconvene at 4:00 p.m.

**RECESS****INTRODUCTION OF A BILL**

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Perry and D. Davis (Primary Sponsors):

**S.B. 691**, A BILL TO BE ENTITLED AN ACT TO ALLOW EMERGENCY FUNDING FROM THE WATER AND WASTEWATER RESERVES TO COVER OPERATING DEFICITS INCURRED BY CERTAIN PUBLIC WATER AND WASTEWATER SYSTEMS.

Referred to the **Appropriations/Base Budget Committee**.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
September 11, 2019

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. 555 (Ratified)**, AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, 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

September 11, 2019

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*House Bill 555, "An Act to Appropriate Funds for the Implementation of Medicaid Transformation and to Make Other Medicaid Transformation-Related Changes."*

Passing mini-funding bills that simply divvy up the vetoed Republican budget is a tactic to avoid a comprehensive budget that provides for health care and other important needs like education. Health care is an area where North Carolina needs us to do more, and to do it comprehensively.

Therefore, I veto the bill.

S/ Roy Cooper  
Governor

The bill, having been vetoed, is returned to the Clerk of the North Carolina Senate [*sic*] on this the 30th day of August 2019, at 4:12 p.m., for reconsideration by that body.

*The bill, together with the Governor's objections and veto 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  
September 11, 2019

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. 966 (Ratified)**, AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, 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

September 11, 2019

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*House Bill 966, "An Act to Make Base Budget Appropriations for Current Operations of State Agencies, Departments, and Institutions."*

This is a bad budget with the wrong priorities. We should be investing in public schools, teacher pay and health care instead of more tax breaks for corporations.

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 28th day of June 2019, at 1:55 p.m., for reconsideration by that body.

*The bill, together with the Governor's objections and veto message, is referred to the **Rules and Operations of the Senate Committee.***

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 691**, A BILL TO BE ENTITLED AN ACT TO ALLOW EMERGENCY FUNDING FROM THE WATER AND WASTEWATER RESERVES TO COVER OPERATING DEFICITS INCURRED BY CERTAIN PUBLIC WATER AND WASTEWATER SYSTEMS, referred to the **Appropriations/Base Budget Committee** earlier today.

A sequential referral to the **Rules and Operations of the Senate Committee** is added.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Harrington for the **Appropriations/Base Budget Committee**:

**S.B. 691**, A BILL TO BE ENTITLED AN ACT TO ALLOW EMERGENCY FUNDING FROM THE WATER AND WASTEWATER RESERVES TO COVER OPERATING DEFICITS INCURRED BY CERTAIN PUBLIC WATER AND WASTEWATER SYSTEMS, with a favorable report.

Pursuant to Rule 43, the bill is re-referred to the **Rules and Operations of the Senate Committee.**

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

September 11, 2019

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Father, in the performance of our duties in this chamber we follow many rules, we have many discussions, we apply many formulas to get to where we need to be. But there is one aspect of ruling that we must never forget—that we make you the center of every rule, every discussion, and the primary component of every formula. Then and only then will our efforts be found pleasing in your sight. Lord, help us as we ponder and discuss and make laws that affect every citizen in this state because we need your guidance and not only men’s wisdom. We ask these things in Jesus’ name. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, September 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bishop, Senator Brown, Senator J. Davis, Senator Rabon, and Senator Robinson.

### **ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 553**, AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.

### **MOTION RELATIVE TO THE CALENDAR**

**S.B. 458** (Conference Report), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, for adoption.

Upon motion of Senator Berger, the Conference Report is withdrawn from today’s calendar and placed on the calendar of Thursday, September 12.

### **CONVEYANCE OF BILLS**

Upon motion of Senator Berger, without objection, all bills that pass the Senate today will be sent to the House of Representatives by special message.

### **CALENDAR**

Bills on today’s calendar are taken up and disposed of as follows:

September 11, 2019

**S.B. 270** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM, for concurrence upon third reading.

The Senate concurs in the House Committee Substitute bill No. 2 on its third reading, by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Burgin, Chaudhuri, Clark, Daniel, D. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---45.

Voting in the negative: None.

The House Committee Substitute bill No. 2 is ordered enrolled.

**H.B. 29** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS, upon second reading.

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**H.B. 75** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SCHOOL SAFETY, REQUIRE AN ANNUAL REPORT ON SCHOOL RESOURCE OFFICERS, ESTABLISH CERTAIN SCHOOL SAFETY GRANTS PROGRAMS, REQUIRE THE DEVELOPMENT OF A RECOMMENDED SCHOOL MENTAL HEALTH CRISIS RESPONSE PROGRAM, REQUIRE ANNUAL REPORTS ON SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, EXPRESS THE INTENTION OF THE GENERAL ASSEMBLY THAT ADDITIONAL FUNDS PROVIDED FOR INSTRUCTIONAL SUPPORT PERSONNEL BE USED TO FUND ADDITIONAL SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY AND REPORT ON SCHOOL PSYCHOLOGIST AND SCHOOL COUNSELOR POSITIONS, AND PROVIDE FOR EIGHT ADDITIONAL AGENTS OF THE STATE BUREAU OF INVESTIGATION TO SUPPORT THE BEHAVIORAL THREAT ASSESSMENT PROGRAM, CONSISTENT WITH THE PROVISIONS OF THE CONFERENCE COMMITTEE SUBSTITUTE AND COMMITTEE REPORT FOR HOUSE BILL 966 OF THE 2019 REGULAR SESSION, upon second reading.

The Senate Committee Substitute bill passes its second reading (45-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 683** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS, TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, AND TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS AND TO TEMPORARILY AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Hise, the Senate fails to concur in the House Committee Substitute bill (0-45) and the House of Representatives is notified by special message.

**H.B. 211** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE, for adoption.

Upon motion of Senator McInnis, the Senate adopts the Conference Report (45-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Berger, seconded by Senator Fitch, the Senate adjourns at 4:33 p.m., in memory of those who lost their lives on September 11, 2001, including the law enforcement officers, firefighters, and other first responders, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Thursday, September 12, at 9:00 a.m.

#### **SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following special messages are received from the House of Representatives:

**S.B. 118** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION (1) APPROPRIATING FUNDS TO THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE FOR PRISON SAFETY EQUIPMENT AND INFORMATION TECHNOLOGY SECURITY EQUIPMENT UPGRADES FOR PRISON MANDOWN TECHNOLOGY AND CAMERAS, (2) REQUIRING THE DEPARTMENT OF PUBLIC SAFETY TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY REGARDING THE DEPARTMENT'S PRISON REFORM INITIATIVES, (3) CLARIFYING THAT CERTAIN FUNDS IN HOUSE BILL 966 AND OTHER SALARY AND BENEFITS BILLS ENACTED IN 2019 ARE DESCRIBED AS DEPARTMENTAL RECEIPTS, AND (4) APPROVING THE 2019 TO 2022 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES STATE PLAN, for concurrence in the House Committee Substitute bill.

September 11, 2019

**S.B. 429** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE 2019 DISASTER RECOVERY ACT CONSISTENT WITH THE PROVISIONS OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION AND TO APPROPRIATE FUNDS, for concurrence in the House Committee Substitute bill.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED TWENTY-FIFTH DAY

Senate Chamber  
Thursday, September 12, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by Dr. Madhu Sharma, Duke University Hindu Chaplain, as follows:

“Om Saha Naav[au]---Avatu| Saha Nau Bhunaktu | Saha Viiryam Karavaavahai | Tejasvi Naav[au]-Adhiitam-Astu Maa Vidvissaavahai | Om Shaantih Shaantih Shaantih ||

“O God, please protect us and provide us with nourishment. Help us work together with great energy to make right decisions for all in our state of North Carolina. Help us use our intelligence for common good of people. God, help us collaborate so there is no animosity amongst us. Om, peace, peace, peace.”

From the *Krishna Yajur Veda Taittiriya Upanishad*

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, September 11, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator T. Alexander, Senator Ballard, Senator Bishop, Senator Burgin, Senator Rabon, Senator Robinson, Senator Smith, and Senator Steinburg.

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

September 12, 2019



**S.B. 270**, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM.

#### **MOTION RELATIVE TO THE CALENDAR**

**S.B. 458** (Conference Report), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, for adoption.

Upon motion of Senator Brown, the Conference Report is withdrawn from today's calendar and placed on the calendar of Monday, September 16.

#### **CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 118** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION (1) APPROPRIATING FUNDS TO THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE FOR PRISON SAFETY EQUIPMENT AND INFORMATION TECHNOLOGY SECURITY EQUIPMENT UPGRADES FOR PRISON MANDOWN TECHNOLOGY AND CAMERAS, (2) REQUIRING THE DEPARTMENT OF PUBLIC SAFETY TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY REGARDING THE DEPARTMENT'S PRISON REFORM INITIATIVES, (3) CLARIFYING THAT CERTAIN FUNDS IN HOUSE BILL 966 AND OTHER SALARY AND BENEFITS BILLS ENACTED IN 2019 ARE DESCRIBED AS DEPARTMENTAL RECEIPTS, AND (4) APPROVING THE 2019 TO 2022 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES STATE PLAN, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Krawiec, the Senate concurs in the House Committee Substitute bill (38-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 429** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE 2019 DISASTER RECOVERY ACT CONSISTENT WITH THE PROVISIONS OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION AND TO APPROPRIATE FUNDS, for concurrence in the House Committee Substitute bill.

*Upon the appearance of Senator Smith in the chamber, the Chair acknowledges her presence and the leave of absence granted previously is withdrawn.*

Upon motion of Senator B. Jackson, the Senate concurs in the House Committee Substitute bill (39-0) and the bill is ordered enrolled and sent to the Governor.

September 12, 2019

**WITHDRAWAL FROM A FUTURE CALENDAR**

**S.B. 458** (Conference Report), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES.

Upon motion of Senator Brown, the Conference Report is withdrawn from the calendar of Monday, September 16, and placed on today's calendar.

**CALENDAR** *(continued)*

**S.B. 458** (Conference Report), A BILL TO BE ENTITLED AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES, for adoption.

Upon motion of Senator Brown, the Senate adopts the Conference Report (40-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

*Pursuant to the message received on Thursday, August 29, that the House of Representatives adopted the Conference Report for S.B. 458, the bill is ordered enrolled and sent to the Governor.*

Upon motion of Senator Berger, seconded by Senator Harrington, the Senate adjourns at 9:26 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Friday, September 13, at 9:30 a.m.

**INTRODUCTION OF A BILL**

A bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senators Daniel, Hise, and Newton (Primary Sponsors):

**S.B. 692**, A BILL TO BE ENTITLED AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY.

Referred to the **Redistricting and Elections Committee**.

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

September 12, 2019

By Senator Brown for the **Rules and Operations of the Senate Committee:**

**S.B. 691**, A BILL TO BE ENTITLED AN ACT TO ALLOW EMERGENCY FUNDING FROM THE WATER AND WASTEWATER RESERVES TO COVER OPERATING DEFICITS INCURRED BY CERTAIN PUBLIC WATER AND WASTEWATER SYSTEMS, with a favorable report.

### **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. 270**, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF DURHAM. (Became law upon ratification, September 12, 2019 - S.L. 2019-218)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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### **ONE HUNDRED TWENTY-SIXTH DAY**

Senate Chamber  
Friday, September 13, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:37 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 1:00 p.m.

### **RECESS**

The Senate meets pursuant to recess and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Without objection, the Senate recesses at 1:09 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 4:00 p.m.

### **RECESS**

September 13, 2019

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 118**, AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION (1) APPROPRIATING FUNDS TO THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE FOR PRISON SAFETY EQUIPMENT AND INFORMATION TECHNOLOGY SECURITY EQUIPMENT UPGRADES FOR PRISON MANDOWN TECHNOLOGY AND CAMERAS, (2) REQUIRING THE DEPARTMENT OF PUBLIC SAFETY TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY REGARDING THE DEPARTMENT'S PRISON REFORM INITIATIVES, (3) CLARIFYING THAT CERTAIN FUNDS IN HOUSE BILL 966 AND OTHER SALARY AND BENEFITS BILLS ENACTED IN 2019 ARE DESCRIBED AS DEPARTMENTAL RECEIPTS, AND (4) APPROVING THE 2019 TO 2022 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES STATE PLAN.

**S.B. 429**, AN ACT TO ENACT THE 2019 DISASTER RECOVERY ACT CONSISTENT WITH THE PROVISIONS OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION AND TO APPROPRIATE FUNDS.

**S.B. 458**, AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES.

The Senate meets pursuant to recess and is called to order by Senator Ford of Rowan County.

Prayer is offered by Senator Ford, as follows:

“Father, we thank you for this day and a much cooler day today. And we thank you for the rain that’s coming to part of our state that’s really parched. We thank you for that. We thank you for your love and grace, Father. We pray that you will guide and direct us here today. In Jesus’ name, Amen.”

Senator Woodard announces that the Senate Journal of Thursday, September 12, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Woodard, seconded by Senator Ford, the Senate adjourns at 5:09 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene Monday, September 16, at 9:30 a.m.

September 13, 2019

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Daniel for the **Redistricting and Elections Committee**:

**S.B. 692**, A BILL TO BE ENTITLED AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY, with an unfavorable report as to the bill, but favorable as to the Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 15418, is adopted and engrossed.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
September 13, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that Representative White has been added as a conferee to **S.B. 199 House Committee Substitute No. 2 (7th Edition)**, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY INCREASING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM ONLINE PREDATORS, TO EXTEND THE STATUTE OF LIMITATIONS FOR A CIVIL ACTION FOR CHILD SEXUAL ABUSE SO THAT A PLAINTIFF HAS UNTIL AGE THIRTY-EIGHT TO COMMENCE AN ACTION, AND TO REQUIRE TRAINING ON CHILD SEX ABUSE AND SEX TRAFFICKING FOR SCHOOL PERSONNEL.

Respectfully,  
S/ James White  
Principal Clerk

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 1020** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY.

Referred to the **Redistricting and Elections Committee**.

Pursuant to Senator Woodard's motion to adjourn having prevailed, the Senate stands adjourned.

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September 13, 2019

**ONE HUNDRED TWENTY-SEVENTH DAY**

Senate Chamber  
Monday, September 16, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 7:00 p.m.

**RECESS**

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Father, we are grateful to be living in a democracy, where many play a part in making sure their needs and desires of the nation’s citizens are heard and met. As our leaders work together to find solutions for difficult problems, including drawing maps, consensus, redistricting—guide us, and help us to be respectful and to work with humility to one another. We ask all these blessings in your powerful name. And all the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Friday, September 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Britt, and Senator Rabon.

*The Chair extends courtesies of the floor to Ms. Robbie Worley of Worley Reporting, who is transcribing today’s session.*

*The Chair extends privileges of the floor to Karen Sorio McGowan, from Apex, North Carolina, who is serving the Senate as Nurse of the Day.*

**CONVEYANCE OF BILLS**

Upon motion of Senator Brown, without objection, all bills that pass the Senate today will be sent to the House of Representatives by special message.

**CALENDAR**

Bills on today’s calendar are taken up and disposed of as follows:

September 16, 2019

**S.B. 691**, A BILL TO BE ENTITLED AN ACT TO ALLOW EMERGENCY FUNDING FROM THE WATER AND WASTEWATER RESERVES TO COVER OPERATING DEFICITS INCURRED BY CERTAIN PUBLIC WATER AND WASTEWATER SYSTEMS, upon second reading.

The bill passes its second reading (47-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.B. 692** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY, upon second reading.

The Committee Substitute bill passes its second reading, ayes 38, noes 9, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Blue, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Marcus, McInnis, McKissick, Newton, Perry, Peterson, Robinson, Sanderson, Sawyer, Steinburg, Tillman, Waddell, Wells and Woodard---38.

Voting in the negative: Senators Bishop, Garrett, J. Jackson, Lowe, Mohammed, Nickel, Searcy, Smith and Van Duyn---9.

Without objection, the Committee Substitute bill is read a third time and passes its third reading, ayes 38, noes 9, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Blue, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Marcus, McInnis, McKissick, Newton, Perry, Peterson, Robinson, Sanderson, Sawyer, Steinburg, Tillman, Waddell, Wells and Woodard---38.

Voting in the negative: Senators Bishop, Garrett, J. Jackson, Lowe, Mohammed, Nickel, Searcy, Smith and Van Duyn---9.

The Committee Substitute bill is ordered sent to the House of Representatives by special message.

Upon motion of Senator Hise, seconded by Senator Bishop, the Senate adjourns at 8:16 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Tuesday, September 17, at 9:30 a.m.

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**ONE HUNDRED TWENTY-EIGHTH DAY**

Senate Chamber  
Tuesday, September 17, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

September 17, 2019

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 1:30 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father God, we love you and we praise you. Thank you that your mercy endureth forever. We can’t thank you enough for that. The parts of our state that are parched and need rains, please send the rain. We’d appreciate it, Lord. We thank you for all that you do for us. We can’t thank you enough. Guide and direct us here today in our thoughts, words, and deeds. In Jesus’ name, Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, September 16, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Britt, Senator Rabon, and Senator Sawyer.

### RESIGNATION OF A MEMBER

The Chair announces that Senator Dan Bishop of Senate District 39 has submitted his letter of resignation, effective September 17, 2019, at 12:00 p.m.

*The Chair extends courtesies of the floor to Ms. Robbie Worley of Worley Reporting, who is transcribing today’s session.*

*The Chair extends privileges of the floor to Leslie Gillispie, from Durham, North Carolina, who is serving the Senate as Nurse of the Day.*

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 29, AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS.**

September 17, 2019



**H.B. 75**, AN ACT TO APPROPRIATE FUNDS FOR SCHOOL SAFETY, REQUIRE AN ANNUAL REPORT ON SCHOOL RESOURCE OFFICERS, ESTABLISH CERTAIN SCHOOL SAFETY GRANTS PROGRAMS, REQUIRE THE DEVELOPMENT OF A RECOMMENDED SCHOOL MENTAL HEALTH CRISIS RESPONSE PROGRAM, REQUIRE ANNUAL REPORTS ON SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, EXPRESS THE INTENTION OF THE GENERAL ASSEMBLY THAT ADDITIONAL FUNDS PROVIDED FOR INSTRUCTIONAL SUPPORT PERSONNEL BE USED TO FUND ADDITIONAL SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY AND REPORT ON SCHOOL PSYCHOLOGIST AND SCHOOL COUNSELOR POSITIONS, AND PROVIDE FOR EIGHT ADDITIONAL AGENTS OF THE STATE BUREAU OF INVESTIGATION TO SUPPORT THE BEHAVIORAL THREAT ASSESSMENT PROGRAM, CONSISTENT WITH THE PROVISIONS OF THE CONFERENCE COMMITTEE SUBSTITUTE AND COMMITTEE REPORT FOR HOUSE BILL 966 OF THE 2019 REGULAR SESSION.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Newton for the **Redistricting and Elections Committee**:

**H.B. 1020** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY, with a favorable report.

Upon motion of Senator Hise, without objection, the rules are suspended and the Committee Substitute bill is placed on today's calendar.

#### **CALENDAR**

A bill on today's calendar is taken up and disposed of as follows:

**H.B. 1020** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY, upon second reading.

The Committee Substitute bill passes its second reading, ayes 24, noes 21, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Brown, Burgin, Daniel, J. Davis, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Sanderson, Steinburg, Tillman and Wells---24.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard---21.

September 17, 2019

Without objection, the Committee Substitute bill is read a third time and passes its third reading, ayes 24, noes 21, as follows:

Voting in the affirmative: Senators T. Alexander, Ballard, Berger, Brown, Burgin, Daniel, J. Davis, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Sanderson, Steinburg, Tillman and Wells---24.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Mohammed, Nickel, Peterson, Robinson, Searcy, Smith, Van Duyn, Waddell and Woodard---21.

The Committee Substitute bill is ordered enrolled.

Upon motion of Senator Hise, seconded by Senator Blue, the Senate adjourns at 2:17 p.m., in memory of Rev. Paul Sorrells, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Wednesday, September 18, at 10:30 a.m.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
September 17, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 211** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

### **ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 692**, AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY.

**H.B. 1020**, AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY.

September 17, 2019

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 692**, AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY. (Became law upon ratification, September 17, 2019 - S.L. 2019-219)

**H.B. 1020**, AN ACT TO COMPLY WITH ORDER OF THE COURT IN 18 CVS 014001, WAKE COUNTY. (Became law upon ratification, September 17, 2019 - S.L. 2019-220)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED TWENTY-NINTH DAY**

Senate Chamber  
Wednesday, September 18, 2019

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 Carl Ford, Senator from Rowan County, as follows:

"Father, we thank you for this day, and we thank you for everything you do for us. We pray that you will guide and direct us here today. We pray that you will protect our troops fighting for our freedoms around this country. And bless us here today as we do your business, Father. In Jesus' name, Amen."

Senator Perry announces that the Senate Journal of Tuesday, September 17, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

**ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 211**, AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE.

Upon motion of Senator Perry, seconded by Senator Lowe, the Senate adjourns at 10:35 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of committee members, to reconvene Thursday, September 19, at 10:30 a.m.

September 18, 2019

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following message is received from the House of Representatives:

**H.B. 935** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT VARIOUS PROVISIONS RELATED TO SOCIAL SERVICES REFORM AND TO REPEAL CERTAIN CHANGES TO THE ADOPTION LAWS.

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. 691**, AN ACT TO ALLOW EMERGENCY FUNDING FROM THE WATER AND WASTEWATER RESERVES TO COVER OPERATING DEFICITS INCURRED BY CERTAIN PUBLIC WATER AND WASTEWATER SYSTEMS.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
September 18, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 633 Senate Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY AND CLARIFY JUDICIAL STANDARDS COMMISSION PROCEDURES, and requests conferees. Speaker Moore has appointed:

Representative Faircloth, Chair  
Representative Davis  
Representative McNeill and  
Representative Richardson

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

September 18, 2019

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 29**, AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS. (Became law upon approval of the Governor, September 18, 2019 - S.L. 2019-221)

**H.B. 75**, AN ACT TO APPROPRIATE FUNDS FOR SCHOOL SAFETY, REQUIRE AN ANNUAL REPORT ON SCHOOL RESOURCE OFFICERS, ESTABLISH CERTAIN SCHOOL SAFETY GRANTS PROGRAMS, REQUIRE THE DEVELOPMENT OF A RECOMMENDED SCHOOL MENTAL HEALTH CRISIS RESPONSE PROGRAM, REQUIRE ANNUAL REPORTS ON SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, EXPRESS THE INTENTION OF THE GENERAL ASSEMBLY THAT ADDITIONAL FUNDS PROVIDED FOR INSTRUCTIONAL SUPPORT PERSONNEL BE USED TO FUND ADDITIONAL SCHOOL MENTAL HEALTH SUPPORT PERSONNEL, REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY AND REPORT ON SCHOOL PSYCHOLOGIST AND SCHOOL COUNSELOR POSITIONS, AND PROVIDE FOR EIGHT ADDITIONAL AGENTS OF THE STATE BUREAU OF INVESTIGATION TO SUPPORT THE BEHAVIORAL THREAT ASSESSMENT PROGRAM, CONSISTENT WITH THE PROVISIONS OF THE CONFERENCE COMMITTEE SUBSTITUTE AND COMMITTEE REPORT FOR HOUSE BILL 966 OF THE 2019 REGULAR SESSION. (Became law upon approval of the Governor, September 18, 2019 - S.L. 2019-222)

**S.B. 118**, AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION (1) APPROPRIATING FUNDS TO THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE FOR PRISON SAFETY EQUIPMENT AND INFORMATION TECHNOLOGY SECURITY EQUIPMENT UPGRADES FOR PRISON MANDOWN TECHNOLOGY AND CAMERAS, (2) REQUIRING THE DEPARTMENT OF PUBLIC SAFETY TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY REGARDING THE DEPARTMENT'S PRISON REFORM INITIATIVES, (3) CLARIFYING THAT CERTAIN FUNDS IN HOUSE BILL 966 AND OTHER SALARY AND BENEFITS BILLS ENACTED IN 2019 ARE DESCRIBED AS DEPARTMENTAL RECEIPTS, AND (4) APPROVING THE 2019 TO 2022 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES STATE PLAN. (Became law upon approval of the Governor, September 18, 2019 - S.L. 2019-223)

**S.B. 429**, AN ACT TO ENACT THE 2019 DISASTER RECOVERY ACT CONSISTENT WITH THE PROVISIONS OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION AND TO APPROPRIATE FUNDS. (Became law upon approval of the Governor, September 18, 2019 - S.L. 2019-224)

September 18, 2019

**S.B. 458**, AN ACT DESIGNATING POSTTRAUMATIC STRESS INJURY AWARENESS DAY IN NORTH CAROLINA; ADDRESSING PARENTAL CONSENT AND THE DISPOSITION OF FETAL REMAINS; AND AUTHORIZING ENGAGEMENT WITH THIRD-PARTY TOXICOLOGY LABORATORIES TO GUIDE RESOURCES. (Became law upon approval of the Governor, September 18, 2019 - S.L. 2019-225)

Pursuant to Senator Perry's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED THIRTIETH DAY**

Senate Chamber  
Thursday, September 19, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Jim Perry, Senator from Lenoir County.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

"Father, we praise you for this day and for your grace, mercy, and love. We thank you for the cooler weather you have sent our way. We pray that you will give us all traveling mercies home today. Thank you for everything. In Jesus' name, Amen."

Senator Ford announces that the Senate Journal of Wednesday, September 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.

Upon motion of Senator Ford, seconded by Senator Nickel, the Senate adjourns at 10:34 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of committee members, to reconvene Monday, September 23, at 2:00 p.m.

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**ONE HUNDRED THIRTY-FIRST DAY**

Senate Chamber  
Monday, September 23, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Jim Burgin, Senator from Harnett County.

September 19, 2019

Prayer is offered by Senator Burgin, as follows:

“Dear Lord, we thank you so much for this day and for the beautiful weekend we had and, Lord, for the blessings that you give us. I thank you for all the folks that work in this building, Lord. I ask for their protection. Thank you for them, Lord, and for the fine work that they do. I also ask you to be with all the members of the House and the Senate. Lord, I pray for the Governor of the state of North Carolina. Be with us this day; bless us. We ask this in your Son Jesus’ name. Amen.”

Senator Ford announces that the Senate Journal of Thursday, September 19, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### **MESSAGE FROM THE GOVERNOR**

A vetoed bill, together with the Governor’s objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

#### **GOVERNOR’S OBJECTIONS AND VETO MESSAGE**

*Senate Bill 553, “An Act to Provide Further Regulatory Relief to the Citizens of North Carolina.”*

Provisions in the legislation allowing trash receptacles in exit corridors could pose a fire safety risk for residents and emergency responders.

Also, this legislation could allow septic system permits to be issued that circumvent state septic system rules which can hurt public health and threaten clean water.

Both of these provisions threaten public health and safety.

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 the 20th day of September 2019, at 5:01 p.m., for reconsideration by that body.

*Senator Rabon orders the bill, together with the Governor’s objections and veto message, referred to the **Rules and Operations of the Senate Committee.***

Upon motion of Senator Ford, seconded by Senator Nickel, the Senate adjourns at 2:05 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of committee members, to reconvene Thursday, September 26, at 11:00 a.m.

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September 23, 2019

**ONE HUNDRED THIRTY-SECOND DAY**

Senate Chamber  
Thursday, September 26, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

“Father, we thank you for this day and this wonderful day you’ve given us. Lord, about three-fourths of our state badly needs rain, and we ask that you send it our way. We pray that you will bless everyone here today and give us all safe travels. We thank you and praise you for all you do. In Jesus’ name, Amen.”

Senator Burgin announces that the Senate Journal of Monday, September 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Burgin, seconded by Senator Ford, the Senate adjourns at 11:01 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of committee members, to reconvene Monday, September 30, at 4:00 p.m.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 181**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING, referred to the **Rules and Operations of the Senate Committee** on March 21.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee** and upon a favorable report will be re-referred to the **Rules and Operations of the Senate Committee**.

**CHAPTERED BILL**

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**S.B. 691**, AN ACT TO ALLOW EMERGENCY FUNDING FROM THE WATER AND WASTEWATER RESERVES TO COVER OPERATING DEFICITS INCURRED BY CERTAIN PUBLIC WATER AND WASTEWATER SYSTEMS. (Became law upon approval of the Governor, September 24, 2019 - S.L. 2019-226)

September 26, 2019



Pursuant to Senator Burgin's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED THIRTY-THIRD DAY

Senate Chamber  
Monday, September 30, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

"Dear heavenly Father, we thank thee for this day, and we thank you for the blessings you have bestowed upon us. Guide us and help us in all that we do and say. Let it be uplifting to the people of North Carolina and to your will. These blessings we ask in your name. And all the people said, 'Amen.'"

Senator Ford announces that the Senate Journal of Thursday, September 26, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Ford, seconded by Senator McKissick, the Senate adjourns at 4:04 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of committee members, to reconvene Tuesday, October 1, at 9:30 a.m.

### MODIFICATION TO A 2019-2020 SENATE COMMITTEE

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, makes the following standing committee membership changes:

Senator Ford is removed from the **Redistricting and Elections Committee**.

Senator Rabon is re-appointed to the **Redistricting and Elections Committee**.

### RE-REFERRAL OF BILLS

Senator Rabon orders the following bills withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

September 30, 2019

**H.B. 100**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS, referred to the **Rules and Operations of the Senate Committee** on August 6.

The bill is re-referred to the **Appropriations/Base Budget Committee**.

**H.B. 387** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, referred to the **Rules and Operations of the Senate Committee** on May 7.

The Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

#### CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 211**, AN ACT TO MAKE VARIOUS CHANGES TO MOTOR VEHICLE LAWS OF THE STATE. (Became law upon approval of the Governor, September 27, 2019 - S.L. 2019-227)

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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#### ONE HUNDRED THIRTY-FOURTH DAY

Senate Chamber  
Tuesday, October 1, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 4:00 p.m.

October 1, 2019

**RECESS****REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Tillman for the **Finance Committee**:

**H.B. 181**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF WALKERTOWN TO ALLOW THE TOWN TO ENACT CERTAIN PROCEDURES RELATED TO ZONING AND SPECIAL USE PERMITTING, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30521, which changes the title to read **H.B. 181** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**S.B. 315** (House Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, referred to the **Rules and Operations of the Senate Committee** on August 22.

The House Committee Substitute bill No. 4 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Agriculture/Environment/Natural Resources 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. 181** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, with a favorable report.

October 1, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 1, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to a Proclamation issued by Governor Roy Cooper on September 25, 2019, Perrin Jones, MD has been administered the oath of office as a Member of the House of Representatives for the remainder of the 2019-2020 General Assembly. Representative P. Jones has been seated to fill the vacancy created by the resignation of Representative Gregory F. Murphy, MD from the 9th District.

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  
October 1, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that Representative Saine has been removed as a conferee and Representative Bell has been added as a conferee to **S.B. 559 House Committee Substitute No. 2 (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF "MULTIYEAR RATE PLAN" AND "BANDING OF AUTHORIZED RETURN" MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES.

Respectfully,  
S/ James White  
Principal Clerk

The Senate meets pursuant to recess and is called to order by The Honorable Harry Brown, Senator from Onslow County.

October 1, 2019

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“Father, we join our spirits together with your Holy Spirit and pray that the world may recognize that we are united together in love because we are with you, who is perfect love, in whom to know him is life eternal. Bind our hearts together in love as we pray for whom will be all praise and glory forever and ever, that we would make good decisions today for truth, for honor, and glory. In whose name we pray. And all the people said, ‘Amen.’”

Senator Tillman announces that the Senate Journal of Monday, September 30, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Berger, Senator Britt, Senator Garrett, Senator Harrington, Senator Hise, Senator McInnis, Senator Perry, and Senator Rabon.

#### WITHDRAWAL FROM COMMITTEE

**S.B. 315** (House Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, referred to the **Agriculture/Environment/Natural Resources Committee** on October 1.

Pursuant to Rule 47(a), Senator Wells offers a motion that the House Committee Substitute bill No. 4 be withdrawn from the **Agriculture/Environment/Natural Resources Committee** and placed on today’s calendar, which motion prevails without objection, and the Chair so orders.

#### CALENDAR

A bill on today’s calendar is taken up and disposed of as follows:

**S.B. 315** (House Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, for concurrence in the House Committee Substitute bill No. 4.

Upon motion of Senator B. Jackson, the Senate fails to concur in the House Committee Substitute bill No. 4 (0-41) and the House of Representatives is notified by special message.

#### A SENATORIAL STATEMENT

Senator Nickel submits a Senatorial Statement, entitled, “**RECOGNIZING THE NEPALI COMMUNITY IN WAKE COUNTY.**” (See Appendix for full text.)

October 1, 2019

Upon motion of Senator B. Jackson, seconded by Senator J. Davis, the Senate adjourns at 4:17 p.m., in memory of Shirley Hise, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Wednesday, October 2, at 9:30 a.m.

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## ONE HUNDRED THIRTY-FIFTH DAY

Senate Chamber  
Wednesday, October 2, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 1:45 p.m.

### RECESS

### REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

**H.B. 100**, A BILL TO BE ENTITLED AN ACT TO REQUIRE TRAINING AND CERTIFICATION OF POLICE TELECOMMUNICATORS, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30523, which changes the title to read **H.B. 100** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE DEPARTMENT OF TRANSPORTATION, TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE DEPARTMENT, AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE DEPARTMENT, is adopted and engrossed.

**H.B. 387** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING RESTRICTIONS PROHIBITING ELECTRIC MEMBERSHIP CORPORATIONS AND THEIR SUBSIDIARIES FROM SEEKING FEDERAL GRANT FUNDS TO PROVIDE TELECOMMUNICATIONS AND BROADBAND SERVICES, AUTHORIZING SUCH CORPORATIONS AND THEIR WHOLLY OWNED SUBSIDIARIES TO USE EASEMENTS HELD

October 2, 2019

BY THE CORPORATIONS TO SUPPLY TELECOMMUNICATIONS AND BROADBAND SERVICES, AND PROVIDING FOR THE MANNER IN WHICH CLAIMS RELATED TO THE EXPANDED USE OF EASEMENTS BY SUCH CORPORATIONS SHALL BE RESOLVED, 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, 40522, which changes the title to read **H.B. 387** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 TO ENACT CHANGES TO THE GROWING RURAL ECONOMIES WITH ACCESS TO TECHNOLOGY PROGRAM AND TO PROVIDE FUNDING FOR THAT PROGRAM, is adopted and engrossed.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

Prayer is offered by The Honorable Ted Alexander, Senator from Cleveland County, as follows:

“Our dear Lord and heavenly Father, if we but touch the hem of your garment, if we reach out in faith and invite you into our hearts, we are healed. While we may suffer ailments here on earth, because that’s the nature of a fallen world, our ultimate healing comes when we leave this earthly place and awaken to the face of a new heaven, a new earth, a place that Jesus himself says, ‘I have planned for you.’ God, your daughter Shirley Hise has now entered into the place, her place, after the struggle on this earth. We rejoice in the promise and guarantee that you’ve made with those who reach out and touch your hand. Be now with Senator Hise and his entire family in the loss—in his sense of loss—as they mourn and as they feel the loss—the homesickness of being away from a mother and a grandmother and a friend. God, grant them the reassurance that they have that is for those who believe, it is only for a short time. God, bless this body and all who attend to it. Make our paths straight when the path seems crooked and our burdens feel light when the issues are heavy. In Christ’s holy name I pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Tuesday, October 1, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Edwards, Senator Harrington, Senator Hise, Senator B. Jackson, and Senator McInnis.

#### MESSAGE TO THE HOUSE OF REPRESENTATIVES

The Chair orders a message sent to the House of Representatives notifying that honorable body that, pursuant to **S.J.R. 687**, the Senate stands ready to repair to the Hall of the House of Representatives, there to sit in Joint Session to consider the confirmation of appointments by the Governor of members to the North Carolina State Board of Education.

October 2, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 2, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that pursuant to **S.J.R. 687 (Resolution 2019-14)**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, the House stands ready to receive your Honorable Body in Joint Session.

Respectfully,  
S/ James White  
Principal Clerk

Senator Berger offers a motion that, in accordance with **S.J.R. 687**, the Senate stand in recess to repair to the Hall of the House of Representatives, there to sit in Joint Session to consider the confirmation of appointments by the Governor of members to the North Carolina State Board of Education.

He further moves that upon the dissolution of the Joint Session, the Senate stand in recess, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene in the Senate Chamber at 4:00 p.m.

The President declares the Senate in recess at 2:02 p.m. The Senate, preceded by its officers, repairs to the Hall of the House of Representatives.

**JOINT SESSION**

With members of the House of Representatives standing, the Senate is received in the Hall of the House of Representatives.

The Honorable Tim Moore, Speaker of the House of Representatives, calls the Joint Session of the General Assembly to order.

*The Speaker relinquishes the gavel to The Honorable Dan Forest, Lieutenant Governor and President of the Senate, who presides.*

The roll of the members elected to the House of Representatives is called electronically to determine a quorum, and the following members answer the call:

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Representatives Adams, Ager, Autry, Ball, Beasley, Belk, Bell, Boles, Brewer, Brisson, Brody, Bumgardner, Butler, Clark, Cleveland, Conrad, Corbin, Dahle, Davis, Dixon, Everitt, Faircloth, Farmer-Butterfield, Fisher, Floyd, Fraley, Garrison, Goodwin, D. Hall, Hanig, Hardister, Harris, Harrison, Hastings, Hawkins, Holley, Horn, Howard, Hunt, Hunter, Hurley, Iler, Insko, Jackson, John, J. Johnson, L. Johnson, B. Jones, P Jones, Kidwell, Lambeth, Lewis, Lofton, Logan, Majeed, Martin, McElraft, McGrady, McNeely, McNeill, Meyer, Montgomery, Morey, Pierce, Pittman, Potts, Presnell, Queen, Quick, Richardson, Rogers, Ross, Russell, Sauls, Shepard, K. Smith, Speciale, Stevens, Szoka, Terry, Torbett, von Haefen, Warren, Willingham, Wray, Yarborough, and Zachary---87.

The President directs the clerk to call the roll of the members elected to the Senate to determine a quorum, and the following members answer the call:

Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Horner, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McKissick, Mohammed, Newton, Nickel, Perry, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---43.

With 130<sup>1</sup> members of the General Assembly answering the call of the roll, the President declares a quorum present and announces that the Joint Session shall proceed with the business for which it was convened.

The President announces that letters from Governor Roy Cooper, providing his appointees to the North Carolina State Board of Education, were received by the Senate and the House of Representatives on April 16, 2019, and March 21, 2019, respectively, and have been read on each chamber's floor.

### **CONSIDERATION OF GOVERNOR'S APPOINTMENTS TO THE NORTH CAROLINA STATE BOARD OF EDUCATION**

The President announces that, in accordance with Resolution 2019-14, the General Assembly meets in Joint Session today to consider confirmation of the Governor's appointees to the North Carolina State Board of Education. The Chair will entertain a motion from the floor to confirm the Governor's appointees. Discussion and debate will be permitted prior to the vote on the motion, and votes will be taken by all present members of the body before the tally is decided and announced.

Representative Lewis offers a motion that the General Assembly do confirm the Governor's appointments of John B. Buxton, James Wendell Hall, and Donna A. Tipton-Rogers to the North Carolina State Board of Education.

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<sup>1</sup>Speaker Moore was recorded as present after the call of the roll. The adjusted quorum total was 131.

Members elected to the Senate vote on the motion by call of the roll, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Horner, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McKissick, Mohammed, Newton, Nickel, Perry, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard.

Voting in the negative: None.

Members elected to the House of Representatives vote on the motion electronically, as follows:

Voting in the affirmative: Representatives Adcock, Ager, Alexander, Autry, Ball, Barnes, Batch, Beasley, Belk, Bell, Black, Boles, Brewer, Brisson, Brody, Bumgardner, Butler, Carney, Clark, Clemmons, Conrad, Corbin, Cunningham, Dahle, Davis, Dixon, Everitt, Faircloth, Farmer-Butterfield, Fisher, Floyd, Fraley, Galliard, Garrison, Goodwin, D. Hall, Hanig, Hardister, Harris, Harrison, Hawkins, Holley, Horn, Howard, Humphrey, Hunt, Hunter, Hurley, Iler, Insko, Jackson, Jarvis, John, J. Johnson, L. Johnson, B. Jones, P Jones, Lambeth, Lewis, Lofton, Logan, Majeed, Martin, McElraft, McGrady, McNeely, McNeill, Meyer, Montgomery, Moore, Morey, Pierce, Potts, Presnell, Queen, Quick, Richardson, Ross, Russell, Sauls, Shepard, C. Smith, K. Smith, R. Smith, Stevens, Strickland, Szoka, Terry, Torbett, B. Turner, von Haefen, Warren, White, Willingham, Wray, Yarborough, and Zachary.

Voting in the negative: Representatives Adams, Carter, Cleveland, Hastings, Kidwell, Pittman, Rogers, and Speciale.

With 140 members of the General Assembly having voted in the affirmative and 8 members in the negative, the motion is adopted, and the President announces that John B. Buxton, James Wendell Hall, and Donna A. Tipton-Rogers are confirmed by the General Assembly to the North Carolina State Board of Education, and the Governor will be notified.

The President announces that the business for which the Joint Session was convened has been completed, and he recognizes Speaker Moore for a motion.

Upon motion of Speaker Moore, seconded by Senator Berger, the Joint Session is dissolved at 2:21 p.m., and, pursuant to the motion prevailing earlier in the Senate, the Senate stands in recess, to reconvene in the Senate Chamber at 4:00 p.m.

### **RECESS**

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

October 2, 2019

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, without objection, the rules are suspended and the following bills are placed on today's calendar:

**H.B. 387** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 TO ENACT CHANGES TO THE GROWING RURAL ECONOMIES WITH ACCESS TO TECHNOLOGY PROGRAM AND TO PROVIDE FUNDING FOR THAT PROGRAM, upon second reading.

**H.B. 100** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE DEPARTMENT OF TRANSPORTATION, TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE DEPARTMENT, AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE DEPARTMENT, upon second reading.

### CONFERENCE REPORT

Senator Rabon, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 559** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF "MULTIYEAR RATE PLAN" AND "BANDING OF AUTHORIZED RETURN" MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S559-PCCS15422-RI-6.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 559** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND (2) AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING "MULTIYEAR RATE PLAN" AND "BANDING OF AUTHORIZED RETURN" MECHANISMS EFFECTIVE JANUARY 1, 2021.

The Conference Report is placed on today's calendar, for adoption.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 181** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, upon second reading.

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 44, noes 0, as follows:

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Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Horner, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

Voting in the negative: None.

The Senate Committee Substitute bill remains on the calendar for Thursday, October 3, upon third reading.

**H.B. 100** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE DEPARTMENT OF TRANSPORTATION, TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE DEPARTMENT, AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE DEPARTMENT, upon second reading.

The Senate Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 387** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 TO ENACT CHANGES TO THE GROWING RURAL ECONOMIES WITH ACCESS TO TECHNOLOGY PROGRAM AND TO PROVIDE FUNDING FOR THAT PROGRAM, upon second reading.

The Senate Committee Substitute bill passes its second reading (44-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**S.B. 559** (Conference Report), A BILL TO BE ENTITLED AN ACT TO (1) PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND (2) AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS EFFECTIVE JANUARY 1, 2021, for adoption.

*Upon motion of Senator Rabon, without objection, the rules are suspended to allow staff on the Senate chamber floor while S.B. 559 is being discussed.*

*Senator Waddell is excused from voting on the bill due to a potential conflict of interest.*

*Pursuant to Rule 29, Senator McKissick’s excuse from voting, requested on Thursday, May 2, remains in effect.*

Upon motion of Senator Rabon, the Senate adopts the Conference Report (26-16).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

October 2, 2019

Upon motion of Senator Berger, seconded by Senator Newton, the Senate adjourns at 4:53 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the appointment of conferees, and the appointment of committee members, to reconvene Thursday, October 3, at 10:00 a.m.

#### APPOINTMENT OF A CONFERENCE COMMITTEE

**S.B. 683** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS, TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, AND TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS AND TO TEMPORARILY AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 683 on September 11, Senator Berger, President *Pro Tempore*, appoints Senator Daniel, Chair; Senator Newton and Senator McKissick as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

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#### ONE HUNDRED THIRTY-SIXTH DAY

Senate Chamber  
Thursday, October 3, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Carl Ford, Senator from Rowan County.

Prayer is offered by Senator Ford, as follows:

"Father, we thank you for this day and your love and mercy. We thank you for every opportunity you give us. We thank you for allowing us to be here to serve the people of this great state. We pray that you will bless this state and bless the people in this building as they work today. Father, we ask for traveling mercies. In Jesus' name, Amen."

Senator Perry announces that the Senate Journal of Wednesday, October 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.

October 3, 2019

**ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 283**, AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY.

Upon motion of Senator Perry, seconded by Senator Ford, the Senate adjourns at 10:03 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of committee members, to reconvene Monday, October 7, at 4:00 p.m.

**APPOINTMENT OF A CONFERENCE COMMITTEE**

**S.B. 315** (House Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 4 for S.B. 315 on October 1, Senator Berger, President *Pro Tempore*, appoints Senator B. Jackson, Chair; Senator Sanderson, Senator Johnson, Senator Daniel and Senator D. Davis as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 3, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 683 House Committee Substitute (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS, TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, AND TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD

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ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS AND TO TEMPORARILY AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION, and requests conferees, Speaker Moore has appointed:

Representative Lewis, Chair  
Representative Grange  
Representative D. Hall  
Representative Dahle  
Representative Warren and  
Representative Hawkins

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**S.B. 250** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP, for concurrence in the House Committee Substitute bill No. 3.

Referred to the **Rules and Operations of the Senate Committee.**

**S.B. 433** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO MAKE ADDITIONS TO CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; AND TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES, for concurrence in the House Committee Substitute bill No. 2.

Referred to the **Rules and Operations of the Senate Committee.**

October 3, 2019

**S.B. 572** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC UNIVERSITIES TO OBTAIN LIABILITY INSURANCE FOR ALCOHOL SALES, for concurrence in the House Committee Substitute bill No. 2.

Referred to the **Rules and Operations of the Senate Committee.**

**S.B. 690** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, for concurrence in House Committee Substitute bill.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 1001** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION PROVIDING THE RESOURCES NECESSARY TO IMPLEMENT THE LEGISLATION KNOWN AS RAISE THE AGE.

Referred to the **Rules and Operations of the Senate Committee.**

**H.B. 1008** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCENTIVIZE BUFFERING OF MILITARY INSTALLATIONS FROM INCOMPATIBLE DEVELOPMENT THROUGH THE USE OF TIME-LIMITED TAX CREDITS.

Referred to the **Rules and Operations of the Senate Committee.**

#### **DISMISSAL AND APPOINTMENT OF CONFEREES**

Senator Berger, President *Pro Tempore*, hereby dismisses the conferees appointed on August 16 on the part of the Senate to resolve the differences arising between the Senate and the House of Representatives on **S.B. 681** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM; TO GIVE COUNTIES ADDITIONAL FLEXIBILITY WITH REGARD TO THE LOCAL OPTION SALES AND USE TAX WITHOUT INCREASING THE EXISTING MAXIMUM TAX RATE; AND TO EXPAND ELIGIBILITY FOR UTILITY ACCOUNT FUNDS, and appoints Senator Tillman, Chair; Senator Brown, Senator B. Jackson, and Senator Fitch as new conferees. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

Pursuant to Senator Perry's motion to adjourn having prevailed, the Senate stands adjourned.



**ONE HUNDRED THIRTY-SEVENTH DAY**

Senate Chamber  
Monday, October 7, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Without objection, the Senate recesses at 4:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 7:00 p.m.

**RECESS****RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of bills as follows:

**H.B. 399** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE THE TAX CREDIT FOR REHABILITATING INCOME-PRODUCING HISTORIC STRUCTURES, TO ALLOW A TAX CREDIT FOR THE REHABILITATION OF BUILDINGS IN DISASTER AREAS, AND TO DELAY THE SUNSET OF THE TAX CREDITS FOR HISTORIC REHABILITATION, referred to the **Rules and Operations of the Senate Committee** on June 10.

The Committee Substitute bill No. 3 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

**H.B. 470**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, referred to the **Judiciary Committee** on May 20, with a sequential referral to the **Rules and Operations of the Senate Committee**.

A sequential referral to the **Finance Committee** is added between the existing referrals.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 7, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 315 House Committee Substitute No. 4 (10th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, and requests conferees, Speaker Moore has appointed:

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Representative Dixon, Chair  
Representative Strickland  
Representative Brisson  
Representative Lewis  
Representative McNeill and  
Representative Barnes

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

### RE-REFERRAL OF BILLS

Senator Rabon orders the re-referral of bills as follows:

**H.B. 1001** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION PROVIDING THE RESOURCES NECESSARY TO IMPLEMENT THE LEGISLATION KNOWN AS RAISE THE AGE, referred to the **Rules and Operations of the Senate Committee** on October 3.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

**H.B. 399** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE THE TAX CREDIT FOR REHABILITATING INCOME-PRODUCING HISTORIC STRUCTURES, TO ALLOW A TAX CREDIT FOR THE REHABILITATION OF BUILDINGS IN DISASTER AREAS, AND TO DELAY THE SUNSET OF THE TAX CREDITS FOR HISTORIC REHABILITATION, referred to the **Finance Committee** on October 7.

The Committee Substitute bill No. 3 is withdrawn from the **Finance Committee** and re-referred to the **Appropriations/Base Budget Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Father, as we stand in this place tonight, as we do the business of the state of North Carolina, Father, we ask you that you do keep us humble, that you do allow us to embrace mercy, and, Lord, that we do walk justly before you. Lord, we all go from this place, and next year we will face our constituents about the job we’ve

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done, but God, there is a day coming where we'll have to stand before you and give an account for every vote that we've taken, every word that we've spoken, and every thought that we've had. Lord, that we can do that and find mercy in thy sight is our greatest desire. We ask these things in the name of thy Son and our Savior, Jesus. Amen."

Senator Rabon announces that the Senate Journal of Thursday, October 3, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Britt, Senator Burgin, Senator Clark, Senator Daniel, Senator Edwards, Senator Hise, Senator Lowe, Senator Peterson, Senator Robinson, Senator Searcy, and Senator Steinburg.

### **SEATING OF THE HONORABLE ROBERT P. BRYAN III**

The Chair recognizes Senator Brown, who announces the appointment of Senator Ford, Senator Foushee, Senator Gunn, Senator Perry, and Senator Rabon as the escort committee for the seating of The Honorable Robert P. Bryan III.

The Chair instructs the Sergeant-at-Arms to open the chamber doors and directs the escort committee to lead The Honorable Robert P. Bryan III to the well of the Senate.

The Chair instructs the clerk to read the Proclamation from the Governor appointing Robert P. Bryan III, as follows:

#### **THE APPOINTMENT OF ROBERT P. BRYAN III**

2019-2020

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

#### **A PROCLAMATION**

**WHEREAS**, Dan Bishop, elected Senator from Senate District 39, 2019-2020 General Assembly, has resigned; and

**WHEREAS**, the provisions of General Statute §163A-719 require that the vacancy created by the resignation of Senator Dan Bishop be filled by appointment of the person recommended by the Senate District 39 Executive Committee; and

**WHEREAS**, the Senate District 39 Executive Committee has notified me of its recommendation of Robert P. Bryan III of Mecklenburg County, North Carolina, to fill the unexpired term;

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I do, by these presents, appoint

**ROBERT P. BRYAN III**

as a member of the

NORTH CAROLINA SENATE

2019-2020 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 October in the year of our Lord two thousand and nineteen, and of the Independence of the United States of America the two hundred and forty-fourth.

S/ Roy Cooper  
Governor

(SEAL)

ATTEST:  
S/ Rodney S. Maddox  
Chief Deputy Secretary of State

Senator Bryan was administered the oath of office on October 6, 2019. He is escorted to seat number 20, and the House of Representatives is notified.

#### **WITHDRAWALS FROM COMMITTEE**

Pursuant to Rule 47(a), Senator Rabon offers a motion that the following bills be withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Tuesday, October 8, which motion prevails without objection, and the Chair so orders:

**S.B. 690** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, referred to the **Rules and Operations of the Senate Committee** on October 3.

**S.B. 250** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES

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AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP, referred to the **Rules and Operations of the Senate Committee** on October 3.

**S.B. 433** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO MAKE ADDITIONS TO CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; AND TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES, referred to the **Rules and Operations of the Senate Committee** on October 3.

### CALENDAR

A bill on today's calendar is taken up and disposed of as follows:

**H.B. 181** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, upon third reading.

The Senate Committee Substitute bill passes its third reading, by roll-call vote, ayes 38, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Brown, Bryan, Chaudhuri, D. Davis, J. Davis, deViere, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, B. Jackson, J. Jackson, Johnson, Krawiec, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Rabon, Sanderson, Sawyer, Smith, Tillman, Van Duyn, Waddell, Wells and Woodard---38.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

Upon motion of Senator Rabon, seconded by Senator Brown, the Senate adjourns at 7:15 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, the appointment of conferees, and the appointment of committee members, to reconvene Tuesday, October 8, at 9:30 a.m.

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**ONE HUNDRED THIRTY-EIGHTH DAY**

Senate Chamber  
Tuesday, October 8, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 9:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 4:00 p.m.

**RECESS****REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Brown for the **Appropriations/Base Budget Committee**:

**H.B. 1001** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION PROVIDING THE RESOURCES NECESSARY TO IMPLEMENT THE LEGISLATION KNOWN AS RAISE THE AGE, with a favorable report.

**H.B. 399** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE THE TAX CREDIT FOR REHABILITATING INCOME-PRODUCING HISTORIC STRUCTURES, TO ALLOW A TAX CREDIT FOR THE REHABILITATION OF BUILDINGS IN DISASTER AREAS, AND TO DELAY THE SUNSET OF THE TAX CREDITS FOR HISTORIC REHABILITATION, with an unfavorable report as to the Committee Substitute bill No. 3, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40523, which changes the title to read **H.B. 399** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

By Senator Tillman for the **Finance Committee**:

**H.B. 399** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, with a favorable report.

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**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 8, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that Representative Bell has been added as a conferee to **S.B. 315 House Committee Substitute No. 4 (10th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE.

Respectfully,  
S/ James White  
Principal Clerk

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Mike Woodard, Senator from Durham County, as follows:

“Dear God, I give you my hands to do your work; I give you my feet to go your way; I give you my eyes to see as you do; I give you my tongue to speak your words; I give you my mind that you might think in me; I give you my spirit that you might pray in me. Above all, I give you my heart that you may love in me all mankind. I give you my whole self that you may grow in me so that it is you who lives and works and prays in me. Amen.”

A prayer from St. Bernard of Ireland

Senator Brown announces that the Senate Journal of Monday, October 7, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Daniel, Senator D. Davis, Senator Hise, Senator B. Jackson, Senator Perry, and Senator Rabon.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

October 8, 2019

**S.B. 250** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP, for concurrence in the House Committee Substitute bill No. 3.

Upon motion of Senator Krawiec, the Senate fails to concur in the House Committee Substitute bill No. 3 (0-44) and the House of Representatives is notified by special message.

**S.B. 433** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO MAKE ADDITIONS TO CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; AND TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Burgin, the Senate fails to concur in the House Committee Substitute bill No. 2 by a three-fifths majority vote, ayes 0, noes 44, as follows:

Voting in the affirmative: None.

Voting in the negative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Bryan, Burgin, Chaudhuri, Clark, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Horner, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Peterson, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---44.

The House of Representatives is notified by special message.

**S.B. 690** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Brown, the Senate fails to concur in the House Committee Substitute bill (0-44) and the House of Representatives is notified by special message.

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Upon motion of Senator Brown, seconded by Senator J. Alexander, the Senate adjourns at 4:13 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, October 9, at 9:30 a.m.

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## ONE HUNDRED THIRTY-NINTH DAY

Senate Chamber  
Wednesday, October 9, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 2:30 p.m.

### RECESS

### REPORTS OF COMMITTEES

Standing committee reports are submitted as follows:

By Senator Britt for the **Judiciary Committee**:

**H.B. 470**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO PARENTING COORDINATORS, with an unfavorable report as to the bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10715, which changes the title to read **H.B. 470** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Finance Committee**.

**H.B. 511** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, TO ALLOW ELIGIBLE PRISONERS SENTENCED FOR DRUG TRAFFICKING OFFENSES TO BE RELEASED EARLY ON POST-RELEASE SUPERVISION, AND TO AUTHORIZE THE COLLECTION OF CRIMINAL JUSTICE DATA, with an unfavorable report as to the Senate Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill No. 3.

October 9, 2019

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 3, 40524, which changes the title to read **H.B. 511** (Senate Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 3 is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Newton for the **Finance Committee**:

**H.B. 470** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE, with a favorable report.

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Rules and Operations of the Senate Committee**.

By Senator Brown for the **Rules and Operations of the Senate Committee**:

**H.B. 470** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE, with a favorable report.

**H.B. 511** (Senate Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, with a favorable report.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Bob Steinburg, Senator from Chowan County, as follows:

“Heavenly Father, many times we come before you to ask for your blessings in the way of wisdom, discernment, and grace. Please help us to remember that we are sent here to be stewards of what the people send us through their hard work day in and day out. In our stewardship, please help us always to be wise and always to be faithful. We thank you for the wisdom that you give us which will continue to make us better stewards so that we may always glorify you. We pray all this in Jesus’ name. Amen.”

Senator Brown announces that the Senate Journal of Tuesday, October 8, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

October 9, 2019

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Ballard, Senator Blue, Senator Daniel, Senator Gunn, Senator Harrington, Senator Hise, Senator Peterson, Senator Rabon, and Senator Wells.

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 387**, AN ACT CONSISTENT WITH HOUSE BILL 966 TO ENACT CHANGES TO THE GROWING RURAL ECONOMIES WITH ACCESS TO TECHNOLOGY PROGRAM AND TO PROVIDE FUNDING FOR THAT PROGRAM.

### WITHDRAWAL FROM COMMITTEE

**S.B. 572** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC UNIVERSITIES TO OBTAIN LIABILITY INSURANCE FOR ALCOHOL SALES, referred to the **Rules and Operations of the Senate Committee** on October 3.

Senator Brown, Vice Chair of the **Rules and Operations of the Senate Committee**, offers a motion that the House Committee Substitute bill No. 2 be withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Thursday, October 10, which motion prevails without objection, and the Chair so orders.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 399** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, upon second reading.

The Senate Committee Substitute bill passes its second reading, by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators T. Alexander, Berger, Britt, Brown, Bryan, Burgin, Chaudhuri, Clark, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell and Woodard---40.

Voting in the negative: None.

The Senate Committee Substitute bill remains on the calendar for Thursday, October 10, upon third reading.

October 9, 2019

**H.B. 1001** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION PROVIDING THE RESOURCES NECESSARY TO IMPLEMENT THE LEGISLATION KNOWN AS RAISE THE AGE, upon second reading.

The Committee Substitute bill passes its second reading (40-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

#### NOTICES OF DISCHARGE PETITIONS

Pursuant to Rule 47(b), Senator Smith announces her intent to circulate a discharge petition for **S.B. 660**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE GENERAL ASSEMBLY TO DEVELOP AND IMPLEMENT MANDATORY ETHICS TRAINING TO PREVENT WORKPLACE HARASSMENT AND OTHER FORMS OF DISCRIMINATION IN THE WORKPLACE, TO ADOPT CLEAR SANCTIONS POLICIES FOR WORKPLACE HARASSMENT AND OTHER FORMS OF WORKPLACE DISCRIMINATION AT THE GENERAL ASSEMBLY, TO CREATE AND IMPLEMENT A COMPLAINT FILING PROCESS THAT IS CONFIDENTIAL, AND TO APPROPRIATE FUNDS, referred to the **Rules and Operations of the Senate Committee** on April 4.

Pursuant to Rule 47(b), Senator Smith announces her intent to circulate a discharge petition for **S.B. 184**, A BILL TO BE ENTITLED AN ACT TO RATIFY THE EQUAL RIGHTS AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES OF AMERICA RELATING TO EQUAL RIGHTS FOR MEN AND WOMEN, referred to the **Rules and Operations of the Senate Committee** on March 6.

Upon motion of Senator Brown, seconded by Senator Krawiec, the Senate adjourns at 3:19 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, October 10, at 10:00 a.m.

#### CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 283**, AN ACT TO INCREASE THE PUNISHMENT FOR ASSAULT WITH A FIREARM ON A LAW ENFORCEMENT OFFICER, PROBATION OFFICER, OR PAROLE OFFICER; TO INCREASE THE PENALTY FOR ASSAULT WITH A DEADLY WEAPON AGAINST CERTAIN EMERGENCY PERSONNEL; AND TO PROVIDE AN ADDITIONAL DEATH BENEFIT FOR PUBLIC SAFETY EMPLOYEES WHO ARE MURDERED IN THE LINE OF DUTY. (Became law upon approval of the Governor, October 9, 2019 - S.L. 2019-228)

October 9, 2019

Pursuant to Senator Brown's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED FORTIETH DAY

Senate Chamber  
Thursday, October 10, 2019

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 Joyce Waddell, Senator from Mecklenburg County, as follows:

“Lord, we give you all that we have this day. Please brush away our weariness so that we may be inspired in our work. Help us to discover new ways to reveal your love to all that we meet. Keep our minds clear and focused on all we need to do here today and to achieve. And give us the wisdom to overcome difficulties and find solutions. As we go our respective ways this weekend, let us be reminded of the greatness that we find in all of us. We look to you and trust you this day and every day. In Jesus' name, and all the people said, ‘Amen.’”

Senator Brown announces that the Senate Journal of Wednesday, October 9, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator J. Alexander, Senator Ballard, Senator Clark, Senator Daniel, Senator deViere, Senator Garrett, Senator Gunn, Senator Harrington, Senator Hise, Senator Peterson, Senator Rabon, Senator Robinson, Senator Wells, and Senator Woodard.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**H.B. 100**, AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE DEPARTMENT OF TRANSPORTATION, TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE DEPARTMENT, AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE DEPARTMENT.

October 10, 2019

**H.B. 1001**, AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION PROVIDING THE RESOURCES NECESSARY TO IMPLEMENT THE LEGISLATION KNOWN AS RAISE THE AGE.

### MOTION RELATIVE TO THE CALENDAR

**H.B. 511** (Senate Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, upon second reading.

Upon motion of Senator Brown, the Senate Committee Substitute bill No. 3 is withdrawn from today's calendar and placed on the calendar of Monday, October 21.

### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 399** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, upon third reading.

The Senate Committee Substitute bill passes its third reading, by roll-call vote, ayes 36, noes 0, as follows:

Voting in the affirmative: Senators T. Alexander, Berger, Blue, Britt, Brown, Bryan, Burgin, Chaudhuri, D. Davis, J. Davis, Edwards, Fitch, Ford, Foushee, Gallimore, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn and Waddell---36.

Voting in the negative: None.

The Senate Committee Substitute bill is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**H.B. 470** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE, upon second reading.

The Senate Committee Substitute bill passes its second reading (36-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**S.B. 572** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC UNIVERSITIES TO OBTAIN LIABILITY INSURANCE FOR ALCOHOL SALES, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Perry, the Senate concurs in the House Committee Substitute bill No. 2 (35-1) and the bill is ordered enrolled and sent to the Governor.

October 10, 2019

Upon motion of Senator Brown, seconded by Senator Tillman, the Senate adjourns at 10:25 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, October 14, at 2:00 p.m.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 9, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 181 Senate Committee Substitute (2nd Edition)**, A BILL TO BE ENTITLED AN ACT TO REPEAL ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, and requests conferees. Speaker Moore has appointed:

Representative Yarborough, Chair  
Representative Howard  
Representative Hardister and  
Representative Conrad

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

Pursuant to Senator Brown's motion to adjourn having prevailed, the Senate stands adjourned.

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### **ONE HUNDRED FORTY-FIRST DAY**

Senate Chamber  
Monday, October 14, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Jim Perry, Senator from Lenoir County.

October 14, 2019

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for another day you have given us. We thank you for the rain you’ve sent our way. We pray that you will keep all of our troops safe around the world. We pray for our president, bless him today. We pray for our governor, guide and direct his thoughts and words today. We thank you for everything you do for us. In Jesus’ name, Amen.”

Senator Ford announces that the Senate Journal of Thursday, October 10, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 572, AN ACT TO AUTHORIZE PUBLIC UNIVERSITIES TO OBTAIN LIABILITY INSURANCE FOR ALCOHOL SALES.**

Upon motion of Senator Ford, seconded by Senator Nickel, the Senate adjourns at 2:02 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, October 17, at 10:00 a.m.

### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 1001, AN ACT CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION PROVIDING THE RESOURCES NECESSARY TO IMPLEMENT THE LEGISLATION KNOWN AS RAISE THE AGE.** (Became law upon approval of the Governor, October 14, 2019 - S.L. 2019-229)

**H.B. 387, AN ACT CONSISTENT WITH HOUSE BILL 966 TO ENACT CHANGES TO THE GROWING RURAL ECONOMIES WITH ACCESS TO TECHNOLOGY PROGRAM AND TO PROVIDE FUNDING FOR THAT PROGRAM.** (Became law upon approval of the Governor, October 14, 2019 - S.L. 2019-230)

Pursuant to Senator Ford’s motion to adjourn having prevailed, the Senate stands adjourned.

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October 14, 2019



**ONE HUNDRED FORTY-SECOND DAY**

Senate Chamber  
Thursday, October 17, 2019

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 Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for this day, and we thank you for this beautiful cool weather. Thank you for the rain that a lot of the state got this week that really needed it. I pray that you will continue to bless us, and help us to bless you more often, Father. We thank you for all that you do. In Jesus’ name, Amen.”

Senator Ford announces that the Senate Journal of Monday, October 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

Upon motion of Senator Ford, seconded by Senator Nickel, the Senate adjourns at 10:01 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, October 21, at 4:00 p.m.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following messages are received from the House of Representatives:

**S.B. 61** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM; TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE BUDGET OF THE COMMUNITY COLLEGE SYSTEM; AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM, for concurrence in the House Committee Substitute bill No. 2.

The House Committee Substitute bill No. 2 is placed on the calendar of Tuesday, October 22.

**S.B. 312** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE RELIEF TO THE OCRACOKE SCHOOL TO ACCOMMODATE EXTRAORDINARY CIRCUMSTANCES DUE TO HURRICANE DORIAN, for concurrence in the House Committee Substitute bill.

Referred to the **Rules and Operations of the Senate Committee**.

October 17, 2019

**S.B. 579** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY, for concurrence in the House Committee Substitute bill.

Referred to the **Rules and Operations of the Senate Committee**.

#### **RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of bills as follows:

**H.B. 377** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REPLACE OR ELIMINATE CERTAIN TESTS ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO PROHIBIT HIGH SCHOOL GRADUATION PROJECTS AS A CONDITION OF GRADUATION, referred to the **Education/Higher Education Committee** on June 19, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The Committee Substitute bill No. 2 is withdrawn from the **Education/Higher Education Committee** and re-referred to the **Appropriations/Base Budget Committee**. The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

**H.B. 231** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE AUTHORITY OF THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REORGANIZE THE COMMUNITY COLLEGES SYSTEM OFFICE AND TO MAKE CHANGES TO THE REQUIREMENTS FOR LOCAL MATCHING FUNDS FOR THE NORTH CAROLINA CAREER COACH PROGRAM AND TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA CAREER COACH PROGRAM, referred to the **Rules and Operations of the Senate Committee** on August 1.

The Committee Substitute bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Appropriations/Base Budget Committee**.

**S.B. 557**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, referred to the **Transportation Committee** on April 11, with sequential referrals to the **Finance Committee** and the **Rules and Operations of the Senate Committee**.

The bill is withdrawn from the **Transportation Committee** and re-referred to the **Finance Committee**. The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

**S.B. 578**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROPERTY TAX EXEMPTION FOR FARM EQUIPMENT, referred to the **Rules and Operations of the Senate Committee** on April 4.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

**H.B. 1008** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCENTIVIZE BUFFERING OF MILITARY INSTALLATIONS FROM INCOMPATIBLE DEVELOPMENT THROUGH THE USE OF TIME-LIMITED TAX CREDITS, referred to the **Rules and Operations of the Senate Committee** on October 3.

The Committee Substitute bill No. 2 is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

**H.B. 114** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SUBJECT PREPAID HEALTH PLANS LICENSED BY THE DEPARTMENT OF INSURANCE TO THE GROSS PREMIUMS TAX, referred to the **Finance Committee** on March 11, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED FORTY-THIRD DAY

Senate Chamber  
Monday, October 21, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Prayer is offered by The Honorable Carl Ford, Senator from Rowan County, as follows:

“Father, we thank you for this day, and we thank you for the rain you sent our way in the western part of the state. It was badly needed. We thank you for all that you do for us and for your grace and mercy. We're thankful all day, every day for your love, Father. In Jesus' name, Amen.”

Senator Burgin announces that the Senate Journal of Thursday, October 17, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

October 21, 2019

Upon motion of Senator Ford, seconded by Senator Blue, the Senate adjourns at 4:03 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, October 22, at 9:30 a.m.

#### APPOINTMENT OF CONFERENCE COMMITTEES

**S.B. 690** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 690 on October 8, Senator Berger, President *Pro Tempore*, appoints Senator Rabon, Chair; Senator Britt and Senator Gallimore as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**H.B. 181** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION.

Pursuant to the message received from the House of Representatives on October 9 that the House fails to concur in the Senate Committee Substitute bill for H.B. 181 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Berger, Chair; Senator Gunn and Senator Woodard as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

#### CHAPTERED BILLS

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**H.B. 100**, AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE DEPARTMENT OF TRANSPORTATION, TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE DEPARTMENT, AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE DEPARTMENT. (Became law upon approval of the Governor, October 18, 2019 - S.L. 2019-231)

October 21, 2019

**S.B. 572**, AN ACT TO AUTHORIZE PUBLIC UNIVERSITIES TO OBTAIN LIABILITY INSURANCE FOR ALCOHOL SALES. (Became law upon approval of the Governor, October 18, 2019 - S.L. 2019-232)

Pursuant to Senator Ford's motion to adjourn having prevailed, the Senate stands adjourned.

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### ONE HUNDRED FORTY-FOURTH DAY

Senate Chamber  
Tuesday, October 22, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 2:00 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

"Our God of ages past, we thank thee and we love thee as the creator of our souls. We ask at this time that you would be with us as we do the business of the Old North State as we make decisions for the betterment of all. These things we pray. And all of the people said, 'Amen.'"

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, October 21, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants a leave of absence for today to Senator Peterson.

### WITHDRAWALS FROM COMMITTEE

Pursuant to Rule 47(a), Senator Rabon offers a motion that the following bills be withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Wednesday, October 23, which motion prevails without objection, and the Chair so orders:

October 22, 2019

**S.B. 312** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE RELIEF TO THE OCRACOCKE SCHOOL TO ACCOMMODATE EXTRAORDINARY CIRCUMSTANCES DUE TO HURRICANE DORIAN, referred to the **Rules and Operations of the Senate Committee** on October 17.

**S.B. 579** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY, referred to the **Rules and Operations of the Senate Committee** on October 17.

#### WITHDRAWAL FROM COMMITTEE

**S.B. 553** (Ratified), AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, Governor's objections and veto message referred to the **Rules and Operations of the Senate Committee** on September 23.

Upon motion of Senator Rabon, without objection, the bill is withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Wednesday, October 23, for reconsideration upon the Governor's veto.

#### CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

**H.B. 511** (Senate Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO INCREASE JUDICIAL DISCRETION IN SENTENCING FOR DRUG TRAFFICKING OFFENSES, upon second reading.

Senator Britt offers Amendment No. 1, which is adopted (48-1).

The Senate Committee Substitute bill No. 3, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill No. 3.

**S.B. 61** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM; TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE BUDGET OF THE COMMUNITY COLLEGE SYSTEM; AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM, for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Tillman, the Senate concurs in the House Committee Substitute bill No. 2 (49-0) and the bill is ordered enrolled and sent to the Governor.

October 22, 2019

Upon motion of Senator Hise, seconded by Senator Gunn, the Senate adjourns at 2:26 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, October 23, at 9:30 a.m.

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 22, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 399 Senate Committee Substitute (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, and requests conferees. Speaker Moore has appointed:

Representative Howard, Chair  
Representative Setzer and  
Representative Carney

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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  
October 22, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 690 House Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS

October 22, 2019

TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, and requests conferees, Speaker Moore has appointed:

Representative Fraley, Chair  
Representative Horn and  
Representative Lewis

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**S.B. 250** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 3 for S.B. 250 on October 8, Senator Berger, President *Pro Tempore*, appoints Senator Krawiec, Chair; Senator Sanderson, Senator Burgin and Senator Daniel as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

#### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Hise for the **Finance Committee**:

**S.B. 578**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROPERTY TAX EXEMPTION FOR FARM EQUIPMENT, 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, 45365, which changes the title to read **S.B. 578** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE FRANCHISE TAX AND TO MODIFY FILM GRANT LIMITS, is adopted and engrossed.

October 22, 2019



**S.B. 557**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE ALTERNATE HIGHWAY USE TAX ON VEHICLE SUBSCRIPTIONS, 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, 35351, which changes the title to read **S.B. 557** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS, is adopted and engrossed.

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**H.B. 399** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill for H.B. 399 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Tillman, Chair; Senator Hise and Senator Newton as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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#### **ONE HUNDRED FORTY-FIFTH DAY**

Senate Chamber  
Wednesday, October 23, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 4:00 p.m.

**RECESS**

October 23, 2019

**MODIFICATION TO 2019-2020 SENATE COMMITTEES**

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, makes the following standing committee membership changes:

Senator Bryan is appointed to the **Appropriations on Health and Human Services Committee**, the **Education/Higher Education Committee**, the **Finance Committee**, the **Health Care Committee**, and the **Judiciary Committee**.

Senator Daniel is appointed to the **Rules and Operations of the Senate Committee**.

Senator Ford is appointed to the **Redistricting and Elections Committee**.

Senator McInnis is appointed to the **Appropriations/Base Budget Committee**.

Pursuant to Senate Rule 31, Senator Berger, President *Pro Tempore*, makes the following select committee membership change:

Senator Bryan is appointed to the **Select Committee on Nominations**.

**REPORTS OF COMMITTEES**

Standing committee reports are submitted as follows:

By Senator Harrington for the **Appropriations/Base Budget Committee**:

**H.B. 231** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE AUTHORITY OF THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REORGANIZE THE COMMUNITY COLLEGES SYSTEM OFFICE AND TO MAKE CHANGES TO THE REQUIREMENTS FOR LOCAL MATCHING FUNDS FOR THE NORTH CAROLINA CAREER COACH PROGRAM AND TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA CAREER COACH PROGRAM, 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, 30526, which changes the title to read **H.B. 231** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO PROVIDE ONE-TIME COST-OF-LIVING SUPPLEMENTS FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, is adopted and engrossed.

Senator Rabon orders the Senate Committee Substitute bill re-referred to the **Pensions and Retirement and Aging Committee**.

October 23, 2019

**H.B. 377** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REPLACE OR ELIMINATE CERTAIN TESTS ADMINISTERED TO STUDENTS IN PUBLIC SCHOOLS AND TO PROHIBIT HIGH SCHOOL GRADUATION PROJECTS AS A CONDITION OF GRADUATION, with an unfavorable report as to the Committee Substitute bill No. 2, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 10718, which changes the title to read **H.B. 377** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE TEACHERS, INSTRUCTIONAL SUPPORT PERSONNEL, AND ASSISTANT PRINCIPALS RECEIVE SALARY INCREASES BASED ON YEARS OF EXPERIENCE, TO AUTHORIZE SALARY SUPPLEMENTS FOR HIGHLY QUALIFIED NORTH CAROLINA TEACHING GRADUATES, AND, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES FOR PRINCIPALS, is adopted and engrossed.

By Senator Wells for the **Pensions and Retirement and Aging Committee**:

**H.B. 231** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO PROVIDE ONE-TIME COST-OF-LIVING SUPPLEMENTS FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 40527, is adopted and engrossed.

#### **RE-REFERRAL OF RESOLUTIONS**

Senator Rabon orders the following resolutions withdrawn from the **Rules and Operations of the Senate Committee** and re-referred as follows:

**S.J.R. 684**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JEFFREY A. HUGHES TO THE UTILITIES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on July 8.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

October 23, 2019

**S.J.R. 685**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF KIMBERLY W. DUFFLEY TO THE UTILITIES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on July 8.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

**H.J.R. 1019**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF FLOYD B. MCKISSICK, JR., TO THE UTILITIES COMMISSION, referred to the **Rules and Operations of the Senate Committee** on July 9.

The Joint Resolution is re-referred to the **Select Committee on Nominations**.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“God of power and might, wisdom and justice; through you authority is rightly administered, laws are enacted and judgment is decreed. Assist with your spirit in all of us, and guide us. May we always seek the ways of righteousness, justice, and mercy. Grant that we may be enabled by your powerful protection to lead our state and to lead in this General Assembly. We ask all of this through Christ our Lord. And all the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, October 22, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants a leave of absence for today to Senator Searcy.

### **ENROLLED BILL**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**S.B. 61**, AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM; TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE BUDGET OF THE COMMUNITY COLLEGE SYSTEM; AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM.

October 23, 2019

**MOTION RELATIVE TO THE CALENDAR**

**S.B. 553** (Ratified), AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, for reconsideration upon the Governor's veto.

Upon motion of Senator Rabon, without objection, the bill is withdrawn from today's calendar and placed on the calendar of Monday, October 28.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 557** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS, upon second reading.

Senator Newton offers Amendment No. 1, which is adopted (49-0).

The Committee Substitute bill, as amended, passes its second reading, by roll-call vote, ayes 47, noes 2, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Bryan, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, Mohammed, Newton, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---47.

Voting in the negative: Senators McKissick and Nickel---2.

The Committee Substitute bill remains on the calendar for Thursday, October 24, upon third reading.

**S.B. 578** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE FRANCHISE TAX AND TO MODIFY FILM GRANT LIMITS, upon second reading.

The Committee Substitute bill passes its second reading, by roll-call vote, ayes 31, noes 18, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Britt, Brown, Bryan, Burgin, Daniel, J. Davis, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, McInnis, Newton, Perry, Peterson, Rabon, Sanderson, Sawyer, Steinburg, Tillman and Wells---31.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Marcus, McKissick, Mohammed, Nickel, Robinson, Smith, Van Duyn, Waddell and Woodard---18.

The Committee Substitute bill remains on the calendar for Thursday, October 24, upon third reading.

October 23, 2019

**S.B. 312** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE RELIEF TO THE OCRACOCKE SCHOOL TO ACCOMMODATE EXTRAORDINARY CIRCUMSTANCES DUE TO HURRICANE DORIAN, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Steinburg, the Senate concurs in the House Committee Substitute bill (49-0) and the bill is ordered enrolled and sent to the Governor.

**S.B. 579** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Steinburg, the Senate concurs in the House Committee Substitute bill (49-0) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Hise, seconded by Senator T. Alexander, the Senate adjourns at 5:14 p.m., in memory of Edith Moore Hamilton, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, October 24, at 11:00 a.m.

#### CONFERENCE REPORTS

Senator Tillman, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 399** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, submits a Conference Report for adoption.

The Conference Report is placed on the calendar of Thursday, October 24, for adoption.

Senator Rabon, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 690** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, submits a Conference Report for adoption.

The Conference Report is placed on the calendar of Thursday, October 24, for adoption.

October 23, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 23, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 250 House Committee Substitute No. 3 (6th Edition)**, A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP, and requests conferees, Speaker Moore has appointed:

Representative Cleveland, Chair  
Representative Stevens and  
Representative Warren

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 399** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE.

The Conference Report is withdrawn from the calendar of Thursday, October 24, and re-referred to the **Rules and Operations of the Senate Committee**.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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October 23, 2019

**ONE HUNDRED FORTY-SIXTH DAY**

Senate Chamber  
Thursday, October 24, 2019

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 Jim Burgin, Senator from Harnett County, as follows:

“Dear Lord, thank you for the joy that you put in our hearts. I pray that each of us, like mirrors, reflect the joy of your love, the joy of your relationships with others, and the confidence and joy of our salvation through your Son Jesus Christ. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, October 23, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants a leave of absence for today to Senator Smith.

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 312**, AN ACT TO PROVIDE RELIEF TO THE OCRACOKE SCHOOL TO ACCOMMODATE EXTRAORDINARY CIRCUMSTANCES DUE TO HURRICANE DORIAN.

**S.B. 579**, AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY.

The Senate recesses at 11:12 a.m. 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*.

*Upon the appearance of Senator Smith in the chamber, the Chair acknowledges her presence and the leave of absence granted previously is withdrawn.*

October 24, 2019



**CONFERENCE REPORT**

Senator B. Jackson, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 315** (House Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S315-PCCS15425-TQ-1.

The Conference Report is placed on the calendar of Monday, October 28, for adoption.

**WITHDRAWAL FROM COMMITTEE**

**H.B. 399** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, referred to the **Rules and Operations of the Senate Committee** on October 23.

Pursuant to Rule 47(a), Senator Rabon offers a motion that the Conference Report be withdrawn from the **Rules and Operations of the Senate Committee** and placed on today's calendar immediately following **S.B. 578**, which motion prevails without objection, and the Chair so orders.

**CALENDAR**

Bills on today's calendar are taken up and disposed of as follows:

**S.B. 557** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading, by roll-call vote, ayes 47, noes 3, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Bryan, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, Mohammed, Newton, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---47.

Voting in the negative: Senators McKissick, Nickel and Smith---3.

The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

October 24, 2019

**S.B. 578** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE FRANCHISE TAX AND TO MODIFY FILM GRANT LIMITS, upon third reading.

The Committee Substitute bill passes its third reading, by roll-call vote, ayes 32, noes 18, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Britt, Brown, Bryan, Burgin, Daniel, J. Davis, Edwards, Ford, Gallimore, Gunn, Harrington, Hise, Horner, B. Jackson, Johnson, Krawiec, Lowe, McInnis, Newton, Perry, Peterson, Rabon, Sanderson, Sawyer, Searcy, Steinburg, Tillman and Wells---32.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Marcus, McKissick, Mohammed, Nickel, Robinson, Smith, Van Duyn, Waddell and Woodard---18.

The Committee Substitute bill is ordered sent to the House of Representatives.

**H.B. 399** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE, for adoption.

Upon motion of Senator Newton, the Senate adopts the Conference Report (50-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

#### CONVEYANCE OF BILLS

Upon motion of Senator Rabon, without objection, **S.B. 557** and **S.B. 578** will be sent to the House of Representatives by special message.

#### CALENDAR *(continued)*

**H.B. 231** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO PROVIDE ONE-TIME COST-OF-LIVING SUPPLEMENTS FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, upon second reading.

*The Chair grants leaves of absence for the remainder of today's session to Senator Daniel and Senator Newton.*

The Senate Committee Substitute bill No. 2 passes its second reading (27-21) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill No. 2.

October 24, 2019

**H.B. 377** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE TEACHERS, INSTRUCTIONAL SUPPORT PERSONNEL, AND ASSISTANT PRINCIPALS RECEIVE SALARY INCREASES BASED ON YEARS OF EXPERIENCE, TO AUTHORIZE SALARY SUPPLEMENTS FOR HIGHLY QUALIFIED NORTH CAROLINA TEACHING GRADUATES, AND, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES FOR PRINCIPALS, upon second reading.

The Senate Committee Substitute bill passes its second reading (28-20) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate Committee Substitute bill.

**S.B. 690** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, for adoption.

*The Chair grants a leave of absence for the remainder of today's session to Senator McInnis.*

Upon motion of Senator Rabon, the Senate adopts the Conference Report (47-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Hise, seconded by Senator Lowe, the Senate adjourns at 12:48 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Monday, October 28, at 4:00 p.m.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 24, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 399 (Conference Report)**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE.

October 24, 2019

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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  
October 24, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 690 (Conference Report)**, A BILL TO BE ENTITLED AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 690 earlier today, the bill is ordered enrolled.*

### **REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Britt for the **Judiciary Committee**:

**H.B. 918** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ABUSE, NEGLECT, AND DEPENDENCY LAWS TO ENSURE THE SAFETY OF CHILDREN IN OUT-OF-HOME PLACEMENTS, EXPEDITE THE GOAL OF PERMANENCY FOR CHILDREN UNDER THREE YEARS OF AGE WHO HAVE BEEN REMOVED FROM THE HOME, CREATE A PRESUMPTION THAT FOSTER

October 24, 2019

PARENTS WITH WHOM A CHILD UNDER THREE YEARS OF AGE HAS LIVED CONTINUOUSLY FOR NINE MONTHS ARE DEEMED NONRELATIVE KIN, AND CREATE AN AGGRAVATING CIRCUMSTANCE FOR THE EXPOSURE TO NONMEDICAL, CONTROLLED SUBSTANCES IN UTERO, with an unfavorable report as to the Senate Committee Substitute bill, but favorable as to the Senate Committee Substitute bill No. 2.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill No. 2, 30529, which changes the title to read **H.B. 918** (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS ABUSE, NEGLECT, AND DEPENDENCY LAWS TO ENSURE THE SAFETY OF CHILDREN IN OUT-OF-HOME PLACEMENTS, EXPEDITE PERMANENCY PLANNING HEARINGS FOR CHILDREN WHO HAVE BEEN REMOVED FROM THE HOME, CREATE A PRESUMPTION THAT FOSTER PARENTS WITH WHOM A CHILD HAS LIVED CONTINUOUSLY FOR NINE MONTHS ARE DEEMED NONRELATIVE KIN, CREATE AN AGGRAVATING CIRCUMSTANCE FOR THE EXPOSURE TO UNLAWFUL CONTROLLED SUBSTANCES IN UTERO OR CONTROLLED SUBSTANCES USED IN VIOLATION OF THE LAW IN UTERO, AND REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF SOCIAL SERVICES, TO REPORT ANNUALLY CERTAIN EXPENDITURES FOR THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) AND TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) PROGRAM, is adopted and engrossed.

Pursuant to Rule 43, the Senate Committee Substitute bill No. 2 is re-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  
October 24, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **H.B. 470 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE.

Respectfully,  
S/ James White  
Principal Clerk

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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October 24, 2019

**ONE HUNDRED FORTY-SEVENTH DAY**

Senate Chamber  
Monday, October 28, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Chair of the Rules and Operations of the Senate Committee.

Without objection, the Senate recesses at 3:58 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 7:00 p.m.

**RECESS****ENROLLED BILLS**

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

**H.B. 399**, AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**S.B. 690**, AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

**RE-REFERRAL OF BILLS**

Senator Rabon orders the re-referral of bills as follows:

**H.B. 200** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO EDUCATION LAWS AND COMBINE CERTAIN EDUCATION REPORTS, AS RECOMMENDED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF PUBLIC INSTRUCTION, AND THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, referred to the **Education/Higher Education Committee** on May 24, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The Committee Substitute bill is withdrawn from the **Education/Higher Education Committee** and re-referred to the **Finance Committee**. The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

October 28, 2019

**H.B. 813**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA DEPARTMENT OF JUSTICE TO PLAN AN EASTERN REGIONAL LABORATORY TO BE LOCATED ON THE CAMPUS OF ELIZABETH CITY STATE UNIVERSITY, referred to the **Rules and Operations of the Senate Committee** on May 6.

The bill is withdrawn from the **Rules and Operations of the Senate Committee** and re-referred to the **Finance Committee**.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

**H.B. 398** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966, 2019 REGULAR SESSION, TO MAKE APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND INFORMATION TECHNOLOGY PROJECTS.

Referred to the **Appropriations/Base Budget Committee**.

**S.B. 432** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LICENSURE PROCESS AND ANNUAL LICENSE FEES FOR BIRTH CENTERS AND TO ESTABLISH STANDARDS AND CRITERIA FOR THE REGULATION AND LICENSURE OF PHARMACY BENEFITS MANAGERS PROVIDING CLAIMS PROCESSING SERVICES OR OTHER PRESCRIPTION DRUG OR DEVICE SERVICES FOR HEALTH BENEFIT PLANS, TO PREVENT INSURERS FROM REQUIRING INSURED TO TAKE DRUGS WITH BLACK BOX WARNINGS, AND TO REQUIRE INSURERS TO PROVIDE COVERAGE FOR PRESCRIPTION DRUGS DURING THE PREAUTHORIZATION PROCESS, for concurrence in House Committee Substitute No. 3.

Referred to the **Rules and Operations of the Senate Committee**.

#### CONFERENCE REPORT

Senator Ballard, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 522** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO TEACHER LICENSURE LAWS, TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS ANNUALLY, AND TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, submits a Conference Report for adoption.

October 28, 2019

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S522-PCCS35352-BE-2.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 522** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT, TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS, TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, TO ELIMINATE THE CAP ON LOCAL BOARDS OF EDUCATION THAT CAN PARTICIPATE IN THE ADVANCED TEACHING ROLES PILOT PROGRAM, AND TO EXEMPT ADVANCED TEACHING ROLES SCHOOLS FROM CLASS SIZE REQUIREMENTS.

The Conference Report is placed on the calendar of Tuesday, October 29, for adoption.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Bob Steinburg, Senator from Chowan County, as follows:

“Our Father in heaven, throughout your Word it is demonstrated time after time your goodness and love for us. Most notable is the passage of scripture where Jesus tells his disciples in Matthew 6, ‘Look at the birds of the air, they neither sow nor reap nor gather into barns, and yet your heavenly Father feeds them. Are you not of more value than they?’ Tonight we give thanks for all the good and great gifts you have given unto us, as we should always do but fall short. Yet you show your love for us even as we fall short because it was you who gave us grace and mercy. We ask for discernment to make decisions today and every day that will be of benefit to all North Carolinians. We also ask for discernment to give grace to each other, knowing that none of us are infallible, just as you show us grace and mercy when we stumble. Father, we thank you for the many blessings that you have bestowed on us. We ask your help to always acknowledge those gifts in a way that creates in us a servant’s heart. Finally, we ask your help in always being mindful to give you the glory, now and always. In the name of our Lord and Savior Jesus Christ, Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, October 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.

October 28, 2019



**CONVEYANCE OF BILLS**

Upon motion of Senator Rabon, without objection, all bills that pass the Senate this week will be sent to the House of Representatives by special message.

**WITHDRAWAL FROM COMMITTEE**

**S.B. 432** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LICENSURE PROCESS AND ANNUAL LICENSE FEES FOR BIRTH CENTERS AND TO ESTABLISH STANDARDS AND CRITERIA FOR THE REGULATION AND LICENSURE OF PHARMACY BENEFITS MANAGERS PROVIDING CLAIMS PROCESSING SERVICES OR OTHER PRESCRIPTION DRUG OR DEVICE SERVICES FOR HEALTH BENEFIT PLANS, TO PREVENT INSURERS FROM REQUIRING INSUREDS TO TAKE DRUGS WITH BLACK BOX WARNINGS, AND TO REQUIRE INSURERS TO PROVIDE COVERAGE FOR PRESCRIPTION DRUGS DURING THE PREAUTHORIZATION PROCESS, referred to the **Rules and Operations of the Senate Committee** on October 28.

Pursuant to Rule 47(a), Senator Rabon offers a motion that the House Committee Substitute bill No. 3 be withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Tuesday, October 29, which motion prevails without objection, and the Chair so orders.

**MOTION RELATIVE TO THE CALENDAR**

**S.B. 553** (Ratified), AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, for reconsideration upon the Governor's veto.

Upon motion of Senator Rabon, without objection, the bill is withdrawn from today's calendar and placed on the calendar of Wednesday, October 30.

**WITHDRAWALS FROM COMMITTEE**

**H.B. 966** (Ratified), AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, Governor's objections and veto message referred to the **Rules and Operations of the Senate Committee** on September 11.

Upon motion of Senator Rabon, without objection, the bill is withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Tuesday, October 29, for reconsideration upon the Governor's veto.

**H.B. 555** (Ratified), AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, Governor's objections and veto message referred to the **Rules and Operations of the Senate Committee** on September 11.

Upon motion of Senator Rabon, without objection, the bill is withdrawn from the **Rules and Operations of the Senate Committee** and placed on the calendar of Wednesday, October 30, for reconsideration upon the Governor's veto.

October 28, 2019

**CALENDAR**

A bill on today's calendar is taken up and disposed of as follows:

**S.B. 315** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE AGRICULTURAL LAWS OF THE STATE, for adoption.

Upon motion of Senator B. Jackson, the Senate adopts the Conference Report (40-10).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Hise, seconded by Senator McKissick, the Senate adjourns at 8:05 p.m., in memory of former United States and North Carolina Senator Kay Hagan and in memory of Dr. Nan Phelps Manuel, subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Tuesday, October 29, at 9:30 a.m.

**CONFERENCE REPORT**

Senator Daniel, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 683** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS, TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING, AND TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS AND TO TEMPORARILY AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S683-PCCS15426-BK-2.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 683** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS; TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING; TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS; TO AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION; AND TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF THE STATE BOARD OF ELECTIONS, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION.

The Conference Report is placed on the calendar of Tuesday, October 29, for adoption.

October 28, 2019

**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. 690**, AN ACT TO MAKE MODIFICATIONS TO APPOINTMENTS MADE IN THE 2019 APPOINTMENTS BILLS AND TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. (Became law upon ratification, October 28, 2019 - S.L. 2019-233)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED FORTY-EIGHTH DAY**

Senate Chamber  
Tuesday, October 29, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 11:00 a.m.

**RECESS****REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Brown for the **Appropriations/Base Budget Committee**:

**H.B. 398** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966, 2019 REGULAR SESSION, TO MAKE APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND INFORMATION TECHNOLOGY PROJECTS, with a favorable report.

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The Senate meets pursuant to recess 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 gracious Lord, we are just honored to be here today and to join together and just really appropriating our gifts, Father, that you have given each and every single one of us in this room for your glory and for the glory of the state that we live in. I pray, Father, that we will just be mindful of our actions and our attitudes and our mouths, and I pray that we will just serve one another with gratefulness as well. I am grateful for our military and their continued bravery, our special forces, specifically this past weekend, and then just all our law enforcement, protecting our families and our communities and our schools day in and day out. We ask all of this in your name. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Monday, October 28, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants a leave of absence for today to Senator J. Alexander.

The Senate recesses at 11:15 a.m. to reconvene at 11:45 a.m.

### RECESS

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

### MOTION TO RECONSIDER

Senator Rabon offers a motion that Senate Rule 24 be suspended to the end that the Senate be allowed to reconsider the vote by which the Conference Report for **S.B. 559** was adopted on Wednesday, October 2. The motion prevails without objection, and the Conference Report is placed on today’s calendar, for adoption.

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 559** (Conference Report), A BILL TO BE ENTITLED AN ACT TO (1) PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND (2) AUTHORIZE THE UTILITIES COMMISSION TO FIX RATES FOR ELECTRIC PUBLIC UTILITIES USING “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS EFFECTIVE JANUARY 1, 2021, for adoption.

Senator Rabon moves to withdraw the Conference Report, which motion prevails without objection, and the Chair so orders. The House of Representatives is notified by special message.

October 29, 2019

**S.B. 432** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LICENSURE PROCESS AND ANNUAL LICENSE FEES FOR BIRTH CENTERS AND TO ESTABLISH STANDARDS AND CRITERIA FOR THE REGULATION AND LICENSURE OF PHARMACY BENEFITS MANAGERS PROVIDING CLAIMS PROCESSING SERVICES OR OTHER PRESCRIPTION DRUG OR DEVICE SERVICES FOR HEALTH BENEFIT PLANS, TO PREVENT INSURERS FROM REQUIRING INSURED TO TAKE DRUGS WITH BLACK BOX WARNINGS, AND TO REQUIRE INSURERS TO PROVIDE COVERAGE FOR PRESCRIPTION DRUGS DURING THE PREAUTHORIZATION PROCESS, for concurrence in the House Committee Substitute bill No. 3.

Upon motion of Senator Hise, the Senate fails to concur in the House Committee Substitute bill No. 3 (0-49) and the House of Representatives is notified by special message.

**S.B. 522** (Conference Report), A BILL TO BE ENTITLED AN ACT TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT, TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS, TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, TO ELIMINATE THE CAP ON LOCAL BOARDS OF EDUCATION THAT CAN PARTICIPATE IN THE ADVANCED TEACHING ROLES PILOT PROGRAM, AND TO EXEMPT ADVANCED TEACHING ROLES SCHOOLS FROM CLASS SIZE REQUIREMENTS, for adoption.

Upon motion of Senator Ballard, the Senate adopts the Conference Report (33-16).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**S.B. 683** (Conference Report), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS; TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING; TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS; TO AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION; AND TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF THE STATE BOARD OF ELECTIONS, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, for adoption.

Upon motion of Senator Hise, the Senate adopts the Conference Report (49-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

October 29, 2019

**MOTION RELATIVE TO THE CALENDAR**

**H.B. 966** (Ratified), AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, for reconsideration upon the Governor's veto.

Upon motion of Senator Rabon, without objection, the bill is withdrawn from today's calendar and placed on the calendar of Wednesday, October 30.

**CONFERENCE REPORT**

Senator Krawiec, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 250** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S250-PCCS45368-TC-9.

The Conference Report is placed on the calendar of Wednesday, October 30, for adoption.

Upon motion of Senator Hise, seconded by Senator T. Alexander, the Senate adjourns at 12:57 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Wednesday, October 30, at 9:30 a.m.

**CONFERENCE REPORT**

Senator Berger, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 181** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H181-PCCS30528-BDXr-2.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **H.B. 181** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR

October 29, 2019

TO THE EFFECTIVE DATE OF THAT ANNEXATION, TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, AND TO REVISE THE MCDOWELL COUNTY BOARD OF EDUCATION DISTRICTS.

The Proposed Conference Committee Substitute is ruled to be material, which constitutes first reading, and the Conference Report is placed on the calendar of Wednesday, October 30, upon second reading.

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**S.B. 433** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO MAKE ADDITIONS TO CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; AND TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 433 on October 8, Senator Berger, President *Pro Tempore*, appoints Senator Burgin, Chair; Senator Wells, Senator Sanderson and Senator Brown as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 29, 2019

Mr. President:

Pursuant to the message from the House of Representatives on October 24, 2019, that the House failed to concur in **H.B. 470 Senate Committee Substitute (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE. Speaker Moore has appointed:

Representative Stevens, Chair  
Representative Richardson  
Representative Boles and  
Representative D. Hall

October 29, 2019

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

### CONFERENCE REPORT

Senator Rabon, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 559** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS AND TO REQUIRE THE UTILITIES COMMISSION TO STUDY THE USE OF “MULTIYEAR RATE PLAN” AND “BANDING OF AUTHORIZED RETURN” MECHANISMS FOR RATE SETTING FOR ELECTRIC PUBLIC UTILITIES, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S559-PCCS45367-RI-7.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 559** (Conference Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS.

The Conference Report is placed on the calendar of Wednesday, October 30, for adoption.

### APPOINTMENT OF A CONFERENCE COMMITTEE

**S.B. 432** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LICENSURE PROCESS AND ANNUAL LICENSE FEES FOR BIRTH CENTERS AND TO ESTABLISH STANDARDS AND CRITERIA FOR THE REGULATION AND LICENSURE OF PHARMACY BENEFITS MANAGERS PROVIDING CLAIMS PROCESSING SERVICES OR OTHER PRESCRIPTION DRUG OR DEVICE SERVICES FOR HEALTH BENEFIT PLANS, TO PREVENT INSURERS FROM REQUIRING INSURED TO TAKE DRUGS WITH BLACK BOX WARNINGS, AND TO REQUIRE INSURERS TO PROVIDE COVERAGE FOR PRESCRIPTION DRUGS DURING THE PREAUTHORIZATION PROCESS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 3 for S.B. 432 on October 29, Senator Berger, President *Pro Tempore*, appoints Senator Hise, Chair; Senator Krawiec, Senator Burgin, Senator Perry and Senator Ballard as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

October 29, 2019



**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 29, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 433 House Committee Substitute No. 2 (5th Edition)**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO MAKE ADDITIONS TO CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; AND TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES, and requests conferees, Speaker Moore has appointed:

Representative McElraft, Chair  
Representative K. Hall and  
Representative McGrady

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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  
October 29, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 559** (Conference Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS.

October 29, 2019

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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  
October 29, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 683** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS; TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING; TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS; TO AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION; AND TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF THE STATE BOARD OF ELECTIONS, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 683 earlier today, the bill is ordered enrolled and sent to the Governor.*

### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 29, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 522** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH

October 29, 2019

THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT, TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS, TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, TO ELIMINATE THE CAP ON LOCAL BOARDS OF EDUCATION THAT CAN PARTICIPATE IN THE ADVANCED TEACHING ROLES PILOT PROGRAM, AND TO EXEMPT ADVANCED TEACHING ROLES SCHOOLS FROM CLASS SIZE REQUIREMENTS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 522 earlier today, the bill is ordered enrolled and sent to the Governor.*

#### **MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following message is received from the House of Representatives:

**S.B. 144** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CONSTITUENT INSTITUTIONS TO CONSIDER RECIPIENTS OF FULL ATHLETIC SCHOLARSHIPS AS RESIDENTS OF NORTH CAROLINA, for concurrence in the House Committee Substitute bill.

Referred to the **Rules and Operations of the Senate Committee.**

#### **APPOINTMENT OF A CONFERENCE COMMITTEE**

**H.B. 470** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill for H.B. 470 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Daniel, Chair; Senator Rabon, Senator Brown, Senator Newton and Senator Britt as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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October 29, 2019

**ONE HUNDRED FORTY-NINTH DAY**

Senate Chamber  
Wednesday, October 30, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Brent Jackson, Senator from Sampson County.

Without objection, the Senate recesses at 9:43 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 4:00 p.m.

**RECESS****APPOINTMENT OF A CONFERENCE COMMITTEE**

**S.B. 354** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT RELATING TO SEIZURE DISORDERS IN SCHOOLS.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill No. 2 for S.B. 354 on July 15, Senator Berger, President *Pro Tempore*, appoints Senator Brown, Chair; Senator B. Jackson, Senator Harrington and Senator Ballard as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

**RE-REFERRAL OF A BILL**

Senator Rabon orders the re-referral of a bill as follows:

**H.B. 111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATION OF GOVERNMENT RELATIVE TO THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS, NC PROMISE TUITION PLAN, IN-STATE TUITION FOR CERTAIN VETERANS AND OTHERS, NC FAST OPERATIONS AND MAINTENANCE, SUICIDE PREVENTION, LME/MCO INTERGOVERNMENTAL TRANSFERS, 2018 DISASTER RECOVERY, RAISE THE AGE IMPLEMENTATION, MAINTENANCE OF TAX SYSTEMS, WESTERN CAROLINA STEAM PLANT PROJECT, AND STATE DEBT SERVICE; AND AMENDING THE STATE BUDGET ACT TO CLARIFY THE STATE'S EMPLOYER CONTRIBUTION RATE PROCEDURE FOR BUDGET CONTINUATION, referred to the **Appropriations/Base Budget Committee** on July 15, with a sequential referral to the **Rules and Operations of the Senate Committee**.

The sequential referral to the **Rules and Operations of the Senate Committee** is stricken.

October 30, 2019

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator B. Jackson for the **Appropriations/Base Budget Committee**:

**H.B. 111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATION OF GOVERNMENT RELATIVE TO THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS, NC PROMISE TUITION PLAN, IN-STATE TUITION FOR CERTAIN VETERANS AND OTHERS, NC FAST OPERATIONS AND MAINTENANCE, SUICIDE PREVENTION, LME/MCO INTERGOVERNMENTAL TRANSFERS, 2018 DISASTER RECOVERY, RAISE THE AGE IMPLEMENTATION, MAINTENANCE OF TAX SYSTEMS, WESTERN CAROLINA STEAM PLANT PROJECT, AND STATE DEBT SERVICE; AND AMENDING THE STATE BUDGET ACT TO CLARIFY THE STATE'S EMPLOYER CONTRIBUTION RATE PROCEDURE FOR BUDGET CONTINUATION, 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, 30532, which changes the title to read **H.B. 111** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT A BASE BUDGET FOR CERTAIN STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS FOR THE 2019-2021 FISCAL BIENNIUM, is adopted and engrossed.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 30, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 354 House Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT RELATING TO SEIZURE DISORDERS IN SCHOOLS, and requests conferees, Speaker Moore has appointed:

Speaker Moore, Chair  
Representative L. Johnson  
Representative Fraley  
Representative Elmore  
Representative Sauls  
Representative Hurley  
Representative Floyd  
Representative Graham and  
Representative Richardson

October 30, 2019

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ 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  
October 30, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 432 House Committee Substitute No. 3 (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LICENSURE PROCESS AND ANNUAL LICENSE FEES FOR BIRTH CENTERS AND TO ESTABLISH STANDARDS AND CRITERIA FOR THE REGULATION AND LICENSURE OF PHARMACY BENEFITS MANAGERS PROVIDING CLAIMS PROCESSING SERVICES OR OTHER PRESCRIPTION DRUG OR DEVICE SERVICES FOR HEALTH BENEFIT PLANS, TO PREVENT INSURERS FROM REQUIRING INSURED TO TAKE DRUGS WITH BLACK BOX WARNINGS, AND TO REQUIRE INSURERS TO PROVIDE COVERAGE FOR PRESCRIPTION DRUGS DURING THE PREAUTHORIZATION PROCESS, and requests conferees, Speaker Moore has appointed:

Representative Lambeth, Chair  
Representative Sasser  
Representative Potts  
Representative White  
Representative McNeely and  
Representative Bumgardner

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

October 30, 2019

Prayer is offered by The Honorable Jerry W. Tillman, Senator from Randolph County, as follows:

“‘Seek ye the Lord while he may be found. Call ye upon him while he is near.’ Lord, I don’t know whether that means that there is only a certain time that you can be called on when you are near. I tend to believe that it’s any time and every time we get a chance, because I think you like to hear from us. I hope that you do, because I call on you a lot every day. I just thank you for being there, being our guide, the leader of our lives, and the one that we trust in all things at all times. In Christ’s name we pray. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Tuesday, October 29, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 522**, AN ACT TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT, TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS, TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, TO ELIMINATE THE CAP ON LOCAL BOARDS OF EDUCATION THAT CAN PARTICIPATE IN THE ADVANCED TEACHING ROLES PILOT PROGRAM, AND TO EXEMPT ADVANCED TEACHING ROLES SCHOOLS FROM CLASS SIZE REQUIREMENTS.

**S.B. 683**, AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS; TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING; TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS; TO AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION; AND TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF THE STATE BOARD OF ELECTIONS, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION.

### CONFERENCE REPORT

Senator Krawiec, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 537** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO

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AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT, TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT, AND TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; AND TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, THE STATE CONSUMER AND FAMILY ADVISORY COMMITTEE, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S537-PCCS45371-SH-2.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 537** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT; TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT; TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP; TO POSTPONE DEPLOYMENT OF NC FAST CASE-MANAGEMENT FUNCTIONALITY FOR CHILD WELFARE SYSTEM/AGING AND ADULT SERVICES' PROGRAM, DEVELOP REQUESTS FOR INFORMATION, AND REQUIRE PROGRAM EVALUATION DIVISION TO STUDY THE ISSUE; TO IMPLEMENT CRIMINAL HISTORY RECORD CHECKS FOR CHILD CARE INSTITUTIONS; TO MAKE CHANGES TO INVOLUNTARY COMMITMENT; AND TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM.

The Conference Report is placed on today's calendar, for adoption.

#### **MOTION RELATIVE TO THE CALENDAR**

**H.B. 111** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT A BASE BUDGET FOR CERTAIN STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS FOR THE 2019-2021 FISCAL BIENNIUM, upon second reading.

Upon motion of Senator Rabon, without objection, the rules are suspended and the Senate Committee Substitute bill is placed on today's calendar.



**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, without objection, the following bills are withdrawn from today's calendar and placed on the calendar of Thursday, October 31:

**H.B. 966** (Ratified), AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, for reconsideration upon the Governor's veto.

**S.B. 553** (Ratified), AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, for reconsideration upon the Governor's veto.

**H.B. 555** (Ratified), AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, for reconsideration upon the Governor's veto.

**FILING OF RESOLUTIONS**

Upon motion of Senator Rabon, without objection, the rules are suspended to the end that resolutions may be filed through the end of today.

**CALENDAR**

Bills and resolutions on today's calendar are taken up and disposed of as follows:

**H.B. 181** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, AND TO REVISE THE MCDOWELL COUNTY BOARD OF EDUCATION DISTRICTS, upon second reading.

The Conference Report passes its second reading, by roll-call vote, ayes 50, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Bryan, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Tillman, Van Duyn, Waddell, Wells and Woodard---50.

Voting in the negative: None.

The Conference Report remains on the calendar for Thursday, October 31, for adoption upon third reading.

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**H.B. 398** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966, 2019 REGULAR SESSION, TO MAKE APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND INFORMATION TECHNOLOGY PROJECTS, upon second reading.

Senator deViere offers Amendment No. 1.

Senator Hise moves that Amendment No. 1 do lie upon the table, seconded by Senator B. Jackson, which motion prevails (29-21).

Senator Smith offers Amendment No. 2.

Senator Hise moves that Amendment No. 2 do lie upon the table, seconded by Senator B. Jackson, which motion prevails (29-21).

The Committee Substitute bill No. 2 passes its second reading (29-21) and, without objection, is read a third time and passes its third reading and is ordered enrolled and sent to the Governor.

**S.B. 250** (Conference Report), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP, for adoption.

Upon motion of Senator Krawiec, the Senate adopts the Conference Report (29-21).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**S.B. 559** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS, for adoption.

*Pursuant to Rule 29, Senator McKissick's and Senator Waddell's excuses from voting, requested on Thursday, May 2, and Wednesday, October 2, respectively, remain in effect.*

Upon motion of Senator Rabon, the Senate adopts the Conference Report (48-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

*Pursuant to the message received on Tuesday, October 29, that the House of Representatives adopted the Conference Report for S.B. 559, the bill is ordered enrolled and sent to the Governor.*

**H.B. 111** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT A BASE BUDGET FOR CERTAIN STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS FOR THE 2019-2021 FISCAL BIENNIUM, upon second reading.

The Senate Committee Substitute bill passes its second reading (50-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill.

**S.B. 537** (Conference Report), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT; TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT; TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP; TO POSTPONE DEPLOYMENT OF NC FAST CASE-MANAGEMENT FUNCTIONALITY FOR CHILD WELFARE SYSTEM/ AGING AND ADULT SERVICES' PROGRAM, DEVELOP REQUESTS FOR INFORMATION, AND REQUIRE PROGRAM EVALUATION DIVISION TO STUDY THE ISSUE; TO IMPLEMENT CRIMINAL HISTORY RECORD CHECKS FOR CHILD CARE INSTITUTIONS; TO MAKE CHANGES TO INVOLUNTARY COMMITMENT; AND TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM, for adoption.

Upon motion of Senator Krawiec, the Senate adopts the Conference Report (49-1).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

#### WITHDRAWAL FROM COMMITTEE

**H.B. 200** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO EDUCATION LAWS AND COMBINE CERTAIN EDUCATION REPORTS, AS RECOMMENDED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF PUBLIC INSTRUCTION, AND THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, referred to the **Finance Committee** on October 28.

Pursuant to Rule 47(a), Senator Rabon offers a motion that the Committee Substitute bill be withdrawn from the **Finance Committee** and re-referred to the **Appropriations/Base Budget Committee**, which motion prevails without objection, and the Chair so orders.

Upon motion of Senator Hise, seconded by Senator Blue, the Senate adjourns at 6:03 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene Thursday, October 31, at 9:30 a.m.

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**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 30, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 250** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 250 earlier today, the bill is ordered enrolled and sent to the Governor.*

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 852** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCENTIVIZE THE REHABILITATION OF HISTORIC EDUCATIONAL BUILDINGS TO ALLOW THOSE BUILDINGS TO CONTINUE TO SERVE EDUCATIONAL PURPOSES.

Referred to the **Rules and Operations of the Senate Committee.**

**CONFERENCE REPORTS**

Senator Britt, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 199** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE BY INCREASING PROSECUTORIAL OPTIONS FOR DELAYED REPORTS OF CHILD ABUSE, TO EXPAND THE DUTY TO REPORT CHILD ABUSE, TO PROTECT CHILDREN FROM

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ONLINE PREDATORS, TO EXTEND THE STATUTE OF LIMITATIONS FOR A CIVIL ACTION FOR CHILD SEXUAL ABUSE SO THAT A PLAINTIFF HAS UNTIL AGE THIRTY-EIGHT TO COMMENCE AN ACTION, AND TO REQUIRE TRAINING ON CHILD SEX ABUSE AND SEX TRAFFICKING FOR SCHOOL PERSONNEL, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S199-PCCS15432-TV-5.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 199** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE AND TO STRENGTHEN AND MODERNIZE SEXUAL ASSAULT LAWS,

The Conference Report is placed on the calendar of Thursday, October 31, for adoption.

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 354** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT RELATING TO SEIZURE DISORDERS IN SCHOOLS, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S354-PCCS35356-MM-3.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 354** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR CERTAIN PUBLIC SCHOOL PERSONNEL AND, CONTINGENT UPON THE PASSAGE OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR CERTAIN EDUCATIONAL EMPLOYEES AND INCREASED FUNDING FOR TUITION GRANTS FOR GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.

The Conference Report is placed on the calendar of Thursday, October 31, for adoption.

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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## ONE HUNDRED FIFTIETH DAY

Senate Chamber  
Thursday, October 31, 2019

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

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Prayer is offered by The Reverend Paul A. Lowe, Jr., Senator from Forsyth County, as follows:

“Now unto him that is able to keep you from falling and to present you faultless before the presence of his glory, with exceeding joy to the only wise God, our Savior; be glory and majesty, dominion and power, both now and forever. And all of the people said, ‘Amen.’”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Wednesday, October 30, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Senate recesses at 9:43 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 10:30 a.m.

### RECESS

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 250**, AN ACT TO CODIFY THE COMMON LAW REQUIREMENT FOR UNITED STATES CITIZENSHIP TO QUALIFY AS A JUROR, TO ALLOW A CLERK OF COURT TO HEAR JURY EXCUSES IF SO DESIGNATED BY THE CHIEF DISTRICT COURT JUDGE, AND TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS REQUESTING TO BE EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE SHARED WITH THE STATE BOARD OF ELECTIONS IF THE DISQUALIFICATION IS DUE TO UNITED STATES CITIZENSHIP.

**S.B. 559**, AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS.

**H.B. 231**, AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO PROVIDE ONE-TIME COST-OF-LIVING SUPPLEMENTS FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM.

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**H.B. 377**, AN ACT TO ENSURE TEACHERS, INSTRUCTIONAL SUPPORT PERSONNEL, AND ASSISTANT PRINCIPALS RECEIVE SALARY INCREASES BASED ON YEARS OF EXPERIENCE, TO AUTHORIZE SALARY SUPPLEMENTS FOR HIGHLY QUALIFIED NORTH CAROLINA TEACHING GRADUATES, AND, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES FOR PRINCIPALS.

**H.B. 398**, AN ACT, CONSISTENT WITH HOUSE BILL 966, 2019 REGULAR SESSION, TO MAKE APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND INFORMATION TECHNOLOGY PROJECTS.

### INTRODUCTION OF RESOLUTIONS

Resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Nickel:

**S.R. 693**, A SENATE RESOLUTION CONGRATULATING THE NORTH CAROLINA COURAGE ON WINNING ITS SECOND STRAIGHT NATIONAL CHAMPIONSHIP.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Rabon:

**S.J.R. 694**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN AND LIMITING THE MATTERS THAT MAY BE CONSIDERED UPON RECONVENING.

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 **Appropriations/Base Budget Committee**:

**H.B. 200** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO EDUCATION LAWS AND COMBINE CERTAIN EDUCATION REPORTS, AS RECOMMENDED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF PUBLIC INSTRUCTION, AND THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

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Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 30533, which changes the title to read **H.B. 200** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE MATCH FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS AND CONTINGENT FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND, is adopted and engrossed.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**H.B. 1023** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS.

Referred to the **Rules and Operations of the Senate Committee.**

#### **REPORT OF COMMITTEE**

A select committee report is submitted as follows:

By Senator Rabon for the **Select Committee on Nominations:**

**H.J.R. 1019**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF FLOYD B. MCKISSICK, JR., TO THE UTILITIES COMMISSION, with a favorable report.

**S.J.R. 684**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JEFFREY A. HUGHES TO THE UTILITIES COMMISSION, with a favorable report.

**S.J.R. 685**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF KIMBERLY W. DUFFLEY TO THE UTILITIES COMMISSION, with a favorable report.

#### **CONFERENCE REPORT**

Senator Daniel, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 470** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H470-PCCS10720-TT-1.

The Conference Report is placed on the calendar of today's calendar, for adoption.

The Senate meets pursuant to recess and is called to order by The Honorable Ralph Hise, Deputy President *Pro Tempore*.

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The Senate recesses at 10:30 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 11:00 a.m.

### RECESS

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 Tillman.*

### MOTION RELATIVE TO THE CALENDAR

Upon motion of Senator Rabon, without objection, the rules are suspended and the following bill and resolutions are placed on today's calendar:

**H.B. 200** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE MATCH FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS AND CONTINGENT FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND, reported favorably out of the **Appropriations/Base Budget Committee** earlier today.

**S.J.R. 684**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JEFFREY A. HUGHES TO THE UTILITIES COMMISSION, reported favorably out of the **Select Committee on Nominations** earlier today.

**S.J.R. 685**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF KIMBERLY W. DUFFLEY TO THE UTILITIES COMMISSION, reported favorably out of the **Select Committee on Nominations** earlier today.

**H.J.R. 1019**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF FLOYD B. MCKISSICK, JR., TO THE UTILITIES COMMISSION, reported favorably out of the **Select Committee on Nominations** earlier today.

### WITHDRAWALS FROM COMMITTEE

Pursuant to Rule 47(a), Senator Rabon offers a motion that the following resolutions be withdrawn from the **Rules and Operations of the Senate Committee** and placed on today's calendar, which motion prevails without objection, and the Chair so orders:

**S.R. 693**, A SENATE RESOLUTION CONGRATULATING THE NORTH CAROLINA COURAGE ON WINNING ITS SECOND STRAIGHT NATIONAL CHAMPIONSHIP, referred to the **Rules and Operations of the Senate Committee** on October 31.

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**S.J.R. 694**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN AND LIMITING THE MATTERS THAT MAY BE CONSIDERED UPON RECONVENING, referred to the **Rules and Operations of the Senate Committee** on October 31.

### CALENDAR

Bills and resolutions on today's calendar are taken up and disposed of as follows:

**H.B. 181** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, AND TO REVISE THE MCDOWELL COUNTY BOARD OF EDUCATION DISTRICTS, for adoption upon third reading.

The Senate adopts the Conference Report on its third reading, by roll-call vote, ayes 49, noes 0, as follows:

Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Bryan, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Steinburg, Van Duyn, Waddell, Wells and Woodard---49.

Voting in the negative: None.

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**S.B. 199** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE AND TO STRENGTHEN AND MODERNIZE SEXUAL ASSAULT LAWS, for adoption.

Upon motion of Senator Britt, the Senate adopts the Conference Report (49-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**S.B. 354** (Conference Report), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR CERTAIN PUBLIC SCHOOL PERSONNEL AND, CONTINGENT UPON THE PASSAGE OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR CERTAIN EDUCATIONAL EMPLOYEES AND INCREASED FUNDING FOR TUITION GRANTS FOR GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, for adoption.

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Upon motion of Senator Brown, the Senate adopts the Conference Report (28-21).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

**S.R. 693**, A SENATE RESOLUTION CONGRATULATING THE NORTH CAROLINA COURAGE ON WINNING ITS SECOND STRAIGHT NATIONAL CHAMPIONSHIP, for adoption.

Upon motion of Senator Nickel, the Senate Resolution is adopted (49-0).

**H.B. 200** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE MATCH FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS AND CONTINGENT FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND, upon second reading.

Senator B. Jackson offers Amendment No. 1, which is adopted (49-0).

The Senate Committee Substitute bill, as amended, passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, for concurrence in the Senate Committee Substitute bill and unengrossed Senate Amendment No. 1.

**H.J.R. 1019**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF FLOYD B. MCKISSICK, JR., TO THE UTILITIES COMMISSION, upon second reading.

Upon motion of Senator McKissick, the words spoken on H.J.R. 1019 are spread upon the Journal as follows:

**SENATOR ROBINSON:** “It is certainly my pleasure to recommend to you my colleague, Senator Floyd McKissick, with commendations. And I said before, first I want to roast him, but then he said—did you say go ahead?—but seriously, Senator McKissick has really been an asset here. And all of you know that nobody does his homework as much as Senator McKissick. He carries that briefcase, he carries that computer, and if there’s something he doesn’t know, you see him get up and go out and find out about it, so we can always count on him being thorough. He is very astute in terms of not only issues surrounding utilities, but issues surrounding everything that pertains to it—whether it’s transportation, whether it’s education, how it affects communities—and so we can count on him to investigate those issues, Senator Newton, that we were concerned about. So we don’t have to worry. If the other bill we sit and worry about—if Floyd’s on it we know that it will be an inquisition, almost, about it. But he is very much prepared to assume that position on the commission and really any other job that he has the educational background. Of course he’s a lawyer now, so you know you lawyers how y’all do it. But past that, we are really proud of Floyd. We are proud of the work he’s done in the Senate for all the years he’s been here—he preceded me, I think, by about a couple of years here on the floor. So we fight about seniority, sometimes, and who ought to talk, but Floyd always wins out. I, certainly, with all the accolades, thank you for considering and strongly recommend Senator McKissick’s appointment to the Utilities Commission.”

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**SENATOR RABON:** “Senator Robinson, I join you in highly recommending Senator McKissick to his new endeavor. I think we all know that he will do a good job. In parting, I want to say that I have enjoyed working with you, Senator. We have worked together on many bills over the years. I have found you to be very thorough—certainly willing to ask a question and fully understand the measure before you’ve made up your mind. I am sure that that will continue in your new job. Thank you for your years of public service and your continued service as you move over to the Utilities Commission. I believe everyone in this chamber is sort of like Senator Robinson, we’re going to have mixed emotion. There are times in committee we are going to be glad you are not there—particularly as the lunch hour approaches. There are going to be times that we wish that we had you there for your insight and for your ability to ask one more question. I am sure that at some point today you are going to rise to have a moment of personal privilege. I will remind you that Senator Jackson earned the Oxmeter, and if we have to give it to you today there will be no way to give it to anyone else. So, please be mindful of that, and let it remain where it is. But I wish you the best. I am sure you will do your best. Thank you.”

**SENATOR BROWN:** “Senator McKissick and I were talking earlier, and I think he and three others have been here the longest, and I happen to be one of those. We talked about some of the work that we’ve been able to do, and I really do consider Senator McKissick a friend. He is almost like one of my constituents because he has some rental property in my district. So when I talk about beach property and problems down at beaches he understands it because he happens to have some property down there. Those that don’t have that sometimes don’t quite understand, I think. I think what others have said is true. Senator McKissick has always been as thorough as any senator I know. He never shows up at a committee not prepared. He knows the bills. He has read them. He always asks the kind of questions that need to be asked. He brings a lot of insight to those bills and a lot of knowledge from being an attorney. You know, for him to do this—he’s got a good business now, and this is one of those things he doesn’t have to do. I think it just speaks volumes of his character and how he feels about this state because he has a law practice that is doing quite well. He’s got a law practice that has his son in it. So, he could surely stay there and enjoy life, and things would just be good for him, but he is willing, again, to step forward and take on this job. I know he knows how important it is. Of course, we all know the Utilities Commission will never be the same, but I know we know Senator McKissick will ask those tough questions, and I think that’s what’s needed sometimes. I am going to miss him. I think everybody in this body is going to miss him. Again, I think he’s a friend to all of us. And I will say this, too, I think we all try to carry ourselves in as professional a manner as we can. There’s times, maybe, we all get a little worked up in here, but he is a true professional. I think he has always carried himself like he should in this body. I think that’s important, and I just want to thank him for that.”

**SENATOR GUNN:** “Congratulations, Floyd. You have served this body well. You are a true public servant. One thing that hasn’t been shared is the thing that I really like about Floyd—even though we may push a different button here

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in front of us on numerous occasions. I don't care whether it was a Democratic bill or a Republican bill, he always seemed to find a way to make the bills better. And to that I do commend you. You know, sometimes a bill—even though we might have different opinions when we push that button, he always just seemed to find a way to say, 'This is a better way to do it.' So I admire you for that type of insight. You will do a tremendous job with the Utilities Commission, and I just want to stand up and personally thank you."

**SENATOR SMITH:** "I, too, have feelings of ambivalence about my vote on what is before us. I certainly thank my colleague for his years of service to this state and the very hard work that was done. I agree with what my chamber members have said. He almost has a perfect record in making sure to read every bill—except after midnight. There was an amendment to remove appropriations from the budget for children in high poverty areas of this state, and I believe that that is the only mistake that the colleague made in supporting that. I am happy to say we have had some voracious debates. I have learned from him. I want to thank Senator McKissick because he taught me so well. When it came to the debate on the regional water system, he actually taught me how to beat him, and so I am eternally indebted to him. And instead of walking out or voting no, I will be supporting this in full because we all want him to go on to the Commission and do well."

**SENATOR HISE:** "Floyd, we're excited to see you moving on and moving to a position that I think you are very well-fitted for. I told earlier—we were talking about a bill earlier this session dealing with the Utilities Commission that y'all will remember—there were a lot of people who had concerns that the Utilities Commission would not adequately question an application [that would] come before them. I will tell you that I believe that with this resolution we have answered that question permanently, at least for the remainder of his term, because I can't believe that there's anyone in here who would actually believe that Floyd would not adequately question anything that was brought before him. I'm a little surprised today that, as has always been his tradition on the last day of session, that he doesn't have his camera with him today. He generally comes with a very large camera and is quite the photographer when he comes through. And he makes sure he notes everyone in the chamber and really builds a camaraderie around his colleagues and others that really does reach across partisan lines. He has really established friendships not only with me, but with many members of our party that supersede this partisan divide that is growing rapidly. In some ways it's sad that he is leaving because trying to develop that is always important for this body. I hope it will continue to be important for the Utilities Commission. I will tell the Utilities Commission, having chaired several committees he is on, when he says this is his final follow-up or question, he doesn't mean it. That is, his definition of final is very different than the rest of us. It just means, 'I want another question for right now.' As for coming in and having worked with him for many years, particularly on Medicaid transformation, which is something else that we may be discussing later today—that was one of those bills that took five years and went over multiple administrations. When we started this process, there wasn't a whole lot of support for it when it began. Floyd was really there from the

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beginning because he had a real passion for making sure that Medicaid was delivered in a more efficient manner and that we could really address health care concerns beyond what just fit an ICB-10 code within the state. He was a huge supporter of that. I went to the Governor's Mansion with him, and we got our pens and others when that finally became a law. It was a huge accomplishment for us and for this state. I thank him for his work on so many bills and so many things out there. The Utilities Commission is fortunate to get him. So, thank you. It's been an honor and a privilege to serve with you here in this body. I thank you, but the work's not done. We still have bills all the time about the Utilities Commission, so don't be a stranger, but recognize that you have to speak in the back of the room, and now, when you speak to the committee, you are on a time limit. That's for coming in, so we'll make sure to get all that together. Not only do I endorse, but I urge all of my colleagues to support Floyd for this position."

**SENATOR B. JACKSON:** "Senator McKissick, I echo everything that has been said in this chamber. I will say this, knowing your questions that you ask, you know, I think probably something that hasn't been said—this is probably going to be—when you actually go over there—will be the greatest day for rate-payers this state has ever seen because with the number of questions you've asked on the bills I've run, I am convinced there will never be another rate case approved as long as you're there. But in all seriousness, you have taught me, and I'm going to miss you, to be honest with you. And like I said, I echo what's been said. But you have taught me to be a better legislator and to be better prepared because I knew I was going to get Floyd's questions as I presented some of the bills I've presented over the years, and, as you know, some of them have been complicated. But I have tried to be prepared to handle your questions, and I commend you for that, and I thank you for your service here. I am going to miss you, I really am. On a side note, I—hopefully—you know I'm getting rid of one lawyer, maybe we won't get another one in the place. So I wish you well. Thank you."

**SENATOR DANIEL:** "I say this in a positive way—I think I've had to put up with Floyd more than most people in the last nine years as the chair of the Judiciary Committee for those nine years and also serving on the Sentencing Commission with Floyd for most of those nine years. This year, Senator Berger luckily did just make Floyd an honorary member of the Judiciary Committee, but it didn't seem to slow him down very much. Senator McKissick and I have worked on a lot of issues over the years. Some were routine things, like expunction law improvements and criminal law improvements, but we've also worked on some very big ticket items mostly in the elections realm, whether it was voter ID or absentee ballot reform, which we just did recently, or the redistricting that we did a month or two ago. So I've always enjoyed working with Floyd on those and found him to be a reasonable colleague to work with. But also, I don't know if I've ever thanked him for something he did earlier this year. In my—I guess in probably most peoples' districts you have an annual Martin Luther King banquet. I was surprised to see—when I saw the notice about our Martin Luther King banquet—that Floyd McKissick was going to be the keynote speaker in Burke County. I kind of thought to myself, 'Well, I hear Floyd pontificate a lot in

Raleigh, but if he's going to drive three hours, maybe I should go hear him and see what he has to say to my home folks.' I enjoyed hearing about Floyd's life story and some of the things that he had to encounter in the south during his early years. Even more than that, I appreciated his remarks to the people there from my district about how he and I worked together and how we got some important things done and made some bills better—like the voter ID bill as an example. So, as others have said, we will miss you, Senator McKissick. I don't know how much you know about energy, but I know if you don't know it now you will. So we wish you well in the next chapter of your life, and we do know that the debates on the commission are going to become longer, so maybe they will have to schedule more time for the hearings. I just want to ask everyone to support the resolution."

**SENATOR WADDELL:** "I just wanted to thank Senator McKissick for all he's done to help me. When I first came, he was the person that said, 'I will help Joyce. I will help her do what she needs to do to speak on the floor.' And he did. I am going to miss seeing his office. It was like a museum that goes all the way back to Abraham Lincoln, coming forward—pictures going as far back then to almost every notable person in the political arena. So, I am going to miss going up there and seeing that history. And when students came here, I said to them, 'Make sure you go by Senator McKissick's office. It's a history lesson. Learn about history.' I knew his father back in the day, when I was in college, and the things that he did for civil rights. I would articulate those to Senator McKissick. He didn't know that I knew some of the things that his father had done when he came and worked with us as students, but they still resonate today. I want to thank him for the legal advice, too, that he's given me inside of this building and outside of this building. It's been very important to me and made a lot of difference in decisions—legal decisions—that I've had to make outside of this chamber. So the name McKissick really goes way back and still continues to go forward with greatness. So, thank you."

**SENATOR LOWE:** "I, too, certainly appreciate our friendship over many, many years. We've worked on various projects long before I got here, and it was good to see a smiling face. One of the things I do think about—I have been to your office on many occasions in Durham, and, like my colleague, when I got here I finally saw the museum and all the things that you have done. I remember a few years ago I happened to be in Memphis, and I noticed there was a picture of your father that you did not have, and I picked up that picture while in Memphis and brought it to you because I thought you needed it. You will be missed. We thank you for your years of service, and I certainly appreciate the things that I've learned from you. May God bless you, and may God keep you."

**SENATOR MCINNIS:** "This is a labor of love for me to say this. I've learned so much from you, Floyd: to be able to look at the bigger picture, to have a wider view, to look deeper into the subject, to have all the facts laid out. And I appreciate that from you. I will carry it to my grave. One of the things that I would say in closing, in addition to all the accolades that have been said—that I applaud—is that if I call—or any of us within the sound of my voice called—Floyd McKissick at two o'clock in the morning and we were in trouble, we had a problem, no matter

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where we were, the first thing he would ask is, ‘Where are you, and how can I get to you, and how can I help you?’ And that would go across all party lines and all any other lines—it would encompass the human line. My hat is off to you for all that you have done. Godspeed. Thank you.”

**SENATOR D. DAVIS:** “Senator McKissick, it’s been an honor and a privilege. You are a good statesman, a good North Carolinian, and an outstanding American. I can say that we’ve spent a lot of time together. I think we may have sat together the longest in our tenure here. Senator Robinson, let us be clear, Senator McKissick is the senior member of our caucus. He is the senior member of the caucus. In our spending hours together, whether it’s talking about legislation, whether it’s talking about the caucus, whether it was talking about so many things that we’ve talked about, I am glad to be able to count you as a friend, a true friend, even beyond just being a colleague. I think, just like Tom was saying, there’s been many occasions that we just picked up the phone and called and talked with each other. I plan to still do so. What I would like to say is we are very grateful for you. We are appreciative. I really—when you are with someone and around them, you really get to know them, and I can tell you when he gets excited on an issue. He may be thorough and do his homework on most issues, but you can really tell the issues that he’s most passionate about. I remember the days back when we were in the majority and we were dealing with the Racial Justice Act. You remember those caucus meetings then. I think about expungements—the work that you have done to advance our expunction laws. I think about—and I think we all have heard—restoring Saturday voting. Those things that are really passionate, and I am just grateful for you and the passion and to be moved by your passion. I can also say, being his seatmate, and for us sitting so long together, y’all think y’all heard him speak on issues, but I can really tell you what he didn’t say. Sometimes we were chatting and I’d say, ‘Nah, let’s not go there,’ and we kind of had to talk him back some. But I really appreciate you, I really do, and I count it an honor. I know you will do well with the Commission. I say to you, God bless you, Godspeed. I know you will do well, and I hope to continue to stay in touch. And I want to end on this note, you are the person who would run around this chamber taking pictures, sharing those pictures, where we dropped the flag and so forth, but I want to end my comments today with a picture of you, sir.”

**SENATOR MOHAMMED:** “Folks, being one of the new people in this wonderful body, and especially whenever you’re first starting something new, a lot of people always tell you that—the best advice they give you is to listen, watch, and learn. And I am so honored to be a member of this body, watching both members of the majority and the minority—whether it’s from Senator Phil Berger or Senator Dan Blue or senior members of our caucus—to watch and learn, whether I may agree or disagree with you. But what I can tell you is that it has been a tremendous honor and privilege, especially, to watch and learn and get so much mentorship from Senator Floyd McKissick. I’m honestly, seriously tempted to vote ‘no’ on this resolution, and I’ve told Senator McKissick about this because I know that him leaving this wonderful body is going to be a terrible loss for this wonderful institution. He, himself, is an institution in himself. And me just getting

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here, I feel like I still have so much learning to do from him. And I feel like I, personally, am missing out on my own professional growth when it comes to serving people of Mecklenburg County, who have so proudly sent me here to do that, Senator McKissick. So, I cannot thank you enough, whether it has been your impact as far as building people not prisons in this wonderful state with criminal justice reform, when it comes to preserving our voices at the ballot box, or holding folks accountable. Looking forward to your continued leadership, I know our loss, just like everyone said, is the Utility Commission's gain. But, the people of North Carolina can still rest assured that you are still at the helm and making sure that all voices are well-represented. So, thank you so much, Senator McKissick, and I wish you all the best."

**SENATOR CHAUDHURI:** "I, too, want to speak on behalf of Senator McKissick's nomination and really say what, I think, has been said already, but I want to share this with someone who has been a seatmate with me, briefly. Number one: for anybody who, I think, used to be at the lobby—go to the lobby of the law school at North Carolina Central University, as Senator Mohammed and I did—we would see Senator McKissick's father's picture there as he was the first African American to integrate the University of North Carolina, Chapel Hill, and then became the founder of CORE, which is a leading civil rights organization. And, I think it's been said many times here today, if you had the opportunity to go to his office, it really is a testimony to Senator McKissick's father and his family and what they have contributed, not only to the history of this state, but to the history of this nation. I will also say that for Senator McKissick himself, he was a victim of gun violence and has been very open and honest about that experience. It is probably one of the most heartbreaking and difficult stories that I've ever heard, and his recovery is a difficult story to process for anyone that's heard it. But outside of Senator McKissick being such a thorough legislator, he's been dedicated to civil rights issues and carrying on his family's legacies. He has also been a real champion for victims of gun violence and gun reform. And, I would simply say this to you, Senator McKissick, as Senator Daniel has said, I think you know a lot about energy, but if you don't know a lot about energy, you will certainly bring a lot of energy to the Utilities Commission. As for someone who has spent, perhaps, the last decade sitting in the back row here with us, I'm looking forward to seeing you in the front row in helming that, standing as a leader with the Utilities Commission. As Senator Mohammed said, as a child of immigrants—his parents came here more than fifty years ago—to be able to hear the stories of our state's history and to know the contribution that the McKissick family has made to the state, it has truly been one of the joys and thrills to say that I've been able to serve with you. I wonder whether I would even be able to stand here today, honestly, if it were not for the sacrifice of the work that your family has done. Thank you for being a great mentor, and good luck and Godspeed to your future as a Utilities Commissioner."

**SENATOR J. ALEXANDER:** "Senator McKissick, you and I have had lots of different conversations, and you're a very detail oriented person, you like to dig and dig and dig, so, therefore, as you go forward with the Utilities Commission, there will be no dust bunny that will be safe because you will dig

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underneath the beds to find them all and expose them and bring them out. But, there's another side of this gentleman that's not been mentioned and that's his sense of humor. He and I have exchanged some, I would say, festive comments toward each other from time to time, and I will say that if you ever choose to engage the man, have your best ready because whatever you throw at him, he will throw back with you. On a good day I tied him, but many days he did best me, and I was proud for the exchange because he did it with love and he did it with fun and never anything to hurt anybody or anything. I will personally miss your sense of humor, my friend, and I wish you well."

**SENATOR BLUE:** "Mr. President, I have had the privilege of knowing Floyd, Senator McKissick, a long time because I knew his father when I was in law school. We worked on a project that was very near and dear to Senator McKissick that his father started with Richard Nixon, quite frankly. It's a little community up in northeastern North Carolina—really central North Carolina—in Warren County: Soul City. I knew about Floyd as a law student well before I knew him. But I will tell you, living here in Raleigh—for those who live in the Raleigh-Durham area, we really have merged into one area—not so much Raleigh, not so much Durham—so whether we are in session or not, you run into him at our mutual court houses, you run into him at social events. So, over the last several decades I have had the privilege to know Floyd even more, but never to the extent of knowing him in the Democratic Caucus. I am going to lift a rule that we have in our caucus today, one that he never observes, by the way, and that is, he is authorized to talk after me. He doesn't observe it in the caucus, and he doesn't observe it on the floor, but now we will lift it officially because Floyd is one of the real contributors in the discussions in our caucus. He sits up front; he gives valuable advice and meaningful contributions. Early on, I had read an article—maybe a year or few years ago—it may have even run earlier in the Durham Morning Herald or the Durham Sun—and it talked about Floyd as a little boy with a paper route in Durham. I came to admire what Floyd did with that paper route because he did it while he was in middle school and high school and kept doing it. I had a paper route in Durham, I lasted one week. So, for him to last many years and still have folk talking about him very finely—the way he delivered their paper, rain, shine, sleet, or snow—is very encouraging. And the other thing that I would point out, those of you who have followed him over the last several years know how tenacious he was on the light rail. Senator Berger has had a lot of experience with Senator McKissick figuring out how to get money in the budget bill for the light rail from Chapel Hill to Durham. So, I saw him, and he was sort of down and dragging along a little bit right after that venture failed. I said, 'Floyd, that's ok. Legislators keep coming to Raleigh-Durham. They've got to come on I-40—those coming from the west—and if they do that over the next three or four years, they are all going to voluntarily give you the money to have some alternative method of transportation over sitting in traffic for eight or ten hours,' and his spirits got boosted a little bit. But I say two things—the last thing: Senator Chaudhuri mentioned Floyd's experience when there was a robbery in a convenience store that he owned that he was operating up in Rowan County. I've heard Floyd tell the story—I knew it—at Duke Law events and various other events where we would be together, and it moves more people the more that he tells that

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story. He fought for his life. Without being smart when the robbery was occurring he would have probably gotten killed. Yet, he has been one of the major contributors in the area of criminal justice—somebody who was directly affected by ridiculous violence who can get over that and not feel so personal against his attacker, but still be able to look at the system as a whole and ensure that not only victims of violence are treated well, but also to make sure that the constitutional protections that he knows so well are afforded all of the citizens in our state. And I don't think anybody in here would debate the fact that Floyd is one of the most ardent supporters and advocates in our criminal justice system. That's what he's done in Judiciary over the years, and that's the life that he lives. So, we are going to miss him, but not because he won't be around to take our pictures anymore. We're going to miss him because of the multiple contributions that he has made as a member of this chamber and of this General Assembly and the tracks that he has left across North Carolina for so many other people to follow so that not only Floyd, but the folk who follow him from his family continue a very rich family tradition. Good luck to you, Floyd, and I know you'll have fun. And I'll assure you, the caucus will miss you. And I'll make sure that all of the comments that have been said here will somewhere or other be available so that fifty years from now, when your memorials are being done, the comments of your colleagues will be captured, and it will be shared at that time with all of the world."

**SENATOR MCKISSICK:** "First, let me thank each and every one of you who made comments as it relates to this resolution. It's really been a tremendous privilege and honor to be a member of the North Carolina Senate. The thing I always remember is that we are all elected from districts of approximately the same size. We all have an equal opportunity to serve. We all represent our constituents. Many of us represent our constituents better than others, but, nevertheless, we all deserve to respect each other and the voices that we bring to this chamber, particularly, when it comes to a variety of issues. The thing that I feel is important is that we have mutual respect that we have comradery that we work together collaboratively. Yes, there will be times when we are all 180 degrees apart on issues that we vigorously believe in, but we have to be able to come together and work together on bills and legislation that we can co-sponsor. I know Senator Rabon and I worked together so closely on that bill dealing with Uber and all the regulated transportation networks. I think at one point there were 26 different stake holders and probably close to 30 different versions of that bill, but we worked together and we got it done, and that's important. When I think back about Senator Daniel and myself and all the bills that we have worked on, whether it's dealing with criminal justice reform issues, whether it's dealing with election laws, whether it's dealing with expunctions—and we've done a lot of good work when it comes to expunctions in this state. You know, I respect the fact that we can be apart on some social issues but work together in collaboration on those issues. And, yes, even when I go into a district up in Burke County at an event where probably people were not expecting me to say things that were necessarily positive at all times about a member of that district that may not always be held in high esteem because of the event that we were holding with the NAACP, I'm going to recognize him for his friendship. I'm going to recognize

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him for his contributions. I'm going to recognize him for those things that we come together upon and build the bridges of communication based upon those things we come together upon because that's the right thing to do. It's the important thing to do. Many members that are not here now that I worked with on bills—people like Senator Tommy Tucker, Senator Barefoot, people who I know and respect tremendously. Senator Brown, we've had so many good bills that we worked on together—bills we've worked on amendments for together. And your friendship—your friendship over the years has been extremely valuable to me—your insights, your thoughts, your personal perspectives—I thank you; I cherish all of that. And when I look at this chamber today, I think the only ones left that were here when I came would be Senator Berger, Senator Brown, and Senator Tillman. All the others are gone, leaving those that come after us. But I build upon those friendships, I build upon those relationships, and I think back to all the good things we've worked on together. Senator Hise, yeah, I think Medicaid reform had to occur in North Carolina. Our system, financially, was not sustainable the way it was. Moving to a system that is based upon managed care that's fully capitated was the right thing to do. It wasn't necessarily the most popular thing to do at that time, but you got to be willing to do it, you got to be able to go out there on a leap of faith because it's right for the citizens of North Carolina that we take on those challenges. And, yes, Senator Alexander, it's great to have a sense of humor at the end of the day. We all have to sit there, and we need to, I should say, laugh together—to be able to sit back and talk about those things that are not on the agenda, that are not critical legislation for our staff, that are not things that we are necessarily going to be voting upon. We need to have those occasions. We need to be able to do it. I look around this chamber—I can start naming people, but I know I'll get in trouble because I won't recognize so many that I've worked on so many bills with—Senator Jackson, Senator Britt. Particularly Britt and I in recent years there's been a lot of things that we have been able to do, a lot of things that we were able to get done. I guess, as Senator Blue indicated, as a victim of crime years ago, it would have been very easy to be against any criminal justice reform, to be able to sit back and say people need to get the stiffest sentences that they can. They need to serve their time each and every day. But notwithstanding the fact that I was a victim of crime—I came close to losing my life—in the first two hospitals, the doctor recommended that my arm be amputated—my left arm—and the fact that I don't have any use or function in that left arm today did not leave me bitter, did not leave me one hating people who committed crimes. It made me understand I need more than ever to understand when sanctions are appropriate, when criminal justice reform is needed, and when we needed to do things that would make the criminal justice system work better, more effectively. And I would say, at some point, as a victim of gun violence, I am committed as a citizen of this state to see that we do something responsibly when it comes to evaluating our laws, that we can come together collectively to make them better when it comes to reform related to access to firearms. We need to do it. Senator Jackson, you know my questions better than so many others, and we've sat there and we've worked on bills together. You've answered each and every one of them, and those you couldn't answer, we agreed that we would disagree upon or either we were collaborative on to come up with a fix. So, you know, I approach this

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new opportunity with a big sense of ambivalence because I've had so many constituents that say, 'Senator McKissick, there's unfinished business. There's things that you need to do. There's things that need to be done.' And I know that there are. I know that I could continue here serving in a way that I feel that my contributions could make an impact. I also have those that have said, 'Look we need you at that Utilities Commission to bring the same vigor, the same thoroughness, and to look out for the consumers of this state' because, when you think about it, people pay for their housing, they pay for transportation. But that expense that they bear every month is utilities, and we need to have good guardians there to make sure the public interest is protected. So, it's a new challenge. It's a new opportunity. It's one that I view as one that I could contribute substantially. But I would also, as I have here, look to the colleagues that would be a part of that commission for guidance, for insight, for knowledge, and for the opportunity to work together for the best interest of the consumers of our state, understanding that the utilities of this state also have a duty in terms of providing services but also an opportunity to earn a reasonable return on their investments. We've got to deal with grid modernization; we've got to deal with solar; we need to deal with wind; we need to deal with inner interoperability of systems. There's so much that needs to be done. So, I simply say today, there are new horizons ahead. I face it with ambivalence. I'm not sure if it's the right time to go or whether I should continue serving, but I know that I will think, that I will pray, and I will be led by what is in the best interest of the citizens of North Carolina, the best interest of my family, and the best interest of what I can do to best continue serving. I look to colleagues that are no longer with us. I look to people like Kay Hagan, who recently passed away, and I realize we are the very same age. I know that she is no longer here. I look to people like Governor Perdue, who was here when I came; Senator Dalton, who went on to become Lieutenant Governor—so many good people. Senator Stein, who was my seatmate, is now our attorney general. They've all moved on and contributed in new ways. Senator Cowell went on and became our state treasurer. You have to assume that there's a pathway, that there's a light, and there is the ability to contribute in life wherever you may find yourself, wherever you may be, if you seize that opportunity and if you use that opportunity to advance the public interest. I'm one of those that even though I work twelve to fourteen hours a day, I will probably, regardless of where I stand, wherever I may spend time, continue working the same passion and the same vigor as long as God allows me to do so. And, perhaps, there might be a time where my schedule is more predictable than it is, particularly during the last few weeks, where I might be able to get down in Senator Brown's district and enjoy the beach because it would be a wonderful thing to do. So, I thank each of you for the privilege of being able to serve with you. I thank each of you for what you do for our state. I ask each and every one of you to try to work in a bipartisan way. Put aside those things that we differ upon. Build upon those things where we can have common ground and have greatness, and let's have a civility in this chamber that it so desperately deserves. I've seen times when it was particularly torn and polarized. I don't think we are at our worst today. I think we are doing better today than we've done in the past. But at the same time, we are now at a budget impasse that I hope we can all overcome because it would be right for our state to overcome

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it in whatever ways that we can. So, thank you very much. I would simply ask, as Senator Blue kind of suggested, it would be nice to look back in some time frame in the future and look about what people may have said because it may come a time when they may have different opinions of me. So, I'd simply ask that the words spoken related to this resolution be spread upon the Journal. Thank you."

The Joint Resolution passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

**S.J.R. 684**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JEFFREY A. HUGHES TO THE UTILITIES COMMISSION, upon second reading.

The Joint Resolution passes its second reading (49-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

**S.J.R. 685**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF KIMBERLY W. DUFFLEY TO THE UTILITIES COMMISSION, upon second reading.

The Joint Resolution passes its second reading (48-0) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

*The Chair grants a leave of absence for the remainder of today's session to Senator Steinburg.*

**H.B. 470** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE, for adoption.

Upon motion of Senator Daniel, the Senate adopts the Conference Report (47-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

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, the receipt of conference reports, and the appointment of conferees, to reconvene at 2:00 p.m.

## RECESS

## CONFERENCE REPORT

Senator Burgin, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 433** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC

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PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO MAKE ADDITIONS TO CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; AND TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S433-PCCS25009-BRy-4.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **S.B. 433** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO AMEND CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES; TO ADJUST FOR INFLATION THE THRESHOLD FOR DEPARTMENT OF ADMINISTRATION APPROVAL OF STATE LEASES; AND TO CLARIFY AND AMEND THE SEPTIC TANK SITE SUITABILITY DETERMINATION PROCESS.

The Conference Report is placed on the calendar of Thursday, October 31, for adoption.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 31, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 181** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, AND TO REVISE THE MCDOWELL COUNTY BOARD OF EDUCATION DISTRICTS.

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When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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  
October 31, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 470** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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  
October 31, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 354** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR CERTAIN PUBLIC SCHOOL PERSONNEL AND, CONTINGENT UPON THE PASSAGE OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR

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CERTAIN EDUCATIONAL EMPLOYEES AND INCREASED FUNDING FOR TUITION GRANTS FOR GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 354 earlier today, the bill is ordered enrolled and sent to the Governor.*

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**S.B. 578** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE FRANCHISE TAX AND TO MODIFY FILM GRANT LIMITS, for concurrence in the House Committee Substitute bill.

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 31, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives fails to concur in **Senate Amendment No. 1 and Senate Committee Substitute for H.B. 200 (3rd Edition)**, A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE MATCH FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS AND CONTINGENT FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND, and requests conferees. Speaker Moore has appointed:

Representative McGrady, Chair  
Representative Bell  
Representative Lambeth  
Representative Richardson and  
Representative Dixon

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

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The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

The Senate recesses at 2:06 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 2:30 p.m.

### RECESS

The Senate meets pursuant to recess and is called to order by Senator Hise, Deputy President *Pro Tempore*.

### MOTION RELATIVE TO THE CALENDAR

**S.B. 578** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE FRANCHISE TAX AND TO MODIFY FILM GRANT LIMITS, received today for concurrence in the House Committee Substitute bill.

Upon motion of Senator Rabon, without objection, the rules are suspended and the House Committee Substitute bill is placed on today's calendar.

The Senate recesses at 2:56 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 4:00 p.m.

### RECESS

### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:  
House of Representatives  
October 31, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 537** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT; TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT; TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; TO AMEND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, EMPLOYEE ASSISTANCE

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PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP; TO POSTPONE DEPLOYMENT OF NC FAST CASE-MANAGEMENT FUNCTIONALITY FOR CHILD WELFARE SYSTEM/AGING AND ADULT SERVICES' PROGRAM, DEVELOP REQUESTS FOR INFORMATION, AND REQUIRE PROGRAM EVALUATION DIVISION TO STUDY THE ISSUE; TO IMPLEMENT CRIMINAL HISTORY RECORD CHECKS FOR CHILD CARE INSTITUTIONS; TO MAKE CHANGES TO INVOLUNTARY COMMITMENT; AND TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 537 on Wednesday, October 30, the bill is ordered enrolled and sent to the Governor.*

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 31, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 199** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE AND TO STRENGTHEN AND MODERNIZE SEXUAL ASSAULT LAWS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

*Pursuant to the Senate having adopted the Conference Report for S.B. 199 earlier today, the bill is ordered enrolled and sent to the Governor.*

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**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 31, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 433** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO AMEND CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES; TO ADJUST FOR INFLATION THE THRESHOLD FOR DEPARTMENT OF ADMINISTRATION APPROVAL OF STATE LEASES; AND TO CLARIFY AND AMEND THE SEPTIC TANK SITE SUITABILITY DETERMINATION PROCESS.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**S.B. 557** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS, for concurrence in the House Committee Substitute bill No. 2.

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**APPOINTMENT OF A CONFERENCE COMMITTEE**

**H.B. 200** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE MATCH FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS AND CONTINGENT FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND, with unengrossed Senate Amendment No. 1.

Pursuant to the message received from the House of Representatives earlier today that the House fails to concur in the Senate Committee Substitute bill and Senate Amendment No. 1 for H.B. 200 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator B. Jackson, Chair; Senator Brown, Senator Harrington, Senator Britt and Senator Hise as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

The Senate meets pursuant to recess and is called to order by The Honorable Rick Gunn, Senator from Alamance County.

The Senate recesses at 4:57 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of conferees, to reconvene at 5:30 p.m.

**RECESS**

The Senate meets pursuant to recess and is called to order by Senator Berger, President *Pro Tempore*.

**MOTION RELATIVE TO THE CALENDAR**

Upon motion of Senator Rabon, without objection, the following bills are withdrawn from today's calendar and re-referred to the **Rules and Operations of the Senate Committee**:

**H.B. 966** (Ratified), AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS, for reconsideration upon the Governor's veto.

**S.B. 553** (Ratified), AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA, for reconsideration upon the Governor's veto.

**H.B. 555** (Ratified), AN ACT TO APPROPRIATE FUNDS FOR THE IMPLEMENTATION OF MEDICAID TRANSFORMATION AND TO MAKE OTHER MEDICAID TRANSFORMATION-RELATED CHANGES, for reconsideration upon the Governor's veto.

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**MOTION RELATIVE TO THE CALENDAR**

**S.B. 557** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS, received today for concurrence in the House Committee Substitute bill No. 2.

Upon motion of Senator Rabon, without objection, the rules are suspended and the House Committee Substitute bill No. 2 is placed on today's calendar.

**CALENDAR** *(continued)*

**S.J.R. 694**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN AND LIMITING THE MATTERS THAT MAY BE CONSIDERED UPON RECONVENING, upon second reading.

Senator Rabon offers Amendment No. 1, which is adopted (48-0).

The Joint Resolution, as amended, passes its second reading (47-1) and, without objection, is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message, with Senate Amendment No. 1 unengrossed.

**S.B. 578** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE FRANCHISE TAX AND TO MODIFY FILM GRANT LIMITS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Newton, the Senate concurs in the House Committee Substitute bill (29-19) and the bill is ordered enrolled and sent to the Governor.

**S.B. 433** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO AMEND CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES; TO ADJUST FOR INFLATION THE THRESHOLD FOR DEPARTMENT OF ADMINISTRATION APPROVAL OF STATE LEASES; AND TO CLARIFY AND AMEND THE SEPTIC TANK SITE SUITABILITY DETERMINATION PROCESS, for adoption.

Upon motion of Senator Burgin, the Senate adopts the Conference Report by a three-fifths majority vote, ayes 48, noes 0, as follows:

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Voting in the affirmative: Senators J. Alexander, T. Alexander, Ballard, Berger, Blue, Britt, Brown, Bryan, Burgin, Chaudhuri, Clark, Daniel, D. Davis, J. Davis, deViere, Edwards, Fitch, Ford, Foushee, Gallimore, Garrett, Gunn, Harrington, Hise, Horner, B. Jackson, J. Jackson, Johnson, Krawiec, Lowe, Marcus, McInnis, McKissick, Mohammed, Newton, Nickel, Perry, Peterson, Rabon, Robinson, Sanderson, Sawyer, Searcy, Smith, Van Duyn, Waddell, Wells and Woodard---48.

Voting in the negative: None

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

*Pursuant to the message received earlier today that the House of Representatives adopted the Conference Report for S.B. 433, the bill is ordered enrolled and sent to the Governor.*

**S.B. 557** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS, for concurrence in House Committee Substitute No. 2.

Upon motion of Senator Newton, the Senate concurs in the House Committee Substitute bill No. 2 (47-1) and the bill is ordered enrolled and sent to the Governor.

Upon motion of Senator Hise, seconded by Senator Searcy, the Senate adjourns at 6:08 p.m., in honor of Senator Floyd McKissick, in accordance with **S.J.R. 694**, and subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of conference reports, and the appointment of committee members, to reconvene Wednesday, November 13, at 12:00 p.m.

#### **APPOINTMENT OF CONFERENCE COMMITTEES**

**S.B. 476** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO RECOMMEND STEPS NECESSARY TO TRANSITION TO A COMPETENCY-BASED ASSESSMENT AND TEACHING MODEL FOR ALL ELEMENTARY AND SECONDARY STUDENTS IN NORTH CAROLINA; AND TO REQUIRE PUBLIC SCHOOL UNITS TO ADOPT AND TO IMPLEMENT A SUICIDE RISK REFERRAL PROTOCOL, A MENTAL HEALTH TRAINING PROGRAM, AND A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE.

Pursuant to the Senate having failed to concur in the House Committee Substitute bill for S.B. 476 on July 22, Senator Berger, President *Pro Tempore*, appoints Senator Rabon, Chair; Senator B. Jackson, Senator Brown and Senator Harrington as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action and requesting conferees.

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**H.B. 633** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANG ACTIVITY AND CLARIFY JUDICIAL STANDARDS COMMISSION PROCEDURES.

Pursuant to the message received from the House of Representatives on September 18 that the House fails to concur in the Senate Committee Substitute bill for H.B. 633 and requests conferees, Senator Berger, President *Pro Tempore*, appoints Senator Rabon, Chair; Senator B. Jackson, Senator Brown and Senator Harrington as conferees on the part of the Senate to resolve the differences arising between the two bodies. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

#### **ENROLLED BILLS AND RESOLUTIONS**

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

**S.B. 199**, AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE AND TO STRENGTHEN AND MODERNIZE SEXUAL ASSAULT LAWS.

**S.B. 354**, AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR CERTAIN PUBLIC SCHOOL PERSONNEL AND, CONTINGENT UPON THE PASSAGE OF HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS FOR LEGISLATIVELY MANDATED COMPENSATION INCREASES FOR CERTAIN EDUCATIONAL EMPLOYEES AND INCREASED FUNDING FOR TUITION GRANTS FOR GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.

**S.B. 433**, AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO AMEND CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE DATE; TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES; TO ADJUST FOR INFLATION THE THRESHOLD FOR DEPARTMENT OF ADMINISTRATION APPROVAL OF STATE LEASES; AND TO CLARIFY AND AMEND THE SEPTIC TANK SITE SUITABILITY DETERMINATION PROCESS.

**S.B. 537**, AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT; TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT; TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES

October 31, 2019



PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP; TO POSTPONE DEPLOYMENT OF NC FAST CASE-MANAGEMENT FUNCTIONALITY FOR CHILD WELFARE SYSTEM/AGING AND ADULT SERVICES' PROGRAM, DEVELOP REQUESTS FOR INFORMATION, AND REQUIRE PROGRAM EVALUATION DIVISION TO STUDY THE ISSUE; TO IMPLEMENT CRIMINAL HISTORY RECORD CHECKS FOR CHILD CARE INSTITUTIONS; TO MAKE CHANGES TO INVOLUNTARY COMMITMENT; AND TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM.

**S.B. 557**, AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS.

**S.B. 578**, AN ACT TO REDUCE THE FRANCHISE TAX AND TO MODIFY FILM GRANT LIMITS.

**H.B. 111**, AN ACT TO ENACT A BASE BUDGET FOR CERTAIN STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS FOR THE 2019-2021 FISCAL BIENNIUM.

**H.B. 470**, AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE.

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 181**, AN ACT TO REPEAL THE ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, AND TO REVISE THE MCDOWELL COUNTY BOARD OF EDUCATION DISTRICTS.

The Enrolling Clerk reports the following Joint Resolutions duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.J.R. 1019**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF FLOYD B. MCKISSICK, JR., TO THE UTILITIES COMMISSION. (Res. 2019-15)

October 31, 2019

**S.J.R. 677**, A JOINT RESOLUTION CONFIRMING THE APPOINTMENT OF COREY M. VIERS TO THE NORTH CAROLINA MINING COMMISSION. (Res. 2019-16)

**S.J.R. 678**, A JOINT RESOLUTION RELATING CONFIRMING THE APPOINTMENT OF ROBERT J. CONNER TO THE NORTH CAROLINA MINING COMMISSION. (Res. 2019-17)

**S.J.R. 684**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF JEFFREY A. HUGHES TO THE UTILITIES COMMISSION. (Res. 2019-18)

**S.J.R. 685**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF KIMBERLY W. DUFFLEY TO THE UTILITIES COMMISSION. (Res. 2019-19)

**S.J.R. 694**, A JOINT RESOLUTION ADJOURNING THE 2019 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN AND LIMITING THE MATTERS THAT MAY BE CONSIDERED UPON RECONVENING. (Res. 2019-20)

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

**S.B. 419** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER CHANGES TO STATUTES AND SESSION LAWS, for concurrence in the House Committee Substitute bill.

Referred to the **Rules and Operations of the Senate Committee.**

#### **CHAPTERED BILL**

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 181**, AN ACT TO REPEAL THE ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, AND TO REVISE THE MCDOWELL COUNTY BOARD OF EDUCATION DISTRICTS. (Became law upon ratification, October 31, 2019 - S.L. 2019-234)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

**ONE HUNDRED FIFTY-FIRST DAY**

Senate Chamber  
Wednesday, November 13, 2019

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 Carl Ford, Senator from Rowan County, as follows:

“Father, I thank you for this day, and I thank you for this nice, cool weather, Lord, we appreciate it. We thank you for your grace, mercy, and love. Your mercy endures forever, and I can’t thank you enough for that. We should be thankful year round and not just at this time of year. I praise you, Father, for all that you do. In Jesus’ name, Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, October 31, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Burgin, Senator Daniel, Senator Mohammed, and Senator Smith.

**FILING OF BILLS**

Upon motion of Senator Rabon, without objection, any bills filed today pursuant to Senate Rule 40 may be filed through the end of today.

Upon motion of Senator Hise, seconded by Senator Rabon, the Senate adjourns at 12:24 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene Thursday, November 14, at 9:30 a.m.

**ESTABLISHMENT OF A JOINT SELECT COMMITTEE**

Pursuant to G.S. 120-19.6(a1), Senate Rule 31, and House Rule 26(a), the **Joint Select Committee on Congressional Redistricting** was established by the President *Pro Tempore* of the Senate and the Speaker of the House of Representatives on November 4, 2019. Members appointed by the President *Pro Tempore* are as follows:

**Co-Chair:** Senator Hise

**Members:** Senators Blue, Clark, Daniel, Edwards, Fitch, Newton, and Perry

November 13, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
October 31, 2019

Mr. President:

Pursuant to the information that your Honorable Body failed to concur in **S.B. 476 House Committee Substitute (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO RECOMMEND STEPS NECESSARY TO TRANSITION TO A COMPETENCY-BASED ASSESSMENT AND TEACHING MODEL FOR ALL ELEMENTARY AND SECONDARY STUDENTS IN NORTH CAROLINA; AND TO REQUIRE PUBLIC SCHOOL UNITS TO ADOPT AND TO IMPLEMENT A SUICIDE RISK REFERRAL PROTOCOL, A MENTAL HEALTH TRAINING PROGRAM, AND A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE, and requests conferees, Speaker Moore has appointed:

Representative Horn, Chair  
Representative Elmore and  
Representative White

on the part of the House of Representatives to confer with a like committee appointed by the Senate to the end that the differences arising may be resolved.

Respectfully,  
S/ James White  
Principal Clerk

**DISMISSAL AND APPOINTMENT OF CONFEREES**

Senator Berger, President *Pro Tempore*, hereby dismisses the conferees appointed on August 6 on the part of the Senate to resolve the differences arising between the Senate and the House of Representatives on **S.B. 356** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES, and appoints Senator Brown, Chair; Senator Rabon, Senator B. Jackson, Senator Harrington, Senator McInnis, Senator J. Davis and Senator Wells as new conferees. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

November 13, 2019

**MESSAGE FROM THE GOVERNOR**

A vetoed bill, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*Senate Bill 250, "An Act to Codify the Common Law Requirement for United States Citizenship to Qualify as a Juror, to Allow a Clerk of Court to Hear Jury Excuses if so Designated by the Chief District Court Judge, and to Provide that the Names and Addresses of Persons Requesting to be Excused From Jury Duty Based on Disqualification Shall be Shared With the State Board of Elections if the Disqualification is Due to United States Citizenship."*

Only citizens should be allowed to vote. But blocking legitimate voters from casting a ballot is a risk we cannot take when the law already prevents non-citizens from voting and has legitimate mechanisms to remove them from the rolls. This legislation creates a high risk of voter harassment and intimidation and could discourage citizens from voting.

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 the 6th day of November 2019, at 2:59 p.m., for reconsideration by that body.

*Senator Rabon orders the bill, together with the Governor's objections and veto message, referred to the **Rules and Operations of the Senate Committee.***

**MESSAGE FROM THE GOVERNOR**

A vetoed bill, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*Senate Bill 354, "An Act, Consistent With House Bill 966 of the 2019 Regular Session, to Appropriate Funds for Legislatively Mandated Compensation Increases for Certain Public School Personnel and, Contingent Upon the Passage of House Bill 966 of the 2019 Regular Session, to Appropriate Funds for Legislatively Mandated Compensation Increases for Certain Educational Employees and Increased Funding for Tuition Grants for Graduates of the North Carolina School of Science and Mathematics."*

November 13, 2019

The General Assembly continues to shortchange teachers and non-certified personnel like cafeteria workers, bus drivers and teacher assistants, despite a robust economy and decent raises for other state employees. Educators deserve more if our schools are to remain competitive with other states and keep good teachers.

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 the 8th day of November 2019, at 9:53 a.m., for reconsideration by that body.

*Senator Rabon orders the bill, together with the Governor's objections and veto message, referred to the **Rules and Operations of the Senate Committee.***

#### **MESSAGE FROM THE GOVERNOR**

A vetoed bill, together with the Governor's objections and veto message, was returned to the Clerk of the North Carolina Senate, as follows:

#### **GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*Senate Bill 578, "An Act to Reduce the Franchise Tax and to Modify Film Grant Limits."*

This legislation prioritizes corporate tax cuts over investments in education and would further erode state revenue at the same time the General Assembly is underinvesting in schools. Cutting taxes for corporations at more than \$1 billion over five years will hurt North Carolina's future.

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 the 8th day of November 2019, at 9:53 a.m., for reconsideration by that body.

*Senator Rabon orders the bill, together with the Governor's objections and veto message, 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:

November 13, 2019

House of Representatives  
November 13, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that Representatives Lewis, Cleveland, Setzer, D. Hall, Iler, Presnell and Shepard have been added as conferees; Representative Lewis is designated Chair and Representative Ross is removed as Chair and remains a conferee on **S.B. 356 House Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES.

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  
November 13, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that **H.B. 398 (Ratified)**, AN ACT, CONSISTENT WITH HOUSE BILL 966, 2019 REGULAR SESSION, TO MAKE APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND INFORMATION TECHNOLOGY PROJECTS, was vetoed by Governor Roy Cooper on November 8, 2019 and was returned to the House of Representatives with the attached veto message.

Respectfully,  
S/ James White  
Principal Clerk

*The Governor's objections and veto message can be found in the Addendum.*

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

November 13, 2019

House of Representatives  
November 13, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that **H.B. 231 (Ratified)**, AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO PROVIDE ONE-TIME COST-OF-LIVING SUPPLEMENTS FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, was vetoed by Governor Roy Cooper on November 8, 2019 and was returned to the House of Representatives with the attached veto message.

Respectfully,  
S/ James White  
Principal Clerk

*The Governor's objections and veto message can be found in the Addendum.*

#### **SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
November 13, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that Representatives Setzer, Lewis, Cleveland, Iler, Ross, Richardson and D. Hall have been removed as conferees. Representative McGrady has been added as a conferee, and Representative Torbett has been designated as Chair to **S.B. 356 House Committee Substitute No. 2 (4th Edition)**, A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES.

Respectfully,  
S/ James White  
Principal Clerk

November 13, 2019



**CONFERENCE REPORT**

Senator Brown, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **S.B. 356** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT TRUST FUND AND THE PARKS AND RECREATION TRUST FUND AND TO MODIFY VARIOUS LAWS RELATING TO THE STATE SURPLUS PROPERTY AGENCY AND THE SALE OF SEIZED MOTOR VEHICLES, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill S356-PCCS45380-SU-8.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read **S.B. 356** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE REVENUE ADJUSTMENTS, IMPLEMENT BUDGET STABILIZATION MEASURES, AND ENHANCE TRANSPARENCY AND ACCOUNTABILITY AT THE DEPARTMENT OF TRANSPORTATION.

The Conference Report is placed on the calendar of Thursday, November 14, for adoption.

**CHAPTERED BILLS**

The Enrolling Clerk reports the following bills properly enrolled, assigned the following Chapter Numbers, and presented to the Office of the Secretary of State:

**S.B. 61**, AN ACT, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO ENACT A BUDGET FOR THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM; TO MAKE ADDITIONAL APPROPRIATIONS, TRANSFERS, AND REDUCTIONS TO THE BUDGET OF THE COMMUNITY COLLEGE SYSTEM; AND TO MAKE OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM. (Became law upon approval of the Governor, November 1, 2019 - S.L. 2019-235)

**S.B. 579**, AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY. (Became law upon approval of the Governor, November 1, 2019 - S.L. 2019-236)

**H.B. 399**, AN ACT TO MAKE CERTAIN TAX CHANGES, TO EXTEND CERTAIN TAX BENEFITS, AND TO APPROPRIATE FUNDS FROM THE COLLECTIONS ASSISTANCE FEE SPECIAL FUND TO THE DEPARTMENT OF REVENUE. (Became law upon approval of the Governor, November 1, 2019 - S.L. 2019-237)

November 13, 2019

**S.B. 312**, AN ACT TO PROVIDE RELIEF TO THE OCRACOKE SCHOOL TO ACCOMMODATE EXTRAORDINARY CIRCUMSTANCES DUE TO HURRICANE DORIAN. (Became law upon approval of the Governor, November 1, 2019 - S.L. 2019-238)

**S.B. 683**, AN ACT TO AMEND THE LAWS GOVERNING MAIL-IN ABSENTEE BALLOTS; TO RESTORE THE LAST SATURDAY OF EARLY ONE-STOP VOTING; TO EXTEND THE TIME BY WHICH COUNTY BOARDS OF ELECTION NEED TO REPLACE DIRECT RECORD ELECTRONIC VOTING EQUIPMENT UNDER CERTAIN CONDITIONS; TO AUTHORIZE A COUNTY TO TEST NEW VOTING EQUIPMENT DURING A SIMULATED ELECTION; AND TO MAKE APPROPRIATIONS FOR CURRENT OPERATIONS OF THE STATE BOARD OF ELECTIONS, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION. (Became law upon approval of the Governor, November 6, 2019 - S.L. 2019-239)

**S.B. 537**, AN ACT TO EXAMINE AND ESTABLISH A NEW ADULT CARE HOME PAYMENT METHODOLOGY; TO AMEND THE LICENSED PROFESSIONAL COUNSELORS ACT; TO UPDATE AND REVISE THE SUBSTANCE ABUSE PROFESSIONAL PRACTICE ACT; TO AMEND THE SOCIAL WORKER CERTIFICATION AND LICENSURE ACT; TO AMEND DEPARTMENT OF HEALTH AND HUMAN SERVICES' STATUTES PERTAINING TO MEDICAID, SOCIAL SERVICES REFORM, CHILD SUPPORT, VOCATIONAL REHABILITATION, EMPLOYEE ASSISTANCE PROFESSIONALS, ADOPTIONS, CHILD ABUSE AND NEGLECT, JOINT SECURITY FORCES, SECURITY RECORDINGS, NC REACH PROGRAM, TRAUMATIC BRAIN INJURY, AND THE MEDICAL CARE COMMISSION MEMBERSHIP; TO POSTPONE DEPLOYMENT OF NC FAST CASE-MANAGEMENT FUNCTIONALITY FOR CHILD WELFARE SYSTEM/ AGING AND ADULT SERVICES' PROGRAM, DEVELOP REQUESTS FOR INFORMATION, AND REQUIRE PROGRAM EVALUATION DIVISION TO STUDY THE ISSUE; TO IMPLEMENT CRIMINAL HISTORY RECORD CHECKS FOR CHILD CARE INSTITUTIONS; TO MAKE CHANGES TO INVOLUNTARY COMMITMENT; AND TO ESTABLISH THE RURAL HEALTH CARE STABILIZATION PROGRAM. (Became law upon approval of the Governor, November 6, 2019 - S.L. 2019-240)

**S.B. 433**, AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE DEPARTMENT OF NATURAL AND CULTURAL RESOURCES AND TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, AS RECOMMENDED BY THE DEPARTMENT; TO AMEND CERTAIN REPORTS OF THE NORTH CAROLINA POLICY COLLABORATORY TO THE GENERAL ASSEMBLY; TO CLARIFY CERTAIN APPROPRIATIONS IN THE 2018 HURRICANE FLORENCE DISASTER RECOVERY ACT; TO CORRECT AN EFFECTIVE

November 13, 2019

DATE; TO REPEAL AND REPLACE AN ACT PROVIDING FOR EMERGENCY OPERATING FUNDS FOR UTILITIES; TO ADJUST FOR INFLATION THE THRESHOLD FOR DEPARTMENT OF ADMINISTRATION APPROVAL OF STATE LEASES; AND TO CLARIFY AND AMEND THE SEPTIC TANK SITE SUITABILITY DETERMINATION PROCESS. (Became law upon approval of the Governor, November 6, 2019 - S.L. 2019-241)

**H.B. 111**, AN ACT TO ENACT A BASE BUDGET FOR CERTAIN STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS FOR THE 2019-2021 FISCAL BIENNIUM. (Became law upon approval of the Governor, November 6, 2019 - S.L. 2019-242)

**H.B. 470**, AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAW GOVERNING THE ADMINISTRATION OF JUSTICE. (Became law upon approval of the Governor, November 6, 2019 - S.L. 2019-243)

**S.B. 559**, AN ACT TO PERMIT FINANCING FOR CERTAIN STORM RECOVERY COSTS. (Became law upon approval of the Governor, November 6, 2019 - S.L. 2019-244)

**S.B. 199**, AN ACT TO PROTECT CHILDREN FROM SEXUAL ABUSE AND TO STRENGTHEN AND MODERNIZE SEXUAL ASSAULT LAWS. (Became law upon approval of the Governor, November 7, 2019 - S.L. 2019-245)

**S.B. 557**, AN ACT TO INCREASE THE STANDARD DEDUCTION, TO EXPAND THE DEFINITION OF HOLDING COMPANY FOR FRANCHISE TAX PURPOSES, TO IMPLEMENT MARKET-BASED SOURCING FOR MULTISTATE INCOME TAX APPORTIONMENT, TO REQUIRE CERTAIN MARKETPLACE FACILITATORS TO COLLECT SALES TAX, TO DIRECT REVENUE LAWS TO STUDY CERTAIN TAX SUNSET PROVISIONS, AND TO MAKE TECHNICAL CORRECTIONS. (Became law upon approval of the Governor, November 8, 2019 - S.L. 2019-246)

**H.B. 377**, AN ACT TO ENSURE TEACHERS, INSTRUCTIONAL SUPPORT PERSONNEL, AND ASSISTANT PRINCIPALS RECEIVE SALARY INCREASES BASED ON YEARS OF EXPERIENCE, TO AUTHORIZE SALARY SUPPLEMENTS FOR HIGHLY QUALIFIED NORTH CAROLINA TEACHING GRADUATES, AND, CONSISTENT WITH HOUSE BILL 966 OF THE 2019 REGULAR SESSION, TO APPROPRIATE FUNDS TO PROVIDE LEGISLATIVELY MANDATED SALARY INCREASES FOR PRINCIPALS. (Became law upon approval of the Governor, November 8, 2019 - S.L. 2019-247)

November 13, 2019

**S.B. 522**, AN ACT TO ALIGN THE SELECTION OF INNOVATIVE SCHOOLS WITH THOSE IDENTIFIED BY THE STATE BOARD OF EDUCATION FOR COMPREHENSIVE SUPPORT AND IMPROVEMENT, TO EXPAND OPTIONS FOR THE INNOVATIVE SCHOOL DISTRICT, TO REQUIRE LOCAL BOARDS OF EDUCATION TO INFORM BOARDS OF COUNTY COMMISSIONERS OF ACADEMIC PROGRESS, TO REQUIRE FURTHER STUDY OF REFORMS FOR ASSISTANCE TO LOW-PERFORMING SCHOOLS, TO ELIMINATE THE CAP ON LOCAL BOARDS OF EDUCATION THAT CAN PARTICIPATE IN THE ADVANCED TEACHING ROLES PILOT PROGRAM, AND TO EXEMPT ADVANCED TEACHING ROLES SCHOOLS FROM CLASS SIZE REQUIREMENTS. (Became law without the approval of the Governor, November 11, 2019 - S.L. 2019-248)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

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## ONE HUNDRED FIFTY-SECOND DAY

Senate Chamber  
Thursday, November 14, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:32 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 4:00 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 Senator Hise:

**S.B. 695**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senator Hise:

**S.B. 696**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

November 14, 2019

By Senator Hise:

**S.B. 697**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Hise and Newton (Primary Sponsors):

**S.B. 698**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Blue, Fitch, and Clark (Primary Sponsors):

**S.B. 699**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Blue, Fitch, and Clark (Primary Sponsors):

**S.B. 700**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

By Senators Blue, Fitch, and Clark (Primary Sponsors):

**S.B. 701**, A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Rules and Operations of the Senate Committee**.

#### CONFERENCE REPORT

Senator B. Jackson, for the conferees appointed to consider the differences arising between the Senate and the House of Representatives on **H.B. 200** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE STATE MATCH FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS AND CONTINGENT FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND, submits a Conference Report for adoption.

The Conference Report deletes the entire existing bill and substitutes the Proposed Conference Committee Substitute bill H200-PCCS30539-MM-9.

Upon adoption, the Proposed Conference Committee Substitute will change the title to read, **H.B. 200** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS, FUNDS FOR RESILIENCY MEASURES AGAINST FUTURE STORMS, AND FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND; TO MAKE CORRECTIONS TO VARIOUS BUDGET RELATED BILLS; AND TO ENACT CERTAIN BUDGET PROVISIONS FROM HOUSE BILL 966, 2019 REGULAR SESSION.

The Conference Report is placed on today's calendar, for adoption.

November 14, 2019

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

House of Representatives  
November 14, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **S.B. 356 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO MAKE REVENUE ADJUSTMENTS, IMPLEMENT BUDGET STABILIZATION MEASURES, AND ENHANCE TRANSPARENCY AND ACCOUNTABILITY AT THE DEPARTMENT OF TRANSPORTATION.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

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  
November 14, 2019

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has adopted the report of the Conferees on **H.B. 200 (Conference Committee Substitute)**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS, FUNDS FOR RESILIENCY MEASURES AGAINST FUTURE STORMS, AND FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND; TO MAKE CORRECTIONS TO VARIOUS BUDGET RELATED BILLS; AND TO ENACT CERTAIN BUDGET PROVISIONS FROM HOUSE BILL 966, 2019 REGULAR SESSION.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,  
S/ James White  
Principal Clerk

November 14, 2019

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

Prayer is offered by The Honorable Joyce Waddell, Senator from Mecklenburg County, as follows:

“God, we thank you for those of us who have come here to serve. As we focus upon Thanksgiving, please provide our leaders and remind us every day is a gift. And every day is a thanksgiving. Give us peace when our work takes us away from our families at important holidays. Bless us and guide us in everything that we do and say in this General Assembly. These blessings we ask in your name. And all the people said, ‘Amen.’”

Senator Rabon announces that the Senate Journal of Wednesday, November 13, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator Burgin, Senator Daniel, Senator Hise, Senator Mohammed, and Senator Woodard.

### INTRODUCTION OF A RESOLUTION

Upon motion of Senator Rabon, without objection, the rules are suspended and a resolution filed today for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Rabon:

**S.R. 702**, A SENATE RESOLUTION ELECTING DWIGHT D. STONE TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Referred to the **Select Committee on Nominations**.

### CALENDAR

Bills on today’s calendar are taken up and disposed of as follows:

**S.B. 356** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE REVENUE ADJUSTMENTS, IMPLEMENT BUDGET STABILIZATION MEASURES, AND ENHANCE TRANSPARENCY AND ACCOUNTABILITY AT THE DEPARTMENT OF TRANSPORTATION, for adoption.

*Senator Blue is excused from voting on the bill due to a potential conflict of interest.*

Upon motion of Senator Brown, the Senate adopts the Conference Report (44-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

*Pursuant to the message received earlier today that the House of Representatives adopted the Conference Report for S.B. 356, the bill is ordered enrolled and sent to the Governor by special message.*

November 14, 2019

**H.B. 200** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS, FUNDS FOR RESILIENCY MEASURES AGAINST FUTURE STORMS, AND FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND; TO MAKE CORRECTIONS TO VARIOUS BUDGET RELATED BILLS; AND TO ENACT CERTAIN BUDGET PROVISIONS FROM HOUSE BILL 966, 2019 REGULAR SESSION, for adoption.

Upon motion of Senator B. Jackson, the Senate adopts the Conference Report (45-0).

The Chair orders a special message sent to the House of Representatives informing that honorable body of such action.

Upon motion of Senator Rabon, seconded by Senator Fitch, the Senate adjourns at 4:50 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene Friday, November 15, at 9:30 a.m.

### REPORT OF COMMITTEE

A select committee report is submitted as follows:

By Senator Rabon for the **Select Committee on Nominations**:

**S.R. 702**, A SENATE RESOLUTION ELECTING DWIGHT D. STONE TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

### SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

**H.J.R. 1026**, A JOINT RESOLUTION ADJOURNING THE SESSION RECONVENED PURSUANT TO SECTION 1 OF RESOLUTION 2019-20.

Referred to the **Rules and Operations of the Senate Committee**.

**H.B. 1029** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

Referred to the **Redistricting and Elections Committee**.

### ENROLLED BILLS

The Enrolling Clerk reports the following bills duly ratified for presentation to the Governor:

November 14, 2019



**S.B. 356**, AN ACT TO MAKE REVENUE ADJUSTMENTS, IMPLEMENT BUDGET STABILIZATION MEASURES, AND ENHANCE TRANSPARENCY AND ACCOUNTABILITY AT THE DEPARTMENT OF TRANSPORTATION.

**H.B. 200**, AN ACT TO PROVIDE FUNDS FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS, FUNDS FOR RESILIENCY MEASURES AGAINST FUTURE STORMS, AND FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND; TO MAKE CORRECTIONS TO VARIOUS BUDGET RELATED BILLS; AND TO ENACT CERTAIN BUDGET PROVISIONS FROM HOUSE BILL 966, 2019 REGULAR SESSION.

Pursuant to Senator Rabon's motion to adjourn having prevailed, the Senate stands adjourned.

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**ONE HUNDRED FIFTY-THIRD DAY**

Senate Chamber  
Friday, November 15, 2019

The Senate meets pursuant to adjournment and is called to order by Ms. Sarah Holland, Senate Principal Clerk.

Without objection, the Senate recesses at 9:36 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the receipt of conference reports, and the appointment of committee members, to reconvene at 2:00 p.m.

**RECESS**

**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Newton for the **Redistricting and Elections Committee**:

**H.B. 1029** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, with a favorable report.

The Senate meets pursuant to recess and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

November 15, 2019

Prayer is offered by The Honorable Norman W. Sanderson, Senator from Pamlico County, as follows:

“Lord, your word tells us that you are the Alpha and the Omega, the beginning and the end, the first and the last. God, we are today just to honor you first, and, Lord, in our honor of you, we will honor those that we represent. Father, we pray for wisdom beyond our years; we pray for wisdom beyond our personalities; we pray for wisdom beyond our experience. And we ask these things in Jesus’ name. Amen.”

Senator Hise, Deputy President *Pro Tempore*, announces that the Senate Journal of Thursday, November 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal and it stands approved as written.

The Chair grants leaves of absence for today to Senator T. Alexander, Senator Daniel, Senator J. Davis, Senator Harrington, Senator Mohammed, Senator Robinson, Senator Searcy, Senator Van Duyn, and Senator Wells.

*The Chair extends courtesies of the floor to Ms. Robbie Worley of Worley Reporting, who is transcribing today’s session.*

#### **MOTION RELATIVE TO THE CALENDAR**

**H.B. 1029** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, reported favorably out of the **Redistricting and Elections Committee** earlier today.

Upon motion of Senator Rabon, without objection, the rules are suspended and the bill is placed on today’s calendar.

#### **WITHDRAWAL FROM COMMITTEE**

**H.J.R. 1026**, A JOINT RESOLUTION ADJOURNING THE SESSION RECONVENED PURSUANT TO SECTION 1 OF RESOLUTION 2019-20, referred to the **Rules and Operations of the Senate Committee** on November 14.

Pursuant to Rule 47(a), Senator Rabon offers a motion that the Joint Resolution be withdrawn from the **Rules and Operations of the Senate Committee** and placed on today’s calendar, which motion prevails without objection, and the Chair so orders.

#### **CALENDAR**

A bill and resolutions on today’s calendar are taken up and disposed of as follows:

**S.R. 702**, A SENATE RESOLUTION ELECTING DWIGHT D. STONE TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, for adoption.

Senator Gunn offers Amendment No. 1, which is adopted (41-0).

November 15, 2019

Upon motion of Senator Gunn, the Senate Resolution, as amended, is adopted (41-0) and ordered engrossed. A special message is ordered sent to the House of Representatives informing that honorable body of such action.

**H.B. 1029** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS, upon second reading.

Senator McKissick offers Amendment No. 1, which fails (8-33).

Senator Blue offers Amendment No. 2, which fails (9-32).

The Committee Substitute bill passes its second reading, ayes 24, noes 17, as follows:

Voting in the affirmative: Senators J. Alexander, Ballard, Berger, Britt, Brown, Bryan, Burgin, Edwards, Ford, Gallimore, Gunn, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Rabon, Sanderson, Sawyer, Steinburg and Tillman--24.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Nickel, Peterson, Smith, Waddell and Woodard---17.

Without objection, the Committee Substitute bill is read a third time and passes its third reading, ayes 24, noes 17, as follows:

Voting in the affirmative: Senators J. Alexander, Ballard, Berger, Britt, Brown, Bryan, Burgin, Edwards, Ford, Gallimore, Gunn, Hise, Horner, B. Jackson, Johnson, Krawiec, McInnis, Newton, Perry, Rabon, Sanderson, Sawyer, Steinburg and Tillman--24.

Voting in the negative: Senators Blue, Chaudhuri, Clark, D. Davis, deViere, Fitch, Foushee, Garrett, J. Jackson, Lowe, Marcus, McKissick, Nickel, Peterson, Smith, Waddell and Woodard---17.

The Committee Substitute bill is ordered enrolled.

**H.J.R. 1026**, A JOINT RESOLUTION ADJOURNING THE SESSION RECONVENED PURSUANT TO SECTION 1 OF RESOLUTION 2019-20, upon second reading.

The Joint Resolution passes its second reading (34-7) and, without objection, is read a third time and passes its third reading and is ordered enrolled.

Upon motion of Senator Hise, seconded by Senator Lowe, the Senate adjourns at 3:29 p.m., in accordance with **H.J.R. 1026**, subject to the standard stipulations set forth in Senate Rule 24.1 and the appointment of committee members, to reconvene Tuesday, January 14, 2020, at 12:00 p.m.

#### ENROLLED BILL AND A RESOLUTION

The Enrolling Clerk reports the following bill duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

**H.B. 1029**, AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS.

November 15, 2019

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. 1026**, A JOINT RESOLUTION ADJOURNING THE SESSION RECONVENED PURSUANT TO SECTION 1 OF RESOLUTION 2019-20. (Res. 2019-21)

**CHAPTERED BILL**

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

**H.B. 1029**, AN ACT TO REALIGN THE CONGRESSIONAL DISTRICTS. (Became law upon ratification, November 15, 2019 - S.L. 2019-249)

Pursuant to Senator Hise's motion to adjourn having prevailed, the Senate stands adjourned.

DANIEL J. FOREST  
*President of the Senate*

SARAH HOLLAND  
*Principal Clerk*

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**ADDENDUM**  
**SENATE JOURNAL**  
**2019 SESSION**  
**FIRST SESSION**  
**2019**





**VETO MESSAGES FROM THE GOVERNOR  
HOUSE BILLS NOT RECEIVED BY THE SENATE**

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*House Bill 231, "An Act, Consistent with House Bill 966 of the 2019 Regular Session, to Appropriate Funds to Provide Legislatively Mandated Salary Increases to Employees of the University of North Carolina System and the North Carolina Community College System and to Provide One-Time Cost-of-Living Supplements for Retirees of the Teachers' and State Employees' Retirement System, the Consolidated Judicial Retirement System, and the Legislative Retirement System."*

The General Assembly shortchanges our universities and community colleges and their employees, as well as state retirees, despite a robust economy and decent raises for other state employees. Higher education is North Carolina's best economic development tool, and we must invest in education to keep it that way.

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 8th day of November 2019, at 10:00 a.m., for reconsideration by that body.

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*House Bill 370, "An Act to Require Compliance with Immigration Detainers and Administrative Warrants."*

This legislation is simply about scoring partisan political points and using fear to divide North Carolina. As the former top law enforcement officer of our state, I know that current law allows the state to jail and prosecute dangerous criminals regardless of immigration status. This bill, in addition to being unconstitutional, weakens law enforcement in North Carolina by mandating sheriffs to do the job of federal agents, using local resources that could hurt their ability to protect their counties. Finally, to elevate their partisan political pandering, the legislature has made a sheriff's violation of this new immigration duty as the only specifically named duty violation that can result in a sheriff's removal from office.

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 21st day of August 2019, at 12:26 p.m., for reconsideration by that body.

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*House Bill 398, "An Act, Consistent with House Bill 966, 2019 Regular Session, to Make Appropriations for the Department of Information Technology and Information Technology Projects."*

This legislation fails to adequately fund state cybersecurity and data analytics needs while sending a substantial capital earmark outside the state's proven university system.

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 8th day of November 2019, at 10:00 a.m., for reconsideration by that body.

**GOVERNOR'S OBJECTIONS AND VETO MESSAGE**

*House Bill 645, "An Act to Revise the Outdoor Advertising Laws."*

Protecting the beauty and environment of North Carolina should be a top priority, but this legislation authorizes cutting down trees and other clearing work along roadways without the consent of nearby communities. Local governments should have more of a say in where their communities allow billboards.

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 22nd day of August 2019, at 1:52 p.m., for reconsideration by that body.

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**CHAPTERED BILLS**

The following bills were properly enrolled, reviewed, and approved by the Governor as indicated, assigned the following Chapter Numbers and presented to the Office of the Secretary of State after the 2019 General Assembly adjourned on November 15, 2019.

**H.B. 200**, AN ACT TO PROVIDE FUNDS FOR DISASTER RELIEF FROM HURRICANE DORIAN AND OTHER NAMED STORMS, FUNDS FOR RESILIENCY MEASURES AGAINST FUTURE STORMS, AND FUNDING FOR THE RURAL HEALTH CARE STABILIZATION FUND; TO MAKE CORRECTIONS TO VARIOUS BUDGET RELATED BILLS; AND TO ENACT CERTAIN BUDGET PROVISIONS FROM HOUSE BILL 966, 2019 REGULAR SESSION. (Became law upon approval of the Governor, November 18, 2019 - S.L. 2019-250)

**S.B. 356**, AN ACT TO MAKE REVENUE ADJUSTMENTS, IMPLEMENT BUDGET STABILIZATION MEASURES, AND ENHANCE TRANSPARENCY AND ACCOUNTABILITY AT THE DEPARTMENT OF TRANSPORTATION. (Became law upon approval of the Governor, November 18, 2019 - S.L. 2019-251)

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**APPENDIX**  
**SENATE JOURNAL**  
**2019 SESSION**  
**FIRST SESSION**  
**2019**





**NORTH CAROLINA GENERAL ASSEMBLY  
2019-2020 SESSION  
SENATORIAL DISTRICTS AND COUNTIES<sup>1</sup>**

1	Camden, Chowan, Currituck, Dare, Gates, Hertford, Hyde, Pasquotank, Perquimans, Tyrrell, Washington	26	Guilford (part), Randolph
2	Carteret, Craven, Pamlico	27	Guilford (part)
3	Beaufort, Bertie, Martin, Northampton, Vance, Warren	28	Guilford (part)
4	Edgecombe, Halifax, Wilson	29	Davidson, Montgomery
5	Greene, Pitt	30	Caswell, Rockingham, Stokes, Surry (part)
6	Jones, Onslow	31	Davie, Forsyth (part)
7	Lenoir, Wayne	32	Forsyth (part)
8	Bladen, Brunswick, New Hanover (part), Pender	33	Rowan, Stanly
9	New Hanover (part)	34	Iredell, Yadkin
10	Duplin, Johnston (part), Sampson	35	Union (part)
11	Johnston (part), Nash	36	Cabarrus, Union (part)
12	Harnett, Johnston (part), Lee	37	Mecklenburg (part)
13	Columbus, Robeson	38	Mecklenburg (part)
14	Wake (part)	39	Mecklenburg (part)
15	Wake (part)	40	Mecklenburg (part)
16	Wake (part)	41	Mecklenburg (part)
17	Wake (part)	42	Alexander, Catawba
18	Franklin, Wake (part)	43	Gaston (part)
19	Cumberland (part)	44	Cleveland, Gaston (part), Lincoln
20	Durham (part)	45	Alleghany, Ashe, Surry (part), Watauga, Wilkes
21	Cumberland (part), Hoke	46	Avery, Burke, Caldwell
22	Durham (part), Granville, Person	47	Madison, McDowell, Mitchell, Polk, Rutherford, Yancey
23	Chatham, Orange	48	Buncombe (part), Henderson, Transylvania
24	Alamance, Guilford (part)	49	Buncombe (part)
25	Anson, Moore, Richmond, Scotland	50	Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain

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<sup>1</sup>The comprehensive N.C. Senate district plan used for the 2018 election cycle was ordered by the United States Supreme Court on February 6, 2018, in *North Carolina v. Covington*.

**SENATE RESOLUTIONS PERTAINING TO THE  
2019 PERMANENT RULES**

**Adopted January 9, 2019**

**S.R. 1, A SENATE RESOLUTION ADOPTING THE PERMANENT  
RULES OF THE SENATE FOR THE REGULAR SESSION OF THE  
2019 GENERAL ASSEMBLY**

The full text of this resolution can be found on pg. 13.

**Adopted February 4, 2019**

**S.R. 10, A SENATE RESOLUTION TO AMEND THE 2019 SENATE  
PERMANENT RULES.**

Be it resolved by the Senate:

**SECTION 1.** Rule 45.1(c) of the 2019 Senate Permanent Rules, as contained in Senate Resolution 1, as enacted during the 2019 Regular Session of the 2019 General Assembly, reads as rewritten:

"(c) Unless a committee substitute of a bill or resolution being considered by a committee is distributed to members of that committee no later than 6:00 P.M. the day prior to the committee meeting, the committee substitute shall be carried over to the next day, unless a majority of the members of that committee present and voting vote to take up the measure at that time."

**SECTION 2.** Rule 59.2(b) of the 2019 Senate Permanent Rules, as contained in Senate Resolution 1, as enacted during the 2019 Regular Session of the 2019 General Assembly, reads as rewritten:

"(b) Upon a veto message's being read in the Senate, the Chair of the Committee on Rules and Operations of the Senate shall either refer the bill and the Governor's objections and veto message to committee or place the bill on the calendar for a day certain. The Chair of the Committee on Rules and Operations of the Senate or the Chair's designee shall give the Senate Minority Leader at least 24 hours' notice that a vetoed bill may be considered by the Senate."

**SECTION 3.** This resolution is effective upon adoption.

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## SENATORIAL STATEMENTS

### HONORING THE BOY SCOUTS OF AMERICA AND EMERGENCY FIRST RESPONDERS

Submitted by Senator Daniel and Senator Brown on February 11, 2019

**WHEREAS**, the Boy Scouts of America was founded February 8, 1910, upon the promises of the Scout Oath to do one's duty to God and country, to others, and to oneself and upon the principles of the Scout Law; and

**WHEREAS**, Boy Scouts of America programs, including its Exploring program, provide valuable opportunities for young people to learn first aid, safety, and rescue skills; and

**WHEREAS**, Scouting programs also instill important community values in our North Carolina's youth, including helpfulness, kindness and bravery; and

**WHEREAS**, many of our State's professional and volunteer first responders have received foundational training in Scouting programs; and

**WHEREAS**, North Carolina and its citizens have benefited from the many contributions of these Scouting first responders; and

**WHEREAS**, approximately 5,134 explorers participate in North Carolina Explorer Posts that operate with the sponsorship and support of local law enforcement, fire, and rescue organizations;

**NOW, THEREFORE**, it is important to honor the rich heritage of the Boy Scouts of America and its contributions to the development and training of first responders across North Carolina and to express appreciation to Scouting programs for their commitment to improving the lives of the citizens of this State.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the eleventh day of February, 2019.

S/ Senator Warren Daniel  
S/ Senator Harry Brown

S/ Sarah Holland  
*Senate Principal Clerk*

### RECOGNIZING THE OBSERVANCE OF BLACK HISTORY MONTH

Submitted by Senator Waddell on February 18, 2019

**WHEREAS**, in 1926, the notable African-American historian, Carter G. Woodson, and the Association for the Study of Negro Life and History introduced Black History Month as "Negro History Week." The weeklong celebration honored the birthdays of abolitionists, Abraham Lincoln, and Frederick Douglass, and encouraged the teaching of African-American history in the nation's public schools; and

**WHEREAS**, since 1976, the month of February has been celebrated annually as a tribute to African-American men and women who have made significant contributions and profound impacts on history. Black History Month is a time for reflection and a month for awareness of the challenges that African-Americans overcame throughout history; and

**WHEREAS**, Harriet Ann Jacobs, a slave born in Edenton, North Carolina, escaped from slavery and became an abolitionist speaker and reformer. In spite of being born into slavery, John Merrick, an African-American entrepreneur from Clinton, North Carolina, became the founder of the North Carolina Mutual Life Insurance Company. Romare Bearden, a native of Charlotte, North Carolina, was an African-American artist and writer whose work celebrated the African-American experience. In 2013, the Romare Bearden Park in Charlotte was named after him; and

**WHEREAS**, North Carolina is home to 11 Historically Black Colleges and Universities (HBCUs) which give African-American students equal learning opportunities and offer a rich history and culture. Shaw University, located in Raleigh, North Carolina, was the first HBCU in the nation to open its doors to women and the first to offer a four-year medical program;

**NOW, THEREFORE**, it is important to preserve the legacy and honor the achievements of African-Americans in every endeavor throughout history by observing February as Black History Month.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the eighteenth day of February, 2019.

S/ Senator Joyce Waddell

S/ Sarah Holland  
*Senate Principal Clerk*

**RECOGNIZING THE STATE'S AGRICULTURAL EDUCATION PROGRAM  
AND THE FUTURE FARMERS OF AMERICA ORGANIZATION**

Submitted by Senator Tillman on February 19, 2019

**WHEREAS**, there are over 650,000 former agricultural education students and Future Farmers of America (FFA) members currently in North Carolina; and

**WHEREAS**, agricultural education and the FFA is taught in all 100 counties of North Carolina in the public schools, community colleges and the universities; and

**WHEREAS**, agricultural education and the FFA is a 12-month educational program providing summer agriculture and agri-business experiences and leadership training through 23 different career and technical education classes; and

**WHEREAS**, North Carolina's agricultural education and FFA programs have one of the highest high school student retention and graduation rates in North Carolina and prepare students for one or more of the 300 plus career opportunities available in the science, business, or technology of agriculture; and

**WHEREAS**, North Carolina's FFA members are recognized nationally for their quality agricultural training, leadership abilities, academic achievements, and community service; and

**WHEREAS**, North Carolina's agricultural educators are known and respected throughout the nation for their exemplary leadership in planning and implementing superb programs on behalf of FFA members; and

**WHEREAS**, National FFA Week will be observed February 16-23, 2019;

**NOW, THEREFORE**, North Carolina's agricultural education program and Future Farmers of America organization deserve to be recognized and commended and all who support, promote, and encourage these outstanding students of these programs deserve to be praised.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the nineteenth day of February, 2019.

S/ Senator Jerry Tillman

S/ Sarah Holland  
*Senate Principal Clerk*

**HONORING AND OBSERVING WOMEN'S HISTORY MONTH**

Submitted by Senator Waddell on March 11, 2019

**WHEREAS**, Women's History Month traces back to the first International Women's Day in 1911, which celebrates the social, economic, cultural, and political achievement of women. Since 1987, the United States has observed Women's History Month annually throughout the month of March; and



**WHEREAS**, women have proven to be pioneering, revolutionary, and industrious by overcoming adversity and struggle throughout history; and

**WHEREAS**, from working in the burgeoning textile industry, forwarding higher education and research, and documenting their Civil War experiences, women have been an integral part of our culture; and

**WHEREAS**, women have been on the front lines with the strongest voices of many social movements that have led to a more peaceful society; and

**WHEREAS**, in recent decades, women have obtained prominent leadership positions and have become more represented in all strata of professional life; and

**WHEREAS**, women in history have accomplished extraordinary achievements, including: Lillian Exum Clement, the first woman elected to the North Carolina General Assembly; Beverly Perdue, the first female Governor of North Carolina; Mary Jane Patterson, the first African-American woman to receive a Bachelor of Arts Degree; Eliza Jane Pratt, the first woman to represent North Carolina in Congress; and Isabella Cannon, the first female Mayor of Raleigh and in the state of North Carolina;

**NOW, THEREFORE**, the month of March should be honored and observed as Women's History Month.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the eleventh day of March, 2019.

S/ Senator Joyce Waddell

S/ Sarah Holland  
*Senate Principal Clerk*

**CONGRATULATING NIA IMANI FRANKLIN,  
MISS AMERICA 2019, DURING MUSIC IN OUR SCHOOLS MONTH**

Submitted by Senator Lowe on March 13, 2019

**WHEREAS**, Nia Imani Franklin, who reigns as Miss America 2019 and is a native of Winston-Salem, North Carolina, will perform at the North Carolina General Assembly in observance of Music in Our Schools Month; and

**WHEREAS**, Nia Imani Franklin is a classically trained opera singer, who earned an undergraduate degree in composition from East Carolina University and a Master of Music degree from the University of North Carolina School of the Arts. Upon graduation, she was awarded a Kenan Fellowship at Lincoln Center Education in New York; and

**WHEREAS**, Nia Imani Franklin is an active and dedicated member of Mount Zion Baptist Church in Winston-Salem, North Carolina, where her love for music and service to humanity began at an early age; and

**WHEREAS**, Nia Imani Franklin is a marvelous example for our nation's youth of what it truly means to be a champion of arts education and community service, which is well demonstrated through her membership in ArtistCorps and her work as a teacher, music mentor, and composer; and

**WHEREAS**, Nia Imani Franklin has been an amazing ambassador for the University of North Carolina School of the Arts and the Miss America organization; and

**WHEREAS**, Nia Imani Franklin is an extraordinary young woman who has achieved national acclaim for her phenomenal talent and social impact initiative;

**NOW, THEREFORE**, in recognition of Music in Our Schools Month, Nia Imani Franklin deserves to be recognized and congratulated upon earning the title as the 92nd Miss America.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the thirteenth day of March, 2019.

S/ Senator Paul A. Lowe, Jr.

S/ Sarah Holland  
*Senate Principal Clerk*

**COMMENDING THE GOVERNOR MOREHEAD SCHOOL**

Submitted by Senator Horner on March 19, 2019

**WHEREAS**, the State of North Carolina was one of the first states in the South to provide a state-supported education program for students with disabilities, and the first state to provide such a program for African-Americans; and

**WHEREAS**, on January 8, 1845, the General Assembly approved legislation to establish a school for State residents with hearing and visual impairments. The school opened on May 1, 1845, a few blocks from the State Capitol, with four teachers and 23 deaf students between the ages of 8 and 32. In 1851, blind students began attending the school. A campus for African-Americans opened in Raleigh on January 4, 1896; and

**WHEREAS**, the success of the original school led the General Assembly to establish a separate school for the deaf in Morganton, which opened in 1894; and

**WHEREAS**, the original school moved to the current location on Ashe Avenue in Raleigh in 1923 and was renamed in 1963 in honor of former Governor John Motley Morehead, who conceived the idea for the school in 1843. Both Raleigh schools were integrated in 1977; and

**WHEREAS**, today, the Governor Morehead School, the premier institution for the education of the blind in North Carolina, provides both education and residence for visually impaired students from preschool through age 21; and

**WHEREAS**, the Governor Morehead School for the blind encourages all students to strive for the highest levels of educational excellence and integrity in all of life's endeavors, as exemplified by the professionals who serve them; and

**WHEREAS**, since its inception, the Governor Morehead School has enjoyed the full support of the State, and that special relationship will continue for many years in the future;

**NOW, THEREFORE**, the Governor Morehead School deserves to be recognized for its continued commitment to educating North Carolina residents with visual impairments and for providing them with the opportunities and access to live full, productive lives.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the nineteenth day of March, 2019.

S/ Senator Rick Horner

S/ Sarah Holland  
*Senate Principal Clerk***CONGRATULATING THE CAROLINA HURRICANES**

Submitted by Senator Nickel on April 8, 2019

**WHEREAS**, the 2018-2019 Carolina Hurricanes hockey team defeated the New Jersey Devils 3-1, reaching the Stanley Cup Playoffs for the first time since 2009 and will open up the 2019 Stanley Cup Playoffs against the Washington Capitals on April 11, 2019; and

**WHEREAS**, the Carolina Hurricanes previously won the Stanley Cup in 2006, North Carolina's first professional sports championship, uniting our many fan bases under one banner; and

**WHEREAS**, the Carolina Hurricanes electrified the National Hockey League with their "Storm Surge" celebrations, including the March Madness Storm Surge, where Trevor van Riemsdyk dunked a basketball in honor of college basketball, the Duck Hunt Storm Surge, the Walk-Off Home Run Storm Surge, and the Thor Storm Surge, among others; and

**WHEREAS**, the Carolina Hurricanes were called "a bunch of jerks" by Don Cherry on "Hockey Night In Canada" for their Storm Surge celebrations and said comments inspired the team to win 15 of their final 23 games; and

**WHEREAS**, the Carolina Hurricanes Foundation contributes hundreds of thousands of dollars annually to local youth sports programs and charitable causes; and

**WHEREAS**, postseason games will allow the Carolina Hurricanes to contribute to the economy of Wake County and the State through additional ticket and merchandise sales and the hospitality industry; and

**WHEREAS**, accomplishments of the Carolina Hurricanes has brought great honor and distinction to the State of North Carolina and helped generate an enormous amount of interest in the State in professional hockey;

**NOW, THEREFORE**, the members of the Carolina Hurricanes and the coaching staff deserve congratulations for their accomplishments and for providing a sense of hope and pride to everyone in North Carolina and for returning to the postseason as one of the hottest teams in professional hockey, while still being a lovable “Bunch of Jerks.”

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the eighth day of April, 2019.

S/ Senator Wiley Nickel

S/ Sarah Holland  
*Senate Principal Clerk*

**HONORING THE FAYETTEVILLE WOODPECKERS  
INAUGURAL SEASON**

Submitted by Senator deViere on April 18, 2019

**WHEREAS**, baseball comes back to Fayetteville and Cumberland County, the place where the great George Herman Ruth Jr. (Babe Ruth) hit his first home run as a professional baseball player on March 7, 1914; and

**WHEREAS**, the Fayetteville Woodpeckers, a Houston Astros Class A affiliate team, start their inaugural season with their home opening game at Segra Stadium on Thursday, April 18, 2019; and

**WHEREAS**, the Astros, who won the 2017 World Series, are a great organization that will bring future Major League Baseball talent to Segra Stadium; and

**WHEREAS**, Segra Stadium is built for the fan experience and is family-friendly with a KidsZone, Club level seating with suites and a party deck, a state-of-the-art video score board, multiple food locations, berm seating, and a souvenir shop called the Bird’s Nest; and

**WHEREAS**, the opening game against the Carolina Mudcats is sold out with over 6,000 tickets sold and will include Fayetteville Mayor Mitch Colvin throwing the first pitch, a performance from the U.S. Army 82nd Airborne Division chorus, and a military helicopter flyover; and

**WHEREAS**, the City of Fayetteville invested \$40 million in building the new Segra Stadium, a state-of-the-art sporting and entertainment venue in downtown for the Fayetteville Woodpeckers. The team and the new stadium served as the catalyst for over \$65 million of private investment, to date, in downtown Fayetteville; and

**WHEREAS**, Segra Stadium will add to the quality of life for the over 208,000 residents of Fayetteville and of the over 300,000 residents of Cumberland County;

**NOW, THEREFORE**, the Fayetteville Woodpeckers deserve to be honored on their inaugural season.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the eighteenth day of April, 2019.

S/ Senator Kirk deViere

S/ Sarah Holland  
*Senate Principal Clerk*

**HONORING THE LIFE AND MEMORY OF FRANK W. BALLANCE, JR.**

Submitted by Senator Smith on April 29, 2019

**WHEREAS**, Frank W. Ballance, Jr., a native of Windsor, North Carolina, died on February 22, 2019, at the age of 77; and

**WHEREAS**, Frank W. Ballance, Jr., earned a bachelor's degree and a law degree from North Carolina Central University, then spent a year as a librarian and professor at South Carolina State University before moving to Warrenton, North Carolina to practice law; and

**WHEREAS**, Frank W. Ballance, Jr., was elected to the North Carolina General Assembly, serving two terms in the House of Representatives between 1983 and 1986 and seven terms in the Senate between 1989 and 2002. He was a founding member of the N. C. Legislative Black Caucus in 1985 and later served as Chair. From 1997 to 2002, Ballance served as Deputy President Pro Tempore – the first American-American to serve in this capacity in Senate Leadership. He served on many committees in the NC House of Representatives and the NC Senate, including Chair of the Committees on Appropriations on Justice and Public Safety, and Judiciary II; and

**WHEREAS**, Frank W. Ballance, Jr., championed many pieces of important legislation. His most important achievement was Senate Bill 76, Traffic Enforcement Statistics, which gained national attention. After being signed into law in 1999, SB 76 made NC the first state in the union to pass "Driving While Black or Brown" legislation. In accordance with this bill, the Attorney General was required to compile, maintain and report information regarding traffic stops by state law enforcement officers. The information collected included the race, ethnicity, age and gender of the person stopped, whether a search took place, the legal basis for the search and whether the officer engaged in the use of force; and

**WHEREAS**, in 2003, Frank W. Ballance, Jr., served in Congress as a member of the United States House of Representatives, representing the 1st Congressional District, and was a member of the Agriculture and Small Business Committees; and

**WHEREAS**, Frank W. Ballance, Jr., held numerous civic and political positions, including past chair of the First Congressional District Democratic Party, First Vice-Chair of the North Carolina Democratic Party, President of the Warren County Branch of the NAACP, and a member of the Boards of Trustees of Elizabeth City State University and North Carolina Central University. He received several awards and recognitions, including "Lawyer of the Year" from the North Carolina Academy of Trial Lawyers in 1996, "Friend of the Working Man" Labor Award from the AFL-CIO in 2000, and "Legislator of the Year" from the North Carolina Housing Coalition in 2001.

**NOW, THEREFORE**, Frank W. Ballance, Jr., deserves to be recognized for the many contributions he made to his profession, community, State, and nation.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-ninth day of April, 2019.

S/ Senator Erica D. Smith

S/ Sarah Holland  
*Senate Principal Clerk***HONORING THE STUDENTS AFFECTED BY THE SHOOTING AT  
THE UNIVERSITY OF NORTH CAROLINA AT CHARLOTTE**

Submitted by Senator T. Alexander on May 2, 2019

**WHEREAS**, on April 30, 2019, tragedy struck the University of North Carolina at Charlotte when a gunman opened fire on the campus killing two students and wounding four others; and

**WHEREAS**, the students who lost their lives were Ellis "Reed" Parlier, 19, of Midland, North Carolina and Riley Howell, 21, of Waynesville, North Carolina; and

**WHEREAS**, those wounded were Drew Pescaro, 19, of Apex, North Carolina; Sean DeHart, 20, of Apex, North Carolina; Rami Alramadhan, 20, of Saudi Arabia; and Emily Haupt, 23, of Charlotte, North Carolina; and

**WHEREAS**, this tragedy was met swiftly by the University and numerous first responders and their emergency partners, including: the University of North Carolina at Charlotte Chancellor Philip L Dubois; the University of North Carolina at Charlotte's Police and Public Safety, Emergency Management, Emergency Management Risk Management, Environmental Health and Safety, Facilities Management; the Charlotte Mecklenburg Police Department and Charlotte Fire Department; MEDIC; the American Red Cross; Charmek Emergency Management; Charlotte Douglas Airport; and North Carolina's Emergency Management;

**NOW, THEREFORE**, the students who lost their lives during the shooting on the campus of University of North Carolina at Charlotte on April 30, 2019, deserve to be commemorated and the students who were wounded deserve continued support as they recover. The first responders and all of those who provided aid to the University and the students deserve to be applauded for their assistance during this tragic event.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the second day of May, 2019.

S/ Senator Ted Alexander  
 S/ Senator Deanna Ballard  
 S/ Senator Phil Berger  
 S/ Senator Dan Bishop  
 S/ Senator Danny Britt, Jr.  
 S/ Senator Harry Brown  
 S/ Senator Jim Burgin  
 S/ Senator Jay Chaudhuri  
 S/ Senator Warren Daniel  
 S/ Senator Kirk deViere  
 S/ Senator Jim Davis  
 S/ Senator Chuck Edwards  
 S/ Senator Carl Ford  
 S/ Senator Valerie Foushee  
 S/ Senator Eddie Gallimore  
 S/ Senator Michael Garrett  
 S/ Senator Rick Gunn  
 S/ Senator Kathy Harrington  
 S/ Senator Ralph E. Hise, Jr.  
 S/ Senator Rick Horner  
 S/ Senator Brent Jackson

S/ Senator Jeff Jackson  
 S/ Senator Todd Johnson  
 S/ Senator Joyce Krawiec  
 S/ Senator Natasha Marcus  
 S/ Senator Mujtaba Mohammed  
 S/ Senator Paul Newton  
 S/ Senator Wiley Nickel  
 S/ Senator Harper Peterson  
 S/ Senator Norman Sanderson  
 S/ Senator Vickie Sawyer  
 S/ Senator Sam Searcy  
 S/ Senator Erica D. Smith  
 S/ Senator Bob Steinburg  
 S/ Senator Jerry W. Tillman  
 S/ Senator Joyce Waddell  
 S/ Senator Andy Wells  
 S/ Senator Mike Woodard  
  
 S/ Sarah Holland  
*Senate Principal Clerk*

#### **HONORING THE HIGH POINT ROCKERS ON THEIR INAUGURAL SEASON**

Submitted by Senator Garrett and Senator Tillman on May 2, 2019

**WHEREAS**, professional baseball has come to the great City of High Point, North Carolina; and

**WHEREAS**, the High Point Rockers have become the newest team in the Atlantic League of Professional Baseball; and

**WHEREAS**, the team was named in honor of High Point's rich history of furniture and textile manufacturing and its status as North Carolina's International City; and

**WHEREAS**, the opening of the Rockers' home stadium, BB&T Point, is the latest in a series of successful steps to revitalize downtown High Point; and

**WHEREAS**, BB&T Point is a state-of-the-art, multiuse facility with seating for 5,000 fans and represents a \$36 million investment in the future of the High Point; and

**WHEREAS**, the High Point Rockers and BB&T Point will add to the quality of life for the more than 110,000 residents of High Point and more than 525,000 residents of Guilford County;

**NOW, THEREFORE**, the High Point Rockers deserve to be honored on their inaugural season and their very first home game.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the second day of May, 2019.

S/ Senator Michael Garrett  
S/ Senator Jerry Tillman

S/ Sarah Holland  
*Senate Principal Clerk*

**HONORING JORDAN HARRIS SHELDON, FALLEN POLICE OFFICER**

Submitted by Senator Sawyer on May 7, 2019

**WHEREAS**, Jordan Harris Sheldon, a resident of Mooresville, North Carolina, was a dedicated law enforcement officer for the Mooresville Police Department for six years; and

**WHEREAS**, Officer Sheldon was a K9 officer, who partnered Ramon, and was a member of the Mooresville Police Department's Special Response Team Division; and

**WHEREAS**, on May 4, 2019, Officer Sheldon was shot during a routine traffic stop and later died from his injuries;

**NOW, THEREFORE**, Jordan Harris Sheldon deserves to be honored for his dedication and service to law enforcement.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the seventh day of May, 2019.

S/ Senator Vickie Sawyer

S/ Sarah Holland  
*Senate Principal Clerk*

**CONGRATULATING THE MEN'S BASKETBALL TEAM AT GARDNER-  
WEBB UNIVERSITY ON ITS FIRST NCAA DIVISION I TOURNAMENT**

Submitted by Senator T. Alexander on May 20, 2019

**WHEREAS**, Gardner-Webb University is a private, Christian, liberal arts university emphasizing a strong student-centered experience and rigorous academics while preparing students to become effective leaders in the global community; and

**WHEREAS**, Gardner-Webb University began from a movement initiated by the Kings Mountain Baptist Association in 1903. Later joined by the Sandy Run Baptist Association, the Boiling Springs High School was chartered on December 2, 1905; and

**WHEREAS**, the University was named for Governor O. Max Gardner, his wife Fay Webb, and their families for their ardent support of the institution; and

**WHEREAS**, in January 1993, the institution officially became known as Gardner-Webb University. Today, Gardner-Webb is a flourishing national institution, with students from 39 states and 19 foreign countries; and

**WHEREAS**, Gardner-Webb University is one of only three doctoral degree-granting private universities in North Carolina and offers comprehensive academic programming with more than 60 majors and minors for the undergraduate and graduate student, including a wide variety of online programs as well as hands on opportunities for missions and service; and

**WHEREAS**, Gardner-Webb University also has an outstanding tradition in intercollegiate athletics to complement its academic stature, offering its student-athletes a chance to compete in 22 NCAA Division I sports. The men's basketball team under the leaders of Coach Tim Craft had an outstanding season, earning the University its first NCAA Division I Tournament berth in March 2019;

**NOW, THEREFORE**, the men's basketball team and coaching staff at Gardner-Webb University deserve to be recognized and commended for demonstrating excellence in athletics and sportsmanship during the team's first ever NCAA Division I Tournament appearance.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twentieth day of May, A.D. 2019.

S/ Senator Ted Alexander

S/ Sarah Holland  
*Senate Principal Clerk*

**CONGRATULATING THE SHELBY HIGH SCHOOL  
FOOTBALL TEAM ON WINNING THE 2018 STATE  
2-AA FOOTBALL CHAMPIONSHIP**

Submitted by Senator T. Alexander on May 21, 2019

**WHEREAS**, on December 15, 2018, Shelby High School defeated North Davidson High School 42-21 to capture the North Carolina High School Athletic Association (NCHSAA) 2-AA Football Championship; and

**WHEREAS**, this championship win gave the Golden Lions their fifth title in six years; and

**WHEREAS**, since record keeping began in 1972 for various statistics, Shelby High School has accomplished 103 wins in 35 playoff appearances, which are the most wins in the NCHSAA playoffs; and

**WHEREAS**, special commendation is due all team members, Head Coach Lance Ware, a Shelby High School alumnus, and the assistant coaches, as well as all those who actively worked to make this year's football season a success;

**NOW, THEREFORE**, the Shelby High School football team deserves recognition and congratulations on winning the 2018 State 2-AA Football Championship and is hereby commended for its overall excellence.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-first day of May, A.D. 2019.

S/ Senator Ted Alexander

S/ Sarah Holland  
*Senate Principal Clerk*

**CONGRATULATING THE WEST LINCOLN HIGH SCHOOL  
WRESTLING TEAM**

Submitted by Senator T. Alexander on May 29, 2019

**WHEREAS**, West Lincoln High School won its second straight NCHSAA 2A Dual Team Wrestling state championship on Saturday February 2, 2019, with a dominant 60-14 win over Croatan finishing the season with a 27-2 record; and

**WHEREAS**, in the match, Croatan jumped out to the early 3-0 lead with Luke Walker's 7-2 decision over Chade Norman in opening 120-pound weight class. The Cougars forfeited in 126 to give West Lincoln the 6-3 lead. The teams traded pins with Croatan's Anthony Marelo taking 132 and West Lincoln's Ricky Reynolds winning 138, giving the Rebels a 12-9 lead. From there it was all Rebels. West Lincoln earned pins in 145 from Xander Pendergrass, 160 from Canon Bridges, 170 from Nathan Hull, 182 from Luke Scronce, 195 from Alex Hall and 220 from Harley Scronce. West Lincoln's Brock Steel earned a 5-3 decision over Nathan Waltrip in 285. Kemp Wehunt won by forfeit in 106 for West Lincoln and Langston Hoffman won by decision over to seal the victory, 60-14; and

**WHEREAS**, this is the second straight title for West Lincoln and the fourth for the program overall, including titles in 2000, 2015, and 2018; and

**WHEREAS**, prior to the start of the title match, Luke Stewart was honored with North Carolina Farm Bureau Sportsmanship Award and, after the match, senior Brock Steel was named the tournament's Most Outstanding Wrestler; and

**WHEREAS**, starting Wrestlers for West Lincoln are: Kemp Wehunt; Langston Hoffman; Chade Norman; Luke Stewart; Chance Norman; Ricky Reynolds; Xander Pendergrass; Hayden Thomas; Canon Bridges; Nathan Hull; Luke Scronce; Alex Hall; Harley Scronce; Brock Steele; and the coaching staff include: Head Head Coach Butch Ross and assistant coaches Jeff George, Dr. Mark Kiefer, and Michael Rhodes;

**NOW, THEREFORE**, West Lincoln High School's wrestling team and coaching staff deserve to be recognized and congratulated on winning the 2019 NCHSAA 2A Dual Team Wrestling State championship.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-ninth day of May, A.D. 2019.

S/ Senator Ted Alexander

S/ Sarah Holland  
*Senate Principal Clerk*

**HONORING VIVIAN H. BURKE FOR HER SERVICE TO WINSTON-SALEM**

Submitted by Senator Lowe on June 12, 2019

**WHEREAS**, Vivian H. Burke has served as the Council Member for the Northeast Ward of Winston-Salem, North Carolina since 1977 and as Mayor Pro Tempore six times, and was the first African-American elected official to sit as an at-large member on the Board of Directors of the North Carolina League of Municipalities; and

**WHEREAS**, Vivian H. Burke has rendered distinguished service in her community through participation in numerous and diverse volunteer organizations, including the Public Safety Committee and Tourism Development Authority, the North Carolina Mental Health Board, the Piedmont System Health Board, the Transportation Advisory Committee, and the Piedmont Triad Partnership, in addition to being one of the founding members of the Black Political Awareness League and North Carolina Black Elected Municipal Officials; and

**WHEREAS**, Vivian H. Burke created multiple scholarship foundations including the Burke-Joines Scholarship which helps deserving students to attend Forsyth Technical Community College; made three marketing and communications videos chronicling the history of African-American businesses, churches, and schools in Winston-Salem; and developed the "What's In a Name" book used by the Winston-Salem/Forsyth County School System; and

**WHEREAS**, Vivian H. Burke also volunteers for the Heart Fund, the United Negro College Fund, the Patterson Avenue and Glade Street YWCA, and the March of Dimes, as well as the Winston-Salem/Forsyth County Schools, and is an active member of Grace Presbyterian Church, where she is an Elder and Trustee; and

**WHEREAS**, Vivian H. Burke has been the recipient of numerous awards, such as the Order of the Long Leaf Pine and a Lifetime Achievement Award from the Urban League, was honored with the creation of the Vivian H. Burke Business and Economic Scholarship established at Winston-Salem State University, and has received honorary doctorate degrees from four institutions of higher learning including Elizabeth City State University, her alma mater;

**NOW, THEREFORE**, Vivian H. Burke deserves to be recognized and honored for her many years of public service and contributions to improving the lives of those in her community.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twelfth day of June, 2019.

S/ Senator Paul A. Lowe, Jr.

S/ Sarah Holland  
*Senate Principal Clerk*



**CONGRATULATING THE CITY OF ARCHDALE  
ON ITS FIFTIETH ANNIVERSARY**

Submitted by Senator Tillman on June 17, 2019

**WHEREAS**, Archdale was originally settled in 1786 by Quakers who called the area Bush Hill; and

**WHEREAS**, the name was changed to Archdale in 1887 in honor of John Archdale, a Quaker Governor of the Colony of North Carolina; and

**WHEREAS**, to address the need for a sustainable supply of quality drinking water in northwest Randolph County, voters chose to incorporate as the City of Archdale on July 8, 1969; and

**WHEREAS**, Archdale's City Seal, adopted in 1972, set forth the community's principles of unity, loyalty, and progress; and

**WHEREAS**, from an initial donation of 18 acres, Creekside Park in Archdale has flourished into an award winning 110-acre regional park with numerous active and passive recreational amenities; and

**WHEREAS**, Archdale takes pride in being recognized as a safe and clean community suitable for raising a family, opening a business, or running an industry; and

**WHEREAS**, Archdale, situated at the crossroads of two interstate highways in the Heart of North Carolina, is poised for growth in the years to come; and

**WHEREAS**, progressive leadership and a professional staff have Archdale prepared for the opportunities and challenges of the next 50 years;

**NOW, THEREFORE**, the City of Archdale's 50th anniversary is worthy of celebration and the City's citizens deserve to be congratulated on this occasion.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the seventeenth day of June, 2019.

S/ Senator Jerry Tillman

S/ Sarah Holland  
*Senate Principal Clerk*

**CONGRATULATING THE UNION ACADEMY CHARTER SCHOOL'S  
VARSITY GIRLS SOCCER TEAM ON WINNING  
ITS SECOND STRAIGHT 1A STATE SOCCER CHAMPIONSHIP**

Submitted by Senator Johnson on June 17, 2019

**WHEREAS**, the varsity girls' soccer team at Union Academy Charter School capped off an undefeated season by winning the 1A State Soccer Championship in a dramatic 2-1 overtime win; and

**WHEREAS**, in 2019, the team broke the State record for consecutive wins with a current total of 44; and

**WHEREAS**, Union Academy scored 112 goals and conceded only six goals during 23 games this season; and

**WHEREAS**, in 2018, the United Soccer Coaches named head coach Vic Johnson the High School/Youth Girls' National Coach of the Year; and

**WHEREAS**, the team began this season ranked No. 1 in the State and finished the season ranked No. 1;

**NOW, THEREFORE**, the members of the Union Academy Charter School's Varsity Girls Soccer team and head coach Vic Johnson deserve recognition on winning their second straight 1A State Soccer Championship and the varsity girls' soccer program merits acknowledgement for its continued athletic excellence as one of the top high school soccer programs in the United States.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the seventeenth day of June, 2019.

S/ Senator Todd Johnson

S/ Sarah Holland  
*Senate Principal Clerk*

**RECOGNIZING “BIG DAY AT THE LAKE” DAY**

Submitted by Senator Marcus on June 25, 2019

**WHEREAS**, the 15th annual Big Day at the Lake will take place on Lake Norman July 20, 2019; and

**WHEREAS**, the Big Day at the Lake Committee organizes a day full of fun activities on Lake Norman for participating Big Brothers Big Sisters of Greater Carolinas Matches thanks to Boat Hosts and many North Carolina sponsors and donors; and

**WHEREAS**, since 2003, Big Day at the Lake has hosted thousands of at-risk children, all of whom have treasured this opportunity to laugh, play, mingle, and make new friends; and

**WHEREAS**, over the past 14 years, Big Day at the Lake has raised more than \$1.2 million for Big Brothers Big Sisters of Central Carolinas and last year raised more than \$120,000 with a goal of raising \$150,000 this year; and

**WHEREAS**, Big Day at the Lake encourages responsible adults to become Big Brothers Big Sisters mentors, known as “Bigs,” following in the footsteps of past Big Day at the Lake participants who have embraced the opportunity to mentor; and

**WHEREAS**, Big Day at the Lake encourages economic mobility and positive interaction among diverse groups;

**NOW, THEREFORE**, it is fitting to recognize and observe “Big Day at the Lake” Day on July 20, 2019, as a day to celebrate making a positive difference in a child’s life through the valuable work of Big Brothers Big Sisters.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-fifth day of June, 2019.

S/ Senator Natasha Marcus

S/ Sarah Holland  
*Senate Principal Clerk***SUPPORTING POST-TRAUMATIC STRESS INJURY AWARENESS**

Submitted by Senator Brown on June 27, 2019

**WHEREAS**, in 1980, the American Psychiatric Association initially formulated the diagnosis known as Post-Traumatic Stress Disorder (PTSD) to more accurately assess and assist veterans who had endured severe combat stress in Vietnam; and

**WHEREAS**, combat stress is an invisible wound that has historically been unjustly portrayed as a mental illness caused by a preexisting flaw of character or ability, and that the word “disorder” carries a stigma which perpetuates this misconception; and

**WHEREAS**, it has been shown through electro-magnetic imaging that these invisible wounds can cause physical changes to the brain which more accurately describe an injury than a disorder; and

**WHEREAS**, referring to invisible wounds as a disorder can discourage the injured from seeking proper and timely medical treatment, but referring to invisible wounds as post-traumatic stress injury (PTSI) is less stigmatizing and viewed as more honorable, and this designation can favorably influence those affected and encourage them to seek treatment without fear of retribution or shame; and

**WHEREAS**, post-traumatic stress injury can occur following exposure to extremely traumatic events other than combat such as interpersonal violence, life-threatening accidents, and natural disasters; and

**WHEREAS**, timely and appropriate treatment of post-traumatic stress injury can diminish complications and avert suicides;

**NOW, THEREFORE**, all citizens suffering post-traumatic stress injuries deserve compassion and consideration; those brave men and women of the United States Armed Forces who have received these wounds in operational action against an enemy of the United States further deserve clear and obvious recognition.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-seventh day of June, 2019.

S/ Senator Harry Brown

S/ Sarah Holland  
*Senate Principal Clerk*

**CONGRATULATING THE UNITED STATES  
WOMEN'S NATIONAL SOCCER TEAM  
ON WINNING THE 2019 WOMEN'S WORLD CUP**  
Submitted by Senator Nickel on July 15, 2019

**WHEREAS**, on July 7, 2019, the United States Women's National Soccer Team defeated the Netherlands 2-0 to capture the 2019 Women's World Cup; and

**WHEREAS**, the United States Women's National Soccer Team has now won the Women's World Cup four times; and

**WHEREAS**, the national team has several connections to North Carolina; and

**WHEREAS**, four members of the national team play for the North Carolina Courage, including Crystal Dunn, Abby Dahlkemper, Jessica McDonald, and Samantha Mewis. The North Carolina Courage plays in Cary; and

**WHEREAS**, the University of North Carolina at Chapel Hill has five alumnae soccer players on the team, including Crystal Dunn, Ashlyn Harris, Tobin Heath, Allie Long, and Jessica McDonald; and

**WHEREAS**, the team's head coach, Jill Ellis, received a master's degree in technical writing from North Carolina State University, during which time she was an assistant coach when N.C. State won the 1988 ACC Women's Soccer Championship;

**NOW, THEREFORE**, the United States Women's National Soccer Team deserves to be honored and congratulated on winning the 2019 Women's World Cup, for inspiring the next generation of Americans to strive for greatness, and for its successes in representing the United States on the world stage. Further, members of the team who are also members of the North Carolina Courage and alumnae of North Carolina State University and the University of North Carolina at Chapel Hill deserved to be recognized and applauded for their contributions to this historic victory.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the fifteenth day of July, 2019.

S/ Senator Wiley Nickel  
S/ Senator John Alexander, Jr.  
S/ Senator W. Ted Alexander  
S/ Senator Jay Chaudhuri  
S/ Senator Robert B. Clark III  
S/ Senator Kirk deViere  
S/ Senator Valerie Foushee  
S/ Senator Michael Garrett  
S/ Senator Jeff Jackson  
S/ Senator Paul A. Lowe, Jr.  
S/ Senator Paul Newton

S/ Senator Natasha Marcus  
S/ Senator Floyd McKissick, Jr.  
S/ Senator Mujtaba Mohammed  
S/ Senator Vickie Sawyer  
S/ Senator Joyce Waddell  
S/ Senator Mike Woodard  
  
S/ Sarah Holland  
*Senate Principal Clerk*

**EXPRESSING APPRECIATION AND GRATITUDE TO  
STEVE EARWOOD OF NORTH CAROLINA**

Submitted by Senator McInnis on July 23, 2019

**WHEREAS**, he is credited with putting straight-line racing on the media map while serving as NHRA's media relations director in the 1970's and early 80's; and

**WHEREAS**, he was the 2016 recipient of the International Drag Racing Hall of Fame Founders Award; and

**WHEREAS**, he is a member of both the East Coast Drag Racing Hall of Fame; and

**WHEREAS**, a member of the NHRA Southeast Division Hall of Fame; and

**WHEREAS**, he is the founding member of the North Carolina Motorsports Association; and

**WHEREAS**, he has served on the Governor's Motorsports Advisory Council; and

**WHEREAS**, he was marketing Vice President at Billy Meyer's Texas Motorplex; and

**WHEREAS**, he was Vice President and General Manager of Atlanta Drag way; and

**WHEREAS**, NHRA Winston Invitational became the most successful All-Star event in drag racing history under his leadership; and

**WHEREAS**, he was the recipient of NHRA's "Man of the Year" Award in the Southeast Region; and

**WHEREAS**, he was awarded Richmond County's "Citizen of the Year" Award in 2010; and

**THEREFORE, BE IT RESOLVED**, Steve Earwood of North Carolina deserves to be shown appreciation and gratitude for contributions he has made to our nation's history and economy.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-third day of July, 2019.

S/ Senator Tom McInnis

S/ Sarah Holland  
*Senate Principal Clerk*

**COMMEMORATING THE 75TH ANNIVERSARY  
OF THE BATTLE OF MORTAIN  
AND THE SERVICE AND SACRIFICE OF THE 30TH INFANTRY DIVISION**

Submitted by Senator J. Alexander on July 23, 2019

**WHEREAS**, on September 10, 1940, Executive Order #1 by Governor Clyde Hoey mobilized all elements of the 30th Infantry Division in North Carolina for service in World War II per request of President Franklin D. Roosevelt; and

**WHEREAS**, the citizen soldiers of the 30th Infantry Division held key terrain in the vicinity of Mortain, France, the decisive point of Hitler's Normandy counteroffensive meant to defeat the Allied Invasion; and

**WHEREAS**, from August 6–12, 1944, the 13,000 brave soldiers of the 30th Infantry Division held off the onslaught of 80,000 German Soldiers from four German Panzer Divisions, stopping Hitler's counteroffensive at the Battle of Mortain, ensuring Allied victory in the Normandy Campaign in August of 1944; and

**WHEREAS**, the European Theater Historian determined that the 30th Infantry Division was the best infantry division in the European Theater of World War II. The wartime VII Corps Commander General J. Lawton Collins made a recommendation for the 30th Infantry Division to be awarded the Presidential Unit Citation. The 1st Army Commander, General Courtney Hodges, and the 12th Army Group Commander, General Omar N. Bradley, both endorsed the recommendation; and

**WHEREAS**, the Army Awards Board in 1947 cited that if the 30th Infantry Division had failed in its defense of Mortain in August of 1944, "it would have caused a revision of Allied plans second only to a failure at Normandy on D-Day." Captured German General Kurt Dittmar called the Mortain victory the "decisive battle of the west" in World War II; and

**WHEREAS**, this year is the 75th anniversary of the Battle of Mortain. As each day passes, members of “Old Hickory” who served proudly and with distinction during World War II pass away;

**NOW, THEREFORE**, during this crucial time in history, it is important to honor the sacrifice, courage, and dedication of all citizen soldiers who served in the 30th Infantry Division, known as “Old Hickory,” during the Battle of Mortain.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-third day of July, 2019.

S/ Senator John Alexander  
S/ Senator Phil Berger  
*Senate President Pro Tempore*

S/ Sarah Holland  
*Senate Principal Clerk*

**HONORING SAMUEL MAYER LEDER,  
MEMBER OF THE CONCORD CITY COUNCIL**

Submitted by Senator Newton on July 23, 2019

**WHEREAS**, Samuel Mayer Leder grew up in Whiteville, North Carolina and graduated from the University of North Carolina at Chapel Hill in 1991, receiving a bachelor’s degree in business administration and a master’s degree in accounting; and

**WHEREAS**, Samuel moved to the City of Concord, where he worked and lived with his family; and

**WHEREAS**, Samuel gave freely of his time and energy to virtually all aspects of his community, including serving as a member of the Concord City Council, member and past president of Concord Rotary Club, member and former chair of the Cabarrus Regional Chamber of Commerce, and member of the Uwharrie Bank Executive Board, treasurer of the Academic Learning Center, treasurer of the Ella Foard Foundation, member of the Central North Carolina Boy Scouts Council, member of the Carolina International School, and a supporter of Concord High athletics; and

**WHEREAS**, Samuel was a member of Temple Or Olam and Temple Israel of Salisbury; and

**WHEREAS**, Samuel died on June 30, 2019, leaving his wife, Shannon, and their two sons, Matthew and Bennett;

**NOW, THEREFORE**, Samuel Mayer Leder deserves to be honored for the service he rendered his community as a member of numerous boards and as a member of the Concord City Council.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the twenty-third day of July, 2019.

S/ Senator Paul Newton

S/ Sarah Holland  
*Senate Principal Clerk*

**HONORING DR. JAMES EDWARD CHEEK, SR.**

Submitted by Senator Fitch on September 10, 2019

**WHEREAS**, Dr. James Edward Cheek, Sr., was born December 4, 1932, in Roanoke Rapids, North Carolina; and

**WHEREAS**, Dr. Cheek was a licensed minister at the age of 13 and was later ordained at the age of 17. He served in the U.S. Air Force from 1950-1951 during the Korean War. He earned a Bachelor of Arts degree in history and sociology from Shaw University, his Master of Divinity degree from Colgate Rochester Divinity School in 1958, and his Doctorate from Drew University in 1962; and

**WHEREAS**, Dr. Cheek was a professor of New Testament Theology at Virginia Union University when he was named president of Shaw University in 1963 at the age of 30. In 1968, he was appointed president of Howard University. Over his 20-year tenure, Dr. Cheek oversaw the expansion of Howard University, where graduate and undergraduate programs expanded, student admissions increased by 3,500, the number of faculty tripled, and the budget grew to over \$400 million; and

**WHEREAS**, Dr. Cheek was named Washingtonian of the Year in 1980 and, in 1983, he was awarded the nation's highest civilian honor, the Presidential Medal of Freedom by President Ronald Reagan. He received hundreds of awards and 19 honorary degrees and served as a board member of several colleges and universities. His presidential appointments include the Board of Foreign Scholarships, National Advisory Council to the Peace Corps, UNESCO, Commission on Selection of White House Fellows, and the President's Board of Advisors on Historically Black Colleges and Universities; and

**WHEREAS**, Dr. Cheek died on January 8, 2010, at the age of 77 in Greensboro;

**NOW, THEREFORE**, Dr. James Edward Cheek, Sr., a husband, father, grandfather, student, teacher, minister, Air Force veteran, advocate, liaison, advisor, secretary of education, and college president, deserves to be recognized and honored for his accomplishments.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the tenth day of September, 2019.

S/ Senator Milton F. "Toby" Fitch

S/ Sarah Holland  
*Senate Principal Clerk*

### **RECOGNIZING THE NEPALI COMMUNITY IN WAKE COUNTY**

Submitted by Senator Nickel on October 1, 2019

**WHEREAS**, the Nepali community residing in Wake County and the Town of Morrisville comprises a large portion of the Asian population; and

**WHEREAS**, Wake County and the surrounding area is home to nearly 4,000 Nepali residents; and

**WHEREAS**, the Nepali community makes significant contributions to the social and economic well-being of the community; and

**WHEREAS**, more than 100 different languages are spoken within the Nepali community, which significantly increases the cultural diversity of Wake County; and

**WHEREAS**, the purpose of the Nepal Center of North Carolina is to blend and foster relationships and cordial relations with the local community, protect Nepali culture and identity, and extend a helping hand to Nepal and Nepalis around the world; and

**WHEREAS**, the Nepal Center of North Carolina welcomes and assists Nepali immigrants, students, and newcomers to North Carolina with information, moral support, and networking opportunities; and

**WHEREAS**, the Nepal Center of North Carolina strives to promote Nepali art, literature, music, dance, and customs in North Carolina; and

**WHEREAS**, members of the Nepal Center of North Carolina have been actively involved in our local community through participation in programs such as Adopt-a-Highway, blood donation, and the International Festival;

**NOW, THEREFORE**, it is important to recognize the contributions of the Nepali community in Wake County and to join the county in observing the third Saturday in April as Nepal Day.

**IN WITNESS WHEREOF**, the undersigned certifies that the foregoing statement was read in the Senate and placed upon the Journal on the first day of October, 2019.

S/ Senator Wiley Nickel

S/ Sarah Holland  
*Senate Principal Clerk*

**EXECUTIVE ORDERS**  
**of the**  
**GOVERNOR OF THE STATE**  
**OF NORTH CAROLINA**

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 2019. The full text of Executive Orders 86 through 114, issued by Governor Roy Cooper, can be found in the printed Session Laws of the 2019 General Assembly.

<b>Executive Order</b>	<b>Title</b>	<b>Date of Issuance</b>
86	Declaration of a State of Emergency and Temporary Suspension of Motor Vehicle Regulations to Ensure Restoration of Utility Services and the Transportation of Essentials	January 13, 2019
87	Notice of Termination of Executive Order No. 67	January 17, 2019
88	Notice of Termination of Executive Order No. 86	January 23, 2019
89	Notice of Termination of Executive Order Nos. 52, 55, and 59	January 23, 2019
90	Establishing the Governor's Entrepreneurial Council	February 18, 2019
91	Establishing the Task Force on Connecting North Carolina, Promoting Expansion of Access to High-Speed Internet and Removing Barriers to Broadband Infrastructure Installation	March 14, 2019
92	Employment First for North Carolinians With Disabilities	March 28, 2019
93	Prohibiting the Use of Salary History in the State Hiring Process	April 2, 2019
94	Declaration of a State of Emergency by the Governor of the State of North Carolina	April 17, 2019
95	Providing Paid Parental Leave to Eligible State Employees	May 23, 2019

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96	Disaster Declaration for Catawba and Mecklenburg Counties	July 3, 2019
97	Protecting Minors from Conversion Therapy	August 2, 2019
98	Declaration of a State of Emergency by the Governor of the State of North Carolina	August 9, 2019
99	Notice of Termination of Executive Order Nos. 6, 8, 27 and 94	August 9, 2019
100	Declaration of State of Emergency to Suspend Motor Vehicle Regulations and Support Relief Efforts for Hurricane Dorian	August 30, 2019
101	Declaration of a State of Emergency by the Governor of the State of North Carolina	August 31, 2019
102	Temporary Suspension of Motor Vehicle Regulations to Ensure Restoration of Utility Services and the Transportation of Essentials	August 31, 2019
103	Suspending Collection of Certain Tolls on Ferries Transporting Residents and Disaster Relief Supplies to and From Areas Impacted by Hurricane Dorian	September 2, 2019
104	Mandatory Evacuation Order for all North Carolina Islands	September 3, 2019
105	Temporary Waiver for Licensure Requirements to Facilitate Out-of-State Health Care Professionals to Treat Victims of Hurricane Dorian	September 5, 2019
106	Rescission of Mandatory Evacuation Order for All North Carolina Islands	September 8, 2019
107	Rescission of Temporary Waiver for Licensure Requirements to Facilitate Out-of-State Health Care Professionals to Treat Victims of Hurricane Dorian	September 9, 2019
108	Directing Hurricane-Related Debris Removal from Public Right-of-Ways by The North Carolina Department of Transportation	September 23, 2019



2019]	SENATE JOURNAL	1113
109	Disaster Declaration for Certain North Carolina Counties	October 17, 2019
110	Renewing the State Emergency Response Commission and amending its Membership	October 17, 2019
111	Establishing the Governor's Advisory Council on Film, Television, and Digital Streaming	October 22, 2019
112	Declaration of State of Emergency	November 26, 2019
113	Establishing the Task Force to Develop A Representative and Inclusive Vision For Education	December 9, 2019
114	Notice of Termination of Executive Order Nos. 51, 98, 101 and 112	December 19, 2019

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## SENATE COMMITTEE ASSIGNMENTS 2019

### STANDING COMMITTEES

<u>COMMITTEE</u>	<u>STANDING MEETING TIME/ROOM</u>
<b>AGRICULTURE/ENVIRONMENT/NATURAL RESOURCES</b>	
	<b>Wed/Thurs at 10:00 a.m. (1124 LB)</b>
<b>Co-Chair</b>	Senator Sanderson
<b>Co-Chair</b>	Senator Wells
<b>Members</b>	Senators J. Alexander, Burgin, D. Davis, Edwards, Fitch, Gallimore, B. Jackson, J. Jackson, McInnis, Newton, Nickel, Peterson, Sawyer, Steinburg, Woodard
<b>APPROPRIATIONS/BASE BUDGET</b>	
	<b>Tues/Wed/Thurs at 8:30 a.m. (643 LOB)</b>
<b>Co-Chair</b>	Senator Brown
<b>Co-Chair</b>	Senator Harrington
<b>Co-Chair</b>	Senator B. Jackson
<b>Members</b>	Senators Ballard, Bishop, Blue, Britt, Chaudhuri, Daniel, D. Davis, J. Davis, Gunn, Horner, Krawiec, Lowe, McInnis,* Rabon, Robinson, Sanderson, Smith, Tillman, Van Duyn, Wells, Woodard
<b>APPROPRIATIONS ON AGRICULTURE, NATURAL, AND ECONOMIC RESOURCES</b>	
	<b>Tues/Wed/Thurs at 8:30 a.m. (1124 LB)</b>
<b>Co-Chair</b>	Senator Edwards
<b>Co-Chair</b>	Senator Gunn
<b>Co-Chair</b>	Senator Wells
<b>Members</b>	Senators Chaudhuri, Gallimore, Marcus, Mohammed, Newton, Peterson, Sawyer
<b>APPROPRIATIONS ON DEPARTMENT OF TRANSPORTATION</b>	
	<b>Tues/Wed/Thurs at 8:30 a.m. (422 LOB)</b>
<b>Co-Chair</b>	Senator J. Davis
<b>Co-Chair</b>	Senator McInnis
<b>Members</b>	Senators J. Alexander, deViere, Garrett, Rabon, Woodard
<b>APPROPRIATIONS ON EDUCATION/HIGHER EDUCATION</b>	
	<b>Tues/Wed/Thurs at 8:30 a.m. (1027 LB)</b>
<b>Co-Chair</b>	Senator Ballard
<b>Co-Chair</b>	Senator Tillman
<b>Members</b>	Senators T. Alexander, D. Davis, Edwards, Horner, Johnson, Nickel, Smith, Waddell

**APPROPRIATIONS ON GENERAL GOVERNMENT AND  
INFORMATION TECHNOLOGY****Tues/Wed/Thurs at 8:30 a.m. (423 LOB)**

**Co-Chair** Senator J. Alexander  
**Co-Chair** Senator Horner  
**Members** Senators Clark, Ford, Foushee, Searcy, Steinburg

**APPROPRIATIONS ON HEALTH AND HUMAN SERVICES****Tues/Wed/Thurs at 8:30 a.m. (421 LOB)**

**Co-Chair** Senator Bishop  
**Co-Chair** Senator Krawiec  
**Members** Senators Bryan,\* Burgin, Hise, Lowe, McKissick, Perry,  
 Robinson, Van Duyn

**APPROPRIATIONS ON JUSTICE AND PUBLIC SAFETY****Tues/Wed/Thurs at 8:30 a.m. (414 LOB)**

**Co-Chair** Senator Britt  
**Co-Chair** Senator Daniel  
**Co-Chair** Senator Sanderson  
**Members** Senators Blue, Fitch, J. Jackson, Steinburg

**COMMERCE AND INSURANCE****Wed at 2:00 p.m. (1027 LB)  
Thurs at 11:00 a.m. (1027 LB)**

**Co-Chair** Senator J. Alexander  
**Co-Chair** Senator Edwards  
**Co-Chair** Senator Gunn  
**Members** Senators T. Alexander, Brown, Clark, Foushee, Harrington,†  
 Johnson, Lowe, McInnis, McKissick, Newton, Perry,†  
 Robinson, Sanderson, Sawyer, Searcy,† Smith

**EDUCATION/HIGHER EDUCATION****Wed at 11:00 a.m. and 12:00 p.m. (1027 LB)**

**Co-Chair** Senator Ballard  
**Co-Chair** Senator Horner  
**Co-Chair** Senator Tillman  
**Members** Senators Bryan,\* Chaudhuri, D. Davis, Edwards, Foushee,  
 Harrington, Johnson, Krawiec, McInnis, Newton,  
 Robinson, Sanderson, Searcy

**FINANCE****Tues at 1:00 p.m. and 2:00 p.m. (544 LOB)  
Wed at 1:00 p.m. (544 LOB)**

**Co-Chair** Senator Hise  
**Co-Chair** Senator Newton  
**Co-Chair** Senator Tillman

**FINANCE** *(continued)*

**Members** Senators J. Alexander, Bishop, Blue, Brown, Bryan,\* Clark, Daniel, J. Davis, Edwards, Fitch, Gunn, Harrington, B. Jackson, Krawiec, Lowe, McKissick, Rabon, Van Duyn, Waddell, Wells, Woodard

**HEALTH CARE****Wed/Thurs at 10:00 a.m. (643 LOB)**

**Co-Chair** Senator Bishop  
**Co-Chair** Senator Krawiec  
**Members** Senators Ballard, Bryan,\* Bugin, D. Davis, J. Davis, Ford, Foushee, Hise, Horner, Perry, Robinson, Sawyer, Van Duyn, Woodard

**JUDICIARY****Tues at 10:00 a.m. and 11:00 a.m. (1124 LB)****Wed at 2:00 p.m. (1124 LB)**

**Co-Chair** Senator Britt  
**Co-Chair** Senator Daniel  
**Members** Senators Bishop, Blue, Brown, Bryan,\* J. Davis, Fitch, Harrington, Horner, B. Jackson, J. Jackson, Marcus, McKissick,‡ Mohammed, Newton, Tillman, Van Duyn

**PENSIONS AND RETIREMENT AND AGING****Thurs at 11:00 a.m. (1124 LB)**

**Co-Chair** Senator Rabon  
**Co-Chair** Senator Wells  
**Members** Senators T. Alexander, Britt, Chaudhuri, deViere, Gallimore, Hise, Horner, Johnson, McKissick, Nickel, Perry, Steinburg, Waddell

**REDISTRICTING AND ELECTIONS****Upon Call of Chair**

**Co-Chair** Senator Bishop  
**Co-Chair** Senator Daniel  
**Co-Chair** Senator Hise  
**Members** Senators J. Alexander, Blue, Britt, Brown, Clark, Ford,§ Garrett, Harrington, B. Jackson, Marcus, McKissick, Newton,\*\* Rabon††

**RULES AND OPERATIONS OF THE SENATE****Tues/Thurs at 9:00 a.m. (1027 LB)**

**Chair** Senator Rabon  
**Vice-Chair** Senator Brown  
**Members** Senators Ballard, Bishop, Blue, Chaudhuri, Clark, Daniel,\* D. Davis, Edwards, Gunn, Harrington, Hise, B. Jackson, Krawiec, Lowe, McKissick, Sawyer, Tillman, Waddell, Wells



**SENATE STAFF****OFFICE OF THE PRESIDENT**

Daniel J. Forest	Lieutenant Governor
Blake Brewer	Policy Advisor
Guy Davidson	Project Manager
Jamey Falkenbury	Director of Innovations and Communication
Danielle Jordan	Director of Operations and Constituent Services
Steven Walker	Chief of Staff and General Counsel

**OFFICE OF THE PRESIDENT *PRO TEMPORE***

Philip E. Berger	President <i>Pro Tempore</i>
Pat Berger	Research Assistant
Bill D'Elia	Communications Advisor
Alex Fagg	Policy Advisor
Brian Fork	General Counsel
Peggy Halifax	Research Assistant
Rebekah LaHay	Constituent Liaison
Darrell Malcolm	Director of Boards and Commissions and Special Assistant
Eric Naisbitt	Policy Advisor
Tom Reeder	Senior Policy Advisor
Katherine Restrepo	Policy Advisor
Pat Ryan	Deputy Chief of Staff for Communications and Operations
Wanda Shivers	Legislative Assistant
Erica Shrader	Deputy Chief of Staff for Policy
Andrew Tripp	Chief of Staff
Carly Weaver	Policy Advisor
Graham Whitaker	Government Affairs Liaison and Director of Scheduling
Brent Woodcox	Policy Advisor

**OFFICE OF THE DEPUTY PRESIDENT *PRO TEMPORE***

Ralph Hise	Deputy President <i>Pro Tempore</i>
Susan Fanning	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

**OFFICE OF THE PRINCIPAL CLERK**

Sarah Holland	Principal Clerk
Leigh Gipple	Administrative Clerk
Terry Rumley	Administrative Clerk
Alissa Whatley	Administrative Clerk
Sharon Evans	Assistant
Bing Ruiter	Assistant
Peggy Telfair	Assistant
Michael Perdue	Page Coordinator

**OFFICE OF THE SERGEANT-AT-ARMS**

Robert Myrick	Sergeant-at-Arms
Jim Blackburn	Lead Assistant Sergeant-at-Arms
Ed Kesler	Deputy Sergeant-at-Arms

## Assistants

Terry Barnhardt	Charles Harper
Eddie Broughton	Sheree Hedrick
Michael Caviness	Charles Marsalis
Terry Edmondson	Chris Moore
John Enloe	Linda Matthews
William Fritscher	Frances Patterson
Dwight Green	Hal Roach
Jim Hamilton	Frank Urban

## Reserve Assistants

Tom Burroughs	Steve McKaig
Giles Jeffreys	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 Sanderson
Michael Barnhill	Senator Searcy
Gabrielle "Elle" Basile	Senator Sawyer
Olivia Baumann	Senator Ford
Leigh Ann Biddix	Senator Perry

**SENATE LEGISLATIVE STAFF** (continued)

Hunter Blohm	Senator Tom McInnis
Julie Bradburn	Senator Rabon
Johnny Bravo	Senator J. Davis
Lauren Brown	Senator Gallimore
Anita Bryan	Senator Bryan
Lorie Byrd	Senator Brown
Phyllis Cameron	Senator Robinson
Shelly Carver	Senator Rabon
Suzanne Castleberry	Senator Tillman
Pat Christmas	Senator Lowe
Justus Cochran	Senator Newton
Jessica Daigler-Walls	Senator J. Alexander
Lydia Daniel	Senator Daniel
Cindy Davis	Senator Britt
Susan Fanning	Senator Hise
Erhonda Farmer	Senator Clark
Paula Fields	Senator Rabon
Angela Ford	Senator Ford
Chase Freeman	Senator Harrington
Monica Fuller	Senator D. Davis
Sarah Glad	Senator Edwards
Sean Grier	Senator Mohammed
Michael Hannah	Senator Tillman
Rita Harris	Senator Peterson
Regina Irwin	Senator Horner
Carolina Izaguirre	Senator Lowe
Karen Johns	Senator Gunn
Penny Jordan	Senator J. Davis
Ben King	Senator B. Jackson
Debbie Lown	Senator Krawiec
DeAnne Mangum	Committee Clerk
Mary Marchman	Senator Harrington
Sheena Mathews	Senator Waddell
Graison McKissick	Senator McKissick
Bonnie McNeil	Senator Blue
Michael McShane	Senator Nickel
Tim Moreland	Senator Garrett
Charmey Morgan	Senator Smith
Diamond Nimene	Senator Robinson
Lorenzo Pedro	Senator deViere
Andy Perrigo	Senator Daniel
Danielle Plourd	Senator Edwards
Jacqueta Rascoe	Senator Fitch
Carol Resar	Senator Woodard
Linda Sanderson	Senator Sanderson



**SENATE LEGISLATIVE STAFF** (continued)

Ian Shannon	Senator Chaudhuri
Wanda Shivers	Senator Berger
Angelicia Simmons	Senator Smith
Logan Smith	Senator Ford
James Spivey	Senator Foushee
Joseph Stansbury	Senator Johnson
Edward Stiles	Senator Steinburg
Christopher Stock	Senator B. Jackson
Lynn Tennant	Senator T. Alexander
Elissa Tew	Senator Burgin
William Verbiest	Senator Ballard
Linda Wente	Senator Wells
John Wynne	Senator Bishop
Melanie Zimmermann	Senator Marcus

**SENATE INTERNS**

Charles Andrews	Senator J. Jackson
John Babcock	Senator Berger
Annah Bachman	Senator Chaudhuri
Cecelia Banks	Senator Blue
David Bean	Senator Steinburg
Lauren Bennett	Senator Fitch
Michael Boyd	Senator Chaudhuri
Jamar Brewton	Senator Robinson
Jonathan Carter	Senator Foushee
Kathryn Carter	Senator Gunn
Joshua Cole	Senator Smith
Cecilia Coleman	Senator Lowe
Jeffery Condry	Senator Hise
Jessica Cullins	Senator Fitch
Sara Darwish	Senator Chaudhuri
Bradley Downs	Senator D. Davis
McKenzie Estep	Senator D. Davis
Samantha Ferris	Senator Tillman
Clark Fowler	Senator Ford
Jillian Foye	Senator Smith
James Furr	Senator Brown
Zachary Godwin	Senator Lowe
Clarissa Greene	Senator Waddell
Sabrina Heck	Senator J. Jackson
Lane Hickman	Senator Britt
Kelby Hicks	Senator Smith
Jamila Horne	Senator Fitch
Belinda Hu	Senator D. Davis
Derrick Hunter	Senator Blue

**SENATE INTERNS** (continued)

Carter Jones	Senator Sanderson
Trent Kerns	Senator Ballard
Rahul Krishnaswamy	Senator Chaudhuri
Paulina Lopez	Senator Fitch
Christian Lunghi	Senator Harrington
Courtney Maness	Senator Ford
Malasia McClendon	Senator Van Duyn
Holden McLemore	Senator Berger
Anastasia Mebane	Senator D. Davis
Karalee Miller	Senator Smith
Jack Mitchell	Senator Edwards
John Moncrieff	Senator Krawiec
Daphne Moore	Senator Smith
Sidney Overby	Senator J. Davis
Mary Page	Senator Hise
Jarrett Patrick	Senator Lowe
Charles Plambeck	Senator J. Jackson
Bonnie Poirier	Senator J. Jackson
Alec Quint	Senator J. Jackson
Jeymi Reyes	Senator Blue
Colin Russell	Senator Berger
Alexandra Ruvolis	Senator Edwards
Amanda Sin	Senator Chaudhuri
Asia Skyers	Senator Blue
Logan Smith	Senator Ford
Tiffanie Smith	Senator D. Davis
William Smith	Senator J. Davis
Reagan Steele	Senator Brown
Jim Stirling	Senator Berger
Bryan Sumner	Senator Lowe
Allison Tannenbaum	Senator Lowe
Christian Toney	Senator Bishop
Stephen Trull	Senator McInnis
Michael Welker	Senator J. Jackson
Olivia Winger	Senator Krawiec
Roxanne Woodbury	Senator Clark
Nicholas Zanot	Senator Tillman
Megan Zogby	Senator McInnis

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## PRESIDENT OF THE SENATE APPOINTMENTS

The following appointments to boards and commissions were made during 2019 by The Honorable Dan Forest, Lieutenant Governor and President of the Senate.

President of the Senate Appointments	Appointed	Expires
<b>BIOTECHNOLOGY CENTER, BOARD OF DIRECTORS, NORTH CAROLINA</b>		
Bylaws-10/17/2000		
Mr. Frank Grainger (RA)	07/01/2019	06/30/2021
Mr. Joshua Price (RA)	07/01/2019	06/30/2021
Mr. John C. Rabby (RA)	07/01/2019	06/30/2021
<b>SENTENCING AND POLICY ADVISORY COMMISSION</b>		
G.S. 164-37		
Ms. Frances Battle (RA)	06/24/2019	06/30/2021
Mr. Arthur F. Beeler (RA)	06/24/2019	06/30/2021

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## SENATE PRESIDENT PRO TEMPORE APPOINTMENTS

The following appointments and recommendations to Boards and Commissions were made during 2019 by The Honorable Phil Berger, President *Pro Tempore*.

President <i>Pro Tempore</i> Appointments	Appointed	Expires
<b>911 BOARD</b>		
G.S. 143B-1401(a)(3)(b)		
Ms. Stacey Gonyer	07/18/2019	12/31/2022
<b>ACUPUNCTURE LICENSING BOARD</b>		
G.S. 90-453(a)		
Ms. Toni Rittenberg (RA)	07/18/2019	06/30/2022
Mr. Ji Fei Wang (RA)	07/18/2019	06/30/2022
<b>ADULT OFFENDERS SUPERVISION, NORTH CAROLINA STATE COUNCIL FOR INTERSTATE</b>		
G.S. 148-65.6 (a)(4)		
Sen. Bob Steinburg	07/25/2019	12/31/2020
<b>AFRICAN-AMERICAN HERITAGE COMMISSION</b>		
G.S. 143B-135(b)(2)		
Ms. Latoya Coffield (RA)	07/18/2019	06/30/2022
<b>AGING, NORTH CAROLINA GOVERNOR'S ADVISORY COUNCIL ON</b>		
G.S. 143B-181		
Ms. Mary M. Bethel	10/28/2019	06/30/2023
Ms. Betty Rising (RA)	07/15/2019	06/30/2023
<b>AGRICULTURE FINANCE AUTHORITY, NORTH CAROLINA</b>		
G.S. 122D-4(b)(4); G.S. 122D-4(b)(6)		
Mr. Ed Emory (RA)	07/18/2019	07/31/2022
Mr. Charles Williams (RA)	07/18/2019	07/31/2022

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>ATHLETES, LEGISLATIVE COMMISSION ON THE FAIR TREATMENT OF COLLEGE STUDENT-</b>		
S.L. 2018-97 sec. 12.1(b)		
Sen. Danny Britt	02/06/2019	03/01/2019
<b>B-3 INTERAGENCY COUNCIL</b>		
G.S. 115C-64.25(a)(6); G.S. 115C-64.25(a)(8)		
Sen. Deanna Ballard	03/05/2019	10/31/2021
Sen. Rick Horner	03/05/2019	10/31/2019
Ms. Heather Vuncannon	04/30/2019	10/31/2019
<b>BOXING COMMISSION, NORTH CAROLINA</b>		
G.S. 143-653.2		
Dr. Sara L. Neal	10/30/2019	06/30/2020
Dr. Phillip M. Stephens (RA)	10/30/2019	06/30/2022
<b>BRAIN INJURY ADVISORY COUNCIL, NORTH CAROLINA</b>		
G.S. 143B-216.66 (a)(1)a; G.S. 143B-216.66 (a)(1)b; G.S. 143B-216.66 (a)(1)c		
Ms. Christine Fernandini (RA)	10/01/2019	09/30/2023
Ms. Rose Randall	10/01/2019	09/30/2023
Ms. Carol Senick (RA)	10/01/2019	09/30/2023
<b>BUILDING COMMISSION, STATE</b>		
G.S. 143-135.25 (c)(2); G.S. 143-135.25 (c)(8)		
Mr. Sam Isham (RA)	07/18/2019	06/30/2022
Mr. Roger Woods (RA)	07/18/2019	06/30/2021
<b>CANCER COORDINATION AND CONTROL, ADVISORY COMMITTEE ON</b>		
G.S. 130A-33.50(b)		
Sen. Ted Alexander	07/25/2019	06/30/2021
Sen. Vickie Sawyer	07/25/2019	06/30/2021
<b>CAPITAL FACILITIES FINANCE AGENCY BOARD, NORTH CAROLINA</b>		
G.S. 159D-38(a)		
Mr. Ted Hicks II	10/30/2019	02/28/2020
<b>CAPITAL PLANNING COMMISSION, NORTH CAROLINA</b>		
G.S. 143B-374(a)		
Sen. John Alexander (RA)	07/23/2019	12/31/2020
Sen. Jim Burgin	07/23/2019	12/31/2020
Sen. Ben Clark (RA)	07/23/2019	12/31/2020
Sen. Kathy Harrington (RA)	07/23/2019	12/31/2020
<b>CATAWBA/WATEREE RIVER BASIN ADVISORY COMMITTEE</b>		
G.S. 77-111; S.L. 2004-83 sec. 1		
Sen. Andy Wells	02/14/2019	at the pleasure

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>CENTENNIAL AUTHORITY</b>		
G.S. 160A-480.3(b)(2)		
Mr. Philip Isley (RA)	07/18/2019	06/30/2023
Ms. Patricia Long (RA)	07/18/2019	06/30/2023
Mr. Wendell Murphy, Sr. (RA)	07/18/2019	06/30/2023
Mr. Randall Ramsey (RA)	07/18/2019	06/30/2023
Mr. Cassius Williams (RA)	07/18/2019	06/30/2023
<b>CHARTER SCHOOLS ADVISORY BOARD, NORTH CAROLINA</b>		
G.S. 115C-218(b)(2)(b)		
Ms. Jeannette Butterworth	07/01/2019	06/30/2021
The Honorable Joel Ford	07/18/2019	06/30/2021
<b>CHILD CARE COMMISSION, NORTH CAROLINA</b>		
G.S. 143B-168.4(b)(2)		
Ms. Melissa Burroughs (RA)	07/18/2019	06/30/2021
Mr. Victor Coffenberry	07/18/2019	06/30/2021
Dr. Elizabeth Gilleland (RA)	07/18/2019	06/30/2020
Rev. Charles F. McDowell III (RA)	07/18/2019	06/30/2020
<b>CHILD FATALITY TASK FORCE, NORTH CAROLINA</b>		
G.S. 7B-1402(b)(24)		
Sen. Deanna Ballard	02/27/2019	01/31/2021
Sen. Don Davis (RA)	02/27/2019	01/31/2021
Sen. Todd Johnson	02/27/2019	01/31/2021
Sen. Jim Perry	02/27/2019	01/31/2021
Sen. Vickie Sawyer	02/27/2019	01/31/2021
<b>CHILDREN INC., BOARD OF DIRECTORS, NORTH CAROLINA</b>		
<b>PARTNERSHIP FOR</b>		
G.S. 143B-168.12(a)(1)(e); G.S. 143B-168.12(a)(1)(j)		
Mr. Phillip Carper	01/01/2020	12/31/2022
Ms. Cheryl Cavanaugh (RA)	01/01/2020	12/31/2022
Ms. Melanie Gayle	01/01/2020	12/31/2022
Ms. Nell Rose (RA)	01/01/2020	12/31/2022
<b>CHILD WELL-BEING TRANSFORMATION COUNCIL, NORTH CAROLINA</b>		
S.L. 2018-5 sec. 24.1(c)(1)(a)		
Sen. Joyce Krawiec (CC)	03/19/2019	09/30/2019
<b>CHIROPRACTIC EXAMINERS, STATE BOARD OF</b>		
G.S. 90-139		
Dr. Kevin Sharp (RA)	07/18/2019	06/30/2022
<b>COASTAL RESOURCES COMMISSION, NORTH CAROLINA</b>		
G.S. 113A-104(b1)(13)		
Mr. John Norris (RA)	07/18/2019	06/30/2022
<b>CODE OFFICIALS QUALIFICATION BOARD, NORTH CAROLINA</b>		
G.S. 143-151.9(a)		
Mr. Michael Krotts	07/18/2019	07/01/2023

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>CONGRESSIONAL REDISTRICTING, JOINT SELECT COMMITTEE ON</b>		
G.S. 120-19.6(a1); 2019 Senate Permanent Rules- Rule 31		
Sen. Dan Blue	11/04/2019	at the pleasure
Sen. Ben Clark	11/04/2019	at the pleasure
Sen. Warren Daniel	11/04/2019	at the pleasure
Sen. Chuck Edwards	11/04/2019	at the pleasure
Sen. Milton F. "Toby" Fitch, Jr.	11/04/2019	at the pleasure
Sen. Ralph Hise (CC)	11/04/2019	at the pleasure
Sen. Paul Newton	11/04/2019	at the pleasure
Sen. Jim Perry	11/04/2019	at the pleasure
<b>CONSUMER AND FAMILY ADVISORY COMMITTEE, STATE</b>		
G.S. 122C-171(b)(2)		
Ms. Pat McGinnis (RA)	07/18/2019	06/30/2022
<b>COSMETIC ART EXAMINERS, STATE BOARD OF</b>		
G.S. 88B-3(a)(1)		
Ms. Diane Smith (RA)	07/18/2019	06/30/2022
<b>COURTS COMMISSION, NORTH CAROLINA</b>		
G.S. 7A-506(e)		
Sen. Danny Britt	10/07/2019	06/30/2023
Sen. Warren Daniel (RA)	10/07/2019	06/30/2023
Sen. Carl Ford	10/07/2019	06/30/2023
<b>CRIME COMMISSION, GOVERNOR'S</b>		
G.S. 143B-1100(b)(4)		
Mr. Benjamin Curtis (RA)	07/18/2019	02/28/2021
Ms. Pamela Thompson (RA)	07/18/2019	02/28/2021
<b>CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION</b>		
G.S. 17C-3(a)(6)		
Mr. Richard Epley (RA)	07/18/2019	06/30/2021
Ms. Teresa Jardon (RA)	07/18/2019	06/30/2021
Mr. Ronald Parrish (RA)	07/18/2019	06/30/2021
Mr. Michael Slagle (RA)	07/18/2019	06/30/2021
<b>DISCIPLINARY HEARING COMMISSION OF THE NORTH CAROLINA STATE BAR</b>		
G.S. 84-28.1(a)		
Mr. C. Keith Tatum	07/17/2019	06/30/2021
<b>DOMESTIC VIOLENCE COMMISSION</b>		
G.S. 143B-394.15(c)(2)		
Ms. Cathy Cloninger (RA)	07/18/2019	08/31/2021
Ms. Kristy Dickerson	07/18/2019	08/31/2021
Ms. Sherry Everett	07/18/2019	08/31/2021
Ms. Jennifer Howell	07/24/2019	08/31/2021
Sherriff Larry Pierce	07/23/2019	08/31/2021
Ms. Nora Salinas	07/18/2019	08/31/2021

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>ECONOMIC INVESTMENT COMMITTEE</b>		
G.S. 143B-437.54(a)(5)		
Mr. Anthony Blackman (RA)	12/01/2019	11/30/2021
<b>EDUCATIONAL SERVICES FOR EXCEPTIONAL CHILDREN, COUNCIL ON</b>		
G.S. 115C-112.1(b)		
Sen. Ted Alexander	07/23/2019	06/30/2021
Ms. Elizabeth DeBiasi	07/23/2019	06/30/2021
<b>EDUCATION AND WORKFORCE INNOVATION COMMISSION, NORTH CAROLINA</b>		
G.S. 115C-64.15(b)(8)		
Mr. Stephen Griffin	07/18/2019	06/30/2022
Mr. Thomas Luckadoo	07/18/2019	06/30/2022
<b>EDUCATION FINANCE REFORM, JOINT LEGISLATIVE TASK FORCE ON</b>		
S.L. 2017-57 Sec. 7.23D		
Sen. Kathy Harrington (CC)	02/13/2019	12/31/2020
Sen. Rick Horner (RA)	02/13/2019	12/31/2020
Sen. Brent Jackson	02/13/2019	12/31/2020
<b>EDUCATOR PREPARATION AND STANDARDS COMMISSION, NORTH CAROLINA PROFESSIONAL</b>		
G.S. 115C-268.1(c)(1)		
Ms. Lauren Genesky (RA)	09/01/2019	08/31/2020
Dr. Anthony Graham (RA)	09/01/2019	08/31/2021
Ms. Glenda Jones (RA)	09/01/2019	08/31/2021
Ms. Meaghan Loftus (RA)	09/01/2019	08/31/2020
Dr. Michael Maher (RA)	09/01/2019	08/31/2021
Dr. Ellen McIntyre (RA)	09/01/2019	08/31/2021
Dr. Patrick Miller (RA)	09/01/2019	08/31/2020
Dr. Hank Weddington (RA)	09/01/2019	08/31/2020
<b>EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL, NORTH CAROLINA</b>		
G.S. 143-510(a)(3)		
Mr. James Gusler, Jr. (RA)	01/01/2020	12/31/2023
<b>ENERGY BOARD, SOUTHERN STATES</b>		
G.S. 104D-1 Article II(a)		
Sen. Eddie Gallimore	07/25/2019	at the pleasure
Sen. Paul Newton	07/25/2019	at the pleasure
<b>ENERGY POLICY COUNCIL</b>		
113B-3(c)(10)		
Ms. Jennifer Kelvington	05/31/2019	07/01/2021
<b>ENVIRONMENTAL MANAGEMENT COMMISSION, NORTH CAROLINA</b>		
G.S. 143B-283(a1)(13); G.S. 143B-283(a1)(15)		
Mr. David Anderson	08/01/2019	07/31/2023
Dr. Donald van der Vaart	08/01/2019	07/31/2023

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>ETHICS COMMISSION, STATE</b>		
G.S. 138A-7(a)(2); S.L. 2019-1		
Dr. Clarence G. Newsome	02/07/2019	12/31/2020
The Honorable Shirley Randleman	02/07/2019	12/31/2020
<b>ETHICS COMMITTEE, LEGISLATIVE</b>		
G.S. 120-100		
Sen. Dan Bishop (CC)	01/29/2019	09/17/2019
Sen. Todd Johnson	01/29/2019	01/08/2025
Sen. Floyd McKissick	01/29/2019	01/08/2023
Sen. Norman Sanderson (CC)	10/03/2019	01/10/2021
Sen. Vickie Sawyer	01/29/2019	01/08/2025
<b>FIRE AND RESCUE COMMISSION, STATE</b>		
G.S. 58-78-1 (a)(3)		
Mr. H. Vernon Massengill (RA)	07/18/2019	06/30/2022
<b>GENERAL STATUTES COMMISSION</b>		
G.S. 164-14(a)(7)		
Sen. Chuck Edwards*	02/13/2019	05/31/2019
Sen. Chuck Edwards (RA)	07/23/2019	05/31/2021
*to fill unexpired term of Sen. Tamara Barringer		
<b>GLOBAL TRANSPARK AUTHORITY BOARD, NORTH CAROLINA</b>		
G.S. 63A-3(b)(3)		
Mr. George Andrew (RA)	07/18/2019	06/30/2023
Dr. Joseph Koletar (RA)	07/18/2019	06/30/2023
<b>GOVERNMENTAL OPERATIONS, JOINT LEGISLATIVE COMMISSION</b>		
G.S. 120-74		
Sen. John Alexander (advisory member)	10/30/2019	01/15/2021
Sen. Deanna Ballard	10/30/2019	01/15/2021
Sen. Dan Blue (RA)	10/30/2019	01/15/2021
Sen. Danny Britt (advisory member)	10/30/2019	01/15/2021
Sen. Harry Brown (ex-officio)(RA)	10/30/2019	01/15/2021
Sen. Ben Clark (RA)	10/30/2019	01/15/2021
Sen. Warren Daniel (RA)	10/30/2019	01/15/2021
Sen. Don Davis (RA)	10/30/2019	01/15/2021
Sen. Jim Davis (RA)	10/30/2019	01/15/2021
Sen. Chuck Edwards	10/30/2019	01/15/2021
Sen. Valerie Foushee	10/30/2019	01/15/2021
Sen. Rick Gunn (RA)	10/30/2019	01/15/2021
Sen. Kathy Harrington (RA)	10/30/2019	01/15/2021
Sen. Ralph Hise (ex-officio)(RA)	10/30/2019	01/15/2021
Sen. Rick Horner (advisory member)	10/30/2019	01/15/2021
Sen. Brent Jackson (RA)	10/30/2019	01/15/2021
Sen. Joyce Krawiec (RA)	10/30/2019	01/15/2021
Sen. Tom McInnis	10/30/2019	01/15/2021
Sen. Floyd McKissick (RA)	10/30/2019	01/15/2021
Sen. Paul Newton	10/30/2019	01/15/2021
Sen. Bill Rabon (RA)	10/30/2019	01/15/2021



<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>GOVERNMENTAL OPERATIONS, JOINT LEGISLATIVE COMMISSION</b>		
<b>(continued)</b>		
Sen. Gladys Robinson	10/30/2019	01/15/2021
Sen. Norman Sanderson (RA)	10/30/2019	01/15/2021
Sen. Jerry Tillman (RA)	10/30/2019	01/15/2021
Sen. Mike Woodard	10/30/2019	01/15/2021
Sen. Andy Wells	10/30/2019	01/15/2021

**HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, BOARD OF TRUSTEES OF THE STATE**

G.S. 135-48.20 (h)		
Ms. Lisa Grimes (RA)	07/18/2019	06/30/2021

**HEART DISEASE AND STROKE PREVENTION TASK FORCE, JUSTUS-WARREN**

G.S. 143B-216.60(b)(1)		
Ms. Helen Brann (RA)	07/18/2019	06/30/2021
Ms. Heather Breedlove (RA)	07/18/2019	06/30/2021
Sen. Jim Burgin	07/18/2019	06/30/2021
Ms. Shonda Corbett (RA)	07/18/2019	06/30/2021
Mr. Chris C. Dobbins (RA)	07/18/2019	06/30/2021
Dr. David Huang (RA)	07/18/2019	06/30/2021
Sen. Jim Perry	07/18/2019	06/30/2021
Sen. Vickie Sawyer	07/18/2019	06/30/2021

**HOLOCAUST, NORTH CAROLINA COUNCIL ON THE**

G.S. 143A-48.1(b)		
Ms. Amy Clark (RA)	07/25/2019	06/30/2021
Ms. Lauren Piner	07/25/2019	06/30/2021
Ms. Juanita Ray (RA)	07/25/2019	06/30/2021
Ms. Laurie Schaefer	07/25/2019	06/30/2021
Mr. Richard A. Schwartz (RA)	07/25/2019	06/30/2021
Ms. Marianne Wason (RA)	07/25/2019	06/30/2021

**HOME INSPECTOR LICENSURE BOARD, NORTH CAROLINA**

G.S. 143-151.46(a)(2)		
Mr. David Dye	07/18/2019	07/01/2023

**HOUSING FINANCE AGENCY BOARD OF DIRECTORS, NORTH CAROLINA**

G.S. 122A-4(c)		
Ms. Leigh Brown (RA)	07/18/2019	06/30/2021
Rev. Derek Macleod	07/18/2019	06/30/2021

**HOUSING PARTNERSHIP, NORTH CAROLINA**

G.S. 122E-4(b)(4)		
Mr. James Pressly	07/18/2019	08/31/2020

**HUMAN RELATIONS COMMISSION, NORTH CAROLINA**

G.S. 7A-761(b)		
Sheriff Tony Durden	02/14/2019	06/30/2020

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>HUMAN TRAFFICKING COMMISSION, NORTH CAROLINA</b>		
G.S. 7A-354(b)(1)		
Ms. Caitlin Brooks	10/01/2019	09/30/2021
Mr. John Dickerson	10/01/2019	09/30/2021
Ms. Suzanne Mauney-Smith (RA)	10/01/2019	09/30/2021
Mr. William M. Nichols (RA)	10/01/2019	09/30/2021
Ms. Caitlin Ryland, Esq. (RA)	10/01/2019	09/30/2021
<b>INDIAN AFFAIRS, NORTH CAROLINA STATE COMMISSION ON</b>		
G.S. 143B-404		
Mr. Daniel Locklear (RA)	07/18/2019	06/30/2021
<b>INDIAN EDUCATION, STATE ADVISORY COUNCIL ON</b>		
G.S. 115C-210.1		
Sen. Jim Davis (RA)	07/25/2019	01/31/2021
<b>INTERNSHIP COUNCIL, NORTH CAROLINA</b>		
G.S. 143B-394.32		
Dr. Elizabeth Kusko	06/17/2019	at the pleasure
<b>IRRIGATION CONTRACTORS' LICENSING BOARD, NORTH CAROLINA</b>		
G.S. 89G-4(a)(3)		
Mr. John Ross (RA)	10/01/2019	09/30/2022
<b>JUSTICE COMMISSION, NORTH CAROLINA EQUAL ACCESS TO</b>		
Supreme Court Order (5)(a)		
Sen. Danny Britt	03/05/2019	01/15/2021
<b>LEGISLATIVE RESEARCH COMMISSION</b>		
G.S. 120-30.10(a)		
Sen. Dan Blue (RA)	12/13/2019	01/15/2021
Sen. Warren Daniel (RA)	12/13/2019	01/15/2021
Sen. Ralph Hise (RA)	12/13/2019	01/15/2021
Sen. Paul Lowe (RA)	12/13/2019	01/15/2021
Sen. Bill Rabon (CC)(RA)	12/13/2019	01/15/2021
<b>LICENSE TO GIVE TRUST FUND</b>		
G.S. 20-7.5(a)(1)(a); G.S. 20-7.5(a)(1)(b); G.S. 20-7.5(a)(1)(c)		
Mr. Charles Heald	01/01/2020	12/31/2021
Ms. Dianne Layden	01/01/2020	12/31/2021
Ms. Lisa McCanna (RA)	01/01/2020	12/31/2021
Ms. Amanda Mixon (RA)	01/01/2020	12/31/2021
<b>LOCKSMITH LICENSING BOARD, NORTH CAROLINA</b>		
G.S. 74F-5(a)(1)		
Mr. Jonathan Jeffries (RA)	01/01/2020	12/31/2022
<b>MANUFACTURED HOUSING BOARD, NORTH CAROLINA</b>		
G.S. 143-143.10(a)		
Ms. Cynthia Barringer (RA)	07/18/2019	06/30/2022
Mr. Richard Hill (RA)	07/18/2019	06/30/2022

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>MARINE INDUSTRIAL PARK AUTHORITY, NORTH CAROLINA</b>		
G.S. 113-315.25(d)		
Mr. James Tobin (RA)	07/18/2019	06/30/2021
<b>MEDICINE, BOARD OF DIRECTORS OF THE NORTH CAROLINA INSTITUTE OF</b>		
G.S. 90-471(a)(2)		
Ms. Lyndsay Jensen	01/01/2020	12/31/2023
Dr. Perrin Jones	01/01/2020	12/31/2023
Mr. David Sousa (RA)	01/01/2020	12/31/2023
<b>MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, NORTH CAROLINA COMMISSION FOR</b>		
G.S. 143B-148(a)(1)		
Ms. Carla Parker-Hollis	07/18/2019	06/30/2022
Ms. Robin Todd-Hall (RA)	07/18/2019	06/30/2022
<b>MILITARY AFFAIRS COMMISSION, NORTH CAROLINA</b>		
G.S. 143B-1311(b)(3)(a); G.S. 143B-1311(b)(3)(b); G.S. 143B-1311(b)(3)(c); G.S. 143B-1311(b)(3)(d); G.S. 143B-1311(b)(3)(e); G.S. 143B-1311(c)(2)		
Sen. Harry Brown (RA)	07/25/2019	07/31/2021
Ms. Julie Daniels (RA)	07/25/2019	07/31/2021
Mr. Ronald Lingle	07/25/2019	07/31/2021
The Honorable Wesley Meredith	07/25/2019	07/31/2021
Ms. Etteine Mitchell (RA)	07/25/2019	07/31/2021
Sen. Norman Sanderson*	02/19/2019	07/31/2019
Sen. Norman Sanderson (RA)	07/25/2019	07/31/2021
*to fill unexpired term of Wesley Meredith		
<b>MINORITY HEALTH ADVISORY COUNCIL</b>		
G.S. 130A-33.44(a)3		
Ms. Trishana Jones	10/02/2019	06/30/2023
Dr. Jimmy T. Tate	10/02/2019	06/30/2020
<b>MYFUTURENC BOARD OF DIRECTORS</b>		
myFutureNC Bylaws		
Sen. Deanna Ballard	07/23/2019	at the pleasure
<b>OIL AND GAS COMMISSION, NORTH CAROLINA</b>		
G.S. 143B-293.2		
Mr. John Lucey, Jr. (RA)	01/01/2020	12/31/2023
<b>PARKS AND RECREATION AUTHORITY, NORTH CAROLINA</b>		
G.S. 143B-135.202(a)8; G.S. 143B-135.202(a)9		
Mr. Chad Brown (RA)	07/18/2019	07/01/2022
Ms. Cynthia Tart (RA)	07/18/2019	07/01/2021

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>PERMANENCY INNOVATION INITIATIVE OVERSIGHT COMMITTEE, NORTH CAROLINA</b>		
G.S. 131D-10.9A(a)(2)		
The Honorable Austin Allran	07/18/2019	06/30/2020
Sen. Joyce Krawiec	07/18/2019	06/30/2020
Mr. Phillip Redmond	07/18/2019	06/30/2022
<b>PRIVATE PROTECTIVE SERVICES BOARD</b>		
G.S. 74C-4(b)		
Mr. Stacy Buff (RA)	07/18/2019	07/01/2022
Ms. Nada Lawrimore (RA)	07/18/2019	07/01/2021
Mr. David Stephens	07/18/2019	07/01/2022
<b>PORTS AUTHORITY, NORTH CAROLINA STATE</b>		
G.S. 136-260(e)(2)		
Mr. Patrick Joyce (RA)	07/18/2019	06/30/2021
<b>PRINCIPAL FELLOWS COMMISSION, NORTH CAROLINA</b>		
G.S. 116-74.41(b)(4)		
Ms. Leah Carper	07/18/2019	06/30/2023
<b>PROGRAM EVALUATION OVERSIGHT COMMITTEE, JOINT LEGISLATIVE</b>		
G.S. 120-36.15(a)(1)		
Sen. Carl Ford	10/07/2019	end of biennium
<b>PUBLIC OFFICERS AND EMPLOYEES LIABILITY INSURANCE COMMISSION</b>		
G.S. 58-32-1		
Mr. Owen Thomas	07/18/2019	06/30/2023
<b>PUBLIC TELEVISION BOARD OF TRUSTEES, UNIVERSITY OF NORTH CAROLINA CENTER FOR</b>		
G.S. 116-37.1(b)(1)		
Ms. Vickie Walker (RA)	07/18/2019	06/30/2021
<b>RAILROAD BOARD OF DIRECTORS, NORTH CAROLINA</b>		
G.S. 124-15(a)		
Mr. Franklin Rouse (RA)	07/18/2019	06/30/2023
The Honorable Michael P. Walters (RA)	07/18/2019	06/30/2023
<b>RECREATIONAL THERAPY LICENSURE BOARD, NORTH CAROLINA</b>		
G.S. 90C-23(b)(5)		
Ms. Tina Pilkington	07/18/2019	06/30/2022
<b>RESPIRATORY CARE BOARD, NORTH CAROLINA</b>		
G.S. 90-650(a)(3)		
Dr. McNeil Cronin	07/18/2019	10/31/2021

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>RETIREMENT SYSTEM BOARD OF TRUSTEES, TEACHERS' AND STATE EMPLOYEES'</b>		
G.S. 135-6(b)(4)		
Mr. W. Lentz Brewer (RA)	07/18/2019	06/30/2021
<b>RULES REVIEW COMMISSION</b>		
G.S. 143B-30.1(a)		
Mr. Robert Bryan (RA)	07/18/2019	06/30/2021
The Honorable Tommy Tucker	07/18/2019	06/30/2021
<b>RURAL INFRASTRUCTURE AUTHORITY</b>		
G.S. 143B-472.128(b)(2)		
Ms. Pamela Cundiff (RA)	07/18/2019	06/30/2021
Mr. Jeff Etheridge, Jr. (RA)	07/18/2019	06/30/2021
Mr. Dean Hilton (RA)	07/18/2019	06/30/2020
The Honorable Theodore Westmoreland (RA)	07/18/2019	06/30/2020
<b>SCIENCE, TECHNOLOGY AND INNOVATION, NORTH CAROLINA BOARD OF</b>		
G.S. 143B-472.81(a)		
Dr. Samuel Houston (RA)	07/18/2019	06/30/2022
<b>SENTENCING AND POLICY ADVISORY COMMISSION, NORTH CAROLINA</b>		
G.S. 164-37(13); G.S. 164-37(14)		
Sen. Warren Daniel (RA)	07/25/2019	06/30/2021
Ms. Louise A. Davis (RA)	07/01/2019	06/30/2021
Sen. Milton F. "Toby" Fitch, Jr.	07/25/2019	06/30/2021
Sen. Bob Steinburg	07/25/2019	06/30/2021
<b>TAX COMMISSION, STATE PROPERTY</b>		
G.S. 105-288(a)		
Mr. William Peaslee (RA)	07/18/2019	06/30/2023
<b>TEACHING FELLOWS COMMISSION, NORTH CAROLINA</b>		
G.S. 116-209.61(2)(b)		
Dr. Mariann Tillery (RA)	07/18/2019	07/01/2021
<b>TOBACCO TRUST FUND COMMISSION</b>		
G.S. 143-717(b)(2)(b)		
Mr. John W. Carter III (RA)	10/03/2019	06/30/2023
<b>UNEMPLOYMENT INSURANCE, JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON</b>		
G.S. 120-70.155 (a)(2)		
Sen. Ben Clark (RA)	03/14/2019	12/31/2020
Sen. Chuck Edwards	03/13/2019	12/31/2020
Sen. Paul Newton (RA)	03/14/2019	12/31/2020
Sen. Andy Wells (CC)	03/13/2019	12/31/2020
<b>UNIVERSITY BOARD OF TRUSTEES- A &amp; T STATE, NORTH CAROLINA</b>		
G.S. 116-31; G.S. 116-233; S.L. 2016-126		
Mr. Mark Copeland	07/01/2019	06/30/2023

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>UNIVERSITY BOARD OF TRUSTEES- APPALACHIAN STATE</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Ms. Kimberly Shepherd	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- ARTS, NORTH CAROLINA SCHOOL OF THE</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Ms. Anna Folwell	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- ASHEVILLE, NORTH CAROLINA</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Mr. Peter Heckman	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- NORTH CAROLINA CENTRAL</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Mr. Roderick Allison	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- CHAPEL HILL, NORTH CAROLINA</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Mr. John Preyer	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- CHARLOTTE, NORTH CAROLINA</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Mr. Frederick Klein, Jr.	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- EAST CAROLINA</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Mr. Thomas Segrave	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- ELIZABETH CITY STATE</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Ms. Jan King Robinson	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- FAYETTEVILLE STATE</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Dr. Harvey H. Allen, Jr. (RA)	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- GREENSBORO, NORTH CAROLINA</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Ms. Elizabeth Phillips	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- PEMBROKE, NORTH CAROLINA</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Dr. Jesse Thomas	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- NORTH CAROLINA STATE</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 Mr. Jimmy Clark	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- WESTERN CAROLINA</b> G.S. 116-31; G.S. 116-233; S.L. 2016-126 The Honorable Thomas Apodaca	07/01/2019	06/30/2023

<b>President Pro Tempore Appointments</b>	<b>Appointed</b>	<b>Expires</b>
<b>UNIVERSITY BOARD OF TRUSTEES- WILMINGTON, NORTH CAROLINA</b>		
G.S. 116-31; G.S. 116-233; S.L. 2016-126		
The Honorable Michael Lee	07/01/2019	06/30/2023
<b>UNIVERSITY BOARD OF TRUSTEES- WINSTON-SALEM STATE</b>		
G.S. 116-31; G.S. 116-233; S.L. 2016-126		
Dr. L'Tanya J. Bailey	07/01/2019	06/30/2023
<b>WASTEWATER CONTRACTORS AND INSPECTORS CERTIFICATION BOARD, NORTH CAROLINA ON-SITE</b>		
G.S. 90A-73(a)		
Mr. William R. Davis (RA)	07/18/2019	06/30/2022
<b>WATER MANAGEMENT TRUST FUND BOARD OF TRUSTEES, NORTH CAROLINA CLEAN</b>		
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Ms. Judith F. Kennedy (RA)	07/18/2019	06/30/2021
Mr. Jason A. Walser (RA)	07/18/2019	06/30/2022
<b>WILDLIFE RESOURCES COMMISSION, NORTH CAROLINA</b>		
G.S. 143-241		
Mr. Thomas Berry (RA)	07/18/2019	06/30/2021
Mr. James W. Cogdell	07/16/2019	06/30/2021
Mr. Mark Craig (RA)	07/18/2019	06/30/2021
Mr. Landon Zimmer (RA)	07/18/2019	06/30/2021
<b>YADKIN/PEE DEE RIVER BASIN ADVISORY COMMISSION</b>		
G.S. 77-113(b)(2)		
Sen. Eddie Gallimore	07/30/2019	at the pleasure

- 
- (C) Chairman  
 (CC) Co-Chair  
 (RA) Re-appointment  
 (VC) Vice Chair





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**SENATE JOURNAL**

**2019 SESSION**

**FIRST SESSION**

**2019**





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H 200	2019 Storm Recovery/Var. Budget Corrections (S.L. 2019-250) .....	250, 527, 1014, 1035, 1039, 1040, 1041, 1043, 1057, 1061, 1077, 1078, 1080, 1081.
H 111	2019-2021 Base Budgets/Certain Agencies (S.L. 2019-242) .....	791, 795, 1028, 1029, 1032, 1034, 1065, 1075.
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**BOARD OF GOVERNORS, UNIVERSITY OF NORTH CAROLINA****Election—**

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- S 225 Repeal Tuition Surcharge  
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- S 76 Senate BOG Elections  
(Adopted) .....89, 95, 99, 212.
- S 702 Senate BOG Vacancy Election  
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**BRITT, SENATOR DANNY EARL, JR. ....13th District—Columbus, Robeson.**

- Absences, Excused..... 70, 172, 226, 233, 263, 351, 372, 386, 391, 522, 623, 808, 819, 832, 836, 861, 895, 950, 952, 965, 979.
- Bills and Resolutions—(Senate Bills)
  - Primary Sponsor ..... 20, 21, 22, 27, 28, 29, 37, 46, 78, 82, 90, 105, 106, 130, 151, 179, 199, 200, 201, 202, 217, 218, 251, 254, 289, 296, 306, 314, 319, 341, 404, 414, 415, 416, 417, 418, 419, 420, 421, 423, 425, 484, 485, 489, 490, 491, 492, 493, 494, 520, 555, 560, 561, 562, 563, 581, 600, 602, 603, 614, 618, 619, 631, 632, 647, 668, 682.
  - Co-Sponsor ..... 55, 129, 143, 162, 310, 355, 359, 361, 375, 376, 377, 383, 384, 385, 388, 391, 396, 397, 399, 401, 445, 448, 463, 466, 467, 468, 479, 483, 487, 498, 505, 526, 534, 536, 544, 546, 547, 559, 578, 579, 601, 605, 606, 607, 608, 626, 637.
- Committee Assignments—
  - Conference ..... 564, 719, 859, 879, 996, 1027, 1061.
  - Standing/Select.....48, 49, 50, 83.

**BROWN, SENATOR HARRY .....6th District—Jones, Onslow.**

- Absences, Excused..... 56, 168, 172, 363, 372, 386, 392, 776, 934, 941.
- Adjournment Motion.....233, 985, 988, 991.
- Bills and Resolutions—(Senate Bills)
  - Primary Sponsor ..... 4, 5, 67, 68, 103, 109, 127, 128, 173, 174, 216, 230, 231, 232, 239, 293, 301, 310, 322, 356, 374, 375, 376, 377, 392, 407, 447, 448, 452, 458, 505, 534, 554, 650, 672.
  - Co-Sponsor ..... 86.
- Committee Assignments—
  - Conference ..... 564, 719, 782, 860, 880, 881, 889, 890, 911, 976, 1023, 1027, 1028, 1061, 1063, 1064, 1068.
  - Standing/Select.....48, 49, 50, 69.
- Escorts—
  - The Honorable Phil Berger, President *Pro Tempore*-elect .....9.
  - The Honorable Roy Cooper, Governor .....108.
- Excused Votes.....486, 618, 727, 811.

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Journal Approval.....	233, 242, 244, 898, 983, 986, 989.
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**BRUNSWICK COUNTY**—District 8—Senator Bill Rabon

S 107 8th Senatorial District Local Act-1 (Rules and Operations of the Senate Com).....	103.
S 286 Amend Fire Prot. Fees/Union/Brunswick (H State and Local Government Com).....	189, 200, 232, 346, 355, 364.
H 237 Brunswick County Zoning Procedure Changes (S.L. 2019-99).....	353, 580, 650, 680, 691, 720, 733, 753, 770, 773.
H 98 Macon/Clay/No Right-of-Way Spotighting (S.L. 2019-101).....	217, 539, 651, 679, 691, 720, 733, 752, 774, 785.

**BRYAN, SENATOR ROB**

(Appointed 10/02/2019 to replace Senator Dan Bishop).....	<b>39th District— Mecklenburg (part).</b>
Appointment by the Governor, Proclamation of.....	979.
Committee Assignments—	
Standing/Select.....	1002.
Oath of Office.....	980.

**BUNCOMBE COUNTY**—District 48—Senator Chuck Edwards

District 49—Senator Terry Van Duyn

S 140 48th Senatorial District Local Act-1 (Rules and Operations of the Senate Com).....	122.
S 89 49th Senatorial District Local Act-1 (Rules and Operations of the Senate Com).....	94.
S 267 Buncombe 1/4 Cent Sales Tax Use Restriction (Rules, Calendar, and Operations of the House Com).....	186, 577, 595, 610, 632, 658, 716, 737.
S 138 Even-Yr Municipal Elections/Town of Black Mtn (S.L. 2019-27).....	122, 124, 514, 515, 520, 523, 603, 607.
H 115 Even-Yr. Elections/Town of Biltmore Forest (Rules and Operations of the Senate Com).....	217.
S 139 Even-Yr. Municipal Elections/Town of Montreat (S.L. 2019-28).....	122, 125, 515, 521, 523, 603, 607.



**BURGIN, SENATOR JIM** .....12th District—Harnett, Johnston (part), Lee.  
Absences, Excused..... 191, 197, 819, 832, 836, 886, 944, 979, 1067, 1079.  
Adjournment Motion..... 129, 636, 744, 869, 928, 960.

**Bills and Resolutions—(Senate Bills)**

Primary Sponsor ..... 24, 95, 133, 188, 233, 242, 245, 248, 250, 264, 322,  
327, 342, 400, 401, 409, 433, 449, 450, 451, 457,  
458, 462, 468, 510, 515, 519, 526, 630, 644, 645,  
646, 672.

Co-Sponsor ..... 5, 9, 55, 86, 143, 192, 199, 200, 295, 297, 298, 299,  
300, 302, 310, 315, 359, 399, 421, 467, 474, 475,  
479, 480, 481, 487, 488, 494, 498, 505, 507, 536,  
547, 550, 558, 559, 561, 563, 579, 607, 648, 669.

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Conference ..... 803, 881, 915, 1000, 1023, 1024.

Standing/Select.....47, 48, 49, 50, 83.

Excused Votes.....486, 618, 727, 811.

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**Presides—**

Daily Session.....926, 929, 958.

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**BURKE COUNTY—District 46—Senator Warren Daniel**

S 47 46th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....77.

S 12 Fill Certain Vacancies/Alexander and Burke Co  
(S.L. 2019-5) ..... 60, 64, 74, 83, 87, 177, 192, 197, 201.

H 239 Pitt County Animal Control Records  
(S.L. 2019-106) .....367, 539, 651, 680, 691, 720, 733,  
750, 765, 788, 793.

**CABARRUS COUNTY—District 36—Senator Paul Newton**

**CALDWELL COUNTY—District 46—Senator Warren Daniel**

S 47 46th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....77.

S 229 Elections/Cities in More Than One County  
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**CAMDEN COUNTY—District 1—Senator Bob Steinburg**

S 39 1st Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....73.

**CARTERET COUNTY—District 2—Senator Norman W. Sanderson**

S 108 2nd Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....103.

S 186 Beaufort-Morehead Cty Airport Authority/Amend  
(S.L. 2019-121) ..... 143, 181, 196, 238, 255, 263, 789, 799, 807, 813.

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- S 177 Carteret Local Option Sales Tax for Dredging  
(Rules and Operations of the Senate Com).....138.
- H 204 Town of Beaufort/Annexation  
(S.L. 2019-95) .....381, 530, 550, 648, 680, 693, 724, 746, 760.

**CASWELL COUNTY**—District 30—Senator Philip E. Berger

- H 181 Yanceyville/Greensboro/McDowell Cty Bd Ed  
(S.L. 2019-234) ..... 217, 960, 963, 971, 981, 991, 996, 1022,  
1033, 1042, 1055, 1065, 1066.

**CATAWBA COUNTY**—District 42—Senator Andy Wells

- S 42 36th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....76.
- S 13 42nd Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....60.
- H 4 Claremont Deannexation  
(S.L. 2019-93) ..... 156, 580, 610, 648, 679, 693, 723, 746, 760.

**CHATHAM COUNTY**—District 23—Senator Valerie P. Foushee

- S 131 23rd Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....121.
- S 97 School Calendar Flexibility/Chatham County  
(Rules and Operations of the Senate Com).....99.

**CHAUDHURI, SENATOR JAY J. .... 15th District—Wake (part).**

- Absences, Excused..... 70, 96, 98, 141, 391, 508, 835, 854, 861.
- Adjournment Motion.....814.
- Bills and Resolutions—(Senate Bills)

  - Primary Sponsor ..... 79, 93, 104, 130, 134, 169, 199, 209, 247, 308, 314,  
340, 399, 426, 488, 500, 565, 615, 616, 617, 657.
  - Co-Sponsor ..... 3, 19, 22, 28, 50, 55, 57, 58, 129, 154, 184, 185,  
236, 245, 294, 310, 348, 382, 397, 424, 455, 456,  
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629, 632, 641, 656, 660.

- Committee Assignments—

  - Conference .....879.
  - Standing/Select.....48, 49, 52.

- Democratic Caucus Nomination—Democratic Whip .....44.
- Journal Approval.....814.
- Remarks Spread—

  - H 1019 Confirm Floyd McKissick/Utilities Commission .....1049.

**CHEROKEE COUNTY**—District 50—Senator Jim Davis

- S 114 50th Senatorial District Local Act-1  
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**CHILDREN** (see MINORS)**CHOWAN COUNTY**—District 1—Senator Bob Steinburg

- S 39 1st Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....73.
- S 48 Permit Align School/Comm. College Calendar  
(Rules and Operations of the Senate Com).....77.

**CLARK, SENATOR BEN** .....**21st District**—Cumberland (part), **Hoke**.

- Absences, Excused..... 118, 191, 504, 623, 720, 732, 895, 979, 989.
- Bills and Resolutions—(Senate Bills)
- Primary Sponsor ..... 3, 74, 94, 125, 171, 187, 266, 282, 347, 372, 495,  
514, 582, 609, 665, 699, 700, 701.
- Co-Sponsor ..... 7, 10, 19, 28, 55, 56, 143, 144, 161, 179, 184, 188,  
209, 218, 308, 310, 315, 319, 329, 336, 348, 355,  
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494, 498, 505, 510, 511, 517, 559, 562, 613, 629,  
640, 645, 650, 656, 661.
- Committee Assignments—
- Standing/Select.....48, 49, 50, 1067.
- Democratic Caucus Nomination—Democratic Caucus Secretary .....44.

**CLAY COUNTY**—District 50—Senator Jim Davis

- S 114 50th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....104.
- H 98 Macon/Clay/No Right-of-Way Spotlighting  
(S.L. 2019-101) .....217, 539, 651, 679, 691, 720,  
733, 752, 774, 785.

**CLEVELAND COUNTY**—District 44—Senator W. Ted Alexander

- S 23 44th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....67.
- H 55 Cleveland County/Sheriff Vacancies  
(S.L. 2019-206) .....435, 872, 888, 898, 905, 920, 924.
- H 324 Local Hunting Omnibus  
(S.L. 2019-107) .....406, 719, 732, 747, 765, 788, 793.
- S 96 School Calendar Flexibility/Cleveland County  
(Rules and Operations of the Senate Com).....99.

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- S 447 Disaster Resiliency/Emergency Management  
(Appropriations/Base Budget Com) .....267, 295.
- H 483 Let Them Spawn  
(Rules and Operations of the Senate Com).....640.
- S 554 Marine Fisheries Reforms  
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S 517	Protect the Military/Fisheries/Tourism (Rules and Operations of the Senate Com).....	280.
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S 648	Support Shellfish Aquaculture (S.L. 2019-37) .....	316, 401, 441, 466, 490, 589, 639.

**COLUMBUS COUNTY**—District 13—Senator Danny Earl Britt, Jr.

S 21	13th Senatorial District Local Act-1 (Rules and Operations of the Senate Com).....	66.
S 37	School Calendar Flex/Certain School Systems (Rules and Operations of the Senate Com).....	72.
S 201	Town of Bolton/Deannexation (Rules, Calendar, and Operations of the House Com).....	150, 179, 420, 611, 630, 644, 654, 669.

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H 1015	Confirm Chris Ayers/Ex. Dir. Utilities Comm PS (Res. 2019-13) .....	605.
S 677	Confirm Corey Viers to Mining Commission (Res. 2019-16) .....	523.
H 1019	Confirm Floyd McKissick/Utilities Commission (Res. 2019-15) .....	1043.
H 253	Confirm James Gillen/Industrial Commission (Res. 2019-7) .....	393.
S 684	Confirm Jeff Hughes/Utilities Commission (Res. 2019-18) .....	1054.
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S 685	Confirm Kim Duffley/Utilities Commission (Res. 2019-19) .....	1054.
H 255	Confirm Louis Bledsoe/Sp. Superior Ct. Judge (Res. 2019-4) .....	172.
H 147	Confirm Raymond Grace/Banking Commissioner (Res. 2019-6) .....	299.
S 678	Confirm Robert Conner to Mining Commission (Res. 2019-17) .....	524.
H 506	Confirm Steve Warren/Special Sup. Ct Judge (Res. 2019-9) .....	394.
H 2	Confirm Theresa Stephenson/Bd of Review (Res. 2019-10) .....	543.

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- S 27 Eminent Domain  
(Rules and Operations of the Senate Com).....67, 72.
- H 3 Eminent Domain  
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- S 214 Ensure Orderly 2019 Elections  
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- S 641 Fix Our Democracy  
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- S 339 “We the People” Act/Referendum  
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- S 184 NC Adopt Equal Rights Amendment  
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- S 515 Adjust Drug Education School Enrollment Fee  
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- H 658 Allow Donations of Unexpired Drugs  
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- S 352 Amend NC Controlled Substances Act  
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- S 432 Birth Center and Pharm Benefits Mgr. Licensure  
(Conf Com Appointed).....262, 294, 345, 371, 378, 393, 1015,  
1017, 1021, 1024, 1030.
- S 151 Break or Enter Pharmacy/Increase Penalty  
(S.L. 2019-40) ..... 124, 133, 161, 178, 192, 589, 639.
- S 375 Death by Distribution  
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427, 445, 478.
- H 474 Death by Distribution  
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- S 544 Establish Non-Opioid Treatment Alternatives  
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- S 168 Expand Allowed Medical Uses/Cannabis Extract  
(H Health Com) ..... 131, 152, 170, 208, 210, 298, 339, 349.
- H 106 Inmate Health Care and 340B Program  
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- S 251 Modernization of Drug Court Program  
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- S 404 North Carolina First Step Act  
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S 546	Opioid Epidemic Response Act (Health Care Com) .....	286, 612.
H 325	Opioid Epidemic Response Act (S.L. 2019-159) .....	382, 511, 627, 681, 694, 787, 829.
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S 58	Revise Marijuana Laws (Rules and Operations of the Senate Com).....	81.

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S 561	Education/Job Readiness in Prisons and Jails (Rules and Operations of the Senate Com).....	288.
S 407	Funds to Aid Jails with Addiction Treatment (Appropriations/Base Budget Com) .....	258, 291.
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H 106	Inmate Health Care and 340B Program (S.L. 2019-135) .....	470, 601, 683, 688, 709, 721, 740, 769, 825.
S 439	PED Study - DPS/Health Services/Funds for FTE (Appropriations/Base Budget Com) .....	265, 330.
S 119	PED/Inmate Health Care Reimbursement (Rules and Operations of the Senate Com).....	105.
H 108	PED/Safekeeper Health Care Cost Recov. Pract (S.L. 2019-171) .....	435, 582, 650, 679, 691, 721, 733, 750, 762, 779, 796, 844.
H 757	Pender County/Butner Property Transfers (S.L. 2019-137) .....	461, 518, 641, 658, 682, 695, 774, 826.
S 579	Prison Reform Act of 2019 (S.L. 2019-236) .....	304, 404, 662, 678, 710, 725, 994, 998, 1006, 1008, 1073.
S 118	Prison Safety/TANF State Plan/Clarifications (S.L. 2019-223) .....	105, 324, 396, 397, 433, 451, 474, 943, 945, 948, 957.
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- H 885 Study Criminal Justice Data Collection  
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- S 419 Technical and Other Changes  
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450, 464, 487, 1066.

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- H 470 Administration of Justice Changes  
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1027, 1040, 1054, 1056, 1065, 1075.
- S 532 Amends Probate/Trusts/Wills Choice of Law  
(S.L. 2019-178) ..... 283, 362, 439, 465, 488, 814, 845.
- S 155 Assess Costs of Local LEO Crime Lab Analysis  
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- H 323 Assess Costs of Local LEO Crime Lab Analysis  
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751, 763, 780, 787, 827.
- S 217 Change Superior Ct and District Ct Numbers  
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820, 835, 859, 866.
- H 301 CIP Revisions/Juvenile Code  
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- S 425 Clarify DNA Result Would Have Changed Verdict  
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- H 121 Expunction Related to RTA/No Conviction  
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- S 614 Expunctions Related to Raise the Age  
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- H 880 Landlord/Tenant Changes  
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- S 251 Modernization of Drug Court Program  
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- S 555 Modify Juvenile Crime Prevention Councils  
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- H 702 Modify Juvenile Crime Prevention Councils  
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- H 578 Modify Legitimations Provisions  
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- S 417 NC National Guard/Courts-Martial  
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- S 491 Revise Equitable Distribution Laws  
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- S 494 Revocation of License/Penalty/Costs  
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- S 418 The I. Beverly Lake, Jr., Fair Trial Act  
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**CRAVEN COUNTY**—District 2—Senator Norman W. Sanderson

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- S 502 “Ban the Box”  
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- S 637 48 Hour Hold for Certain Criminal Detainees  
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- H 41 Allison’s Law/GPS Tracking Pilot/DV/Funds  
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- S 497 Animal Abuse Registry  
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- S 631 Arson Law Revisions  
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- S 151 Break or Enter Pharmacy/Increase Penalty  
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- S 668 Capital Procedure/Severe Disability  
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- H 37 Child Sex Abuse/Extend Statute of Limitations  
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- S 199 Child Sex Abuse/Strengthen Laws  
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1042, 1059, 1064, 1075.
- S 508 Civil Procedure/Deponent Declaration  
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S 375	Death by Distribution (Rules and Operations of the Senate Com) .....	246, 252, 355, 427, 445, 478.
H 474	Death by Distribution (S.L. 2019-83) .....	471, 512, 620, 660, 672, 706, 759.
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**DEVIERE, SENATOR KIRK ..... 19th District—Cumberland (part).**

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Joanne Beckman, Durham.....242.

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Katie Bloedau, Chapel Hill .....333.

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Marian Byerly, Durham .....832.

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Valesia Daniels, Durham .....403.

Cindy Darken, Durham .....504.

Venice Dixon, Waxhaw .....351.

Chester Farley, Durham .....521.

Dr. Thompson Forbes, Greenville .....141.

Lisa Foster, Charlotte .....608.

Margaret Fryer, Apex .....819.

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Lynetta Howard, Goldsboro.....	340.
Debra Hrelac, Southport .....	172.
Nora Humphries, Henderson .....	749.
Denise Isibel, Southport .....	62, 895.
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Cora King, Fayetteville .....	51.
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Ann Kreibick, Sanford .....	920.
Gianna Leonard, Raleigh.....	47.
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Karen Sorio McGowan, Apex .....	950.
Maxwell Mercer, Winston-Salem .....	652.
Amy Merritt, Watha .....	349.
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Jessica Reid, Morrisville .....	776.
Suzanne Ritter, Jacksonville.....	542.
Kelsey Sain, Raleigh .....	887.
Stephanie Scott-McDonald, Raleigh .....	840, 873.
Gail Seeger, Concord .....	847.
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Mary Ann Turner, Lake Waccamaw .....	76.
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- S 452 2019 Governor's Budget  
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- H 200 2019 Storm Recovery/Var. Budget Corrections  
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(Resigned 01/14/2019)

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(Appointed 01/31/2019)

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S 219	Modify Teacher Licensing Requirements (S.L. 2019-71).....	160, 324, 430, 452, 475, 586, 592, 593, 627, 631, 643, 644, 653, 729.
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**LINCOLN COUNTY—District 44—Senator W. Ted Alexander**

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S 91 Permit Lincoln Co Schools and Com College Align  
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S 471 Reinstate Mtn Island Lake Marine Commission  
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 854, 861, 979.

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 168, 184, 193, 203, 209, 210, 223, 230, 231, 232,  
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 336, 337, 338, 342, 345, 348, 358, 363, 372, 373,  
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- S 114 50th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....104.
- H 98 Macon/Clay/No Right-of-Way Spotlighting  
(S.L. 2019-101) .....217, 539, 651, 679, 691, 720,  
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**MADISON COUNTY**—District 47—Senator Ralph Hise

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Mecklenburg (part).**

- Absences, Excused.....351, 391, 508, 886, 895.
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  - Primary Sponsor ..... 31, 72, 169, 175, 176, 256, 257, 258, 259, 260, 277,  
348, 358, 402, 426, 469, 470, 471, 472, 486, 583,  
594, 651.
  - Co-Sponsor ..... 3, 19, 22, 28, 46, 55, 57, 58, 60, 61, 82, 106, 112,  
113, 117, 129, 130, 156, 167, 168, 184, 185, 188,  
199, 200, 202, 207, 209, 223, 234, 236, 238, 243,  
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652, 655, 660, 683.
- Committee Assignments—
  - Standing/Select.....48, 49.
  - Senatorial Statement .....653.

**MARTIN COUNTY**—District 3—Senator Erica D. Smith

- S 40 3rd Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....73.
- S 334 Martin County Emergency Facilities Funds  
(Appropriations/Base Budget Com) .....222, 230.
- S 48 Permit Align School/Comm. College Calendar  
(Rules and Operations of the Senate Com).....77.

**MCDOWELL COUNTY**—District 47—Senator Ralph Hise

- S 145 47th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....123.
- H 21 Revise McDowell County Bd of Educ. Districts  
(Redistricting and Elections Com) .....359, 530.
- H 181 Yanceyville/Greensboro/McDowell Cty Bd Ed  
(S.L. 2019-234) ..... 217, 960, 963, 971, 981, 991, 996, 1022,  
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**MCINNIS, SENATOR TOM.....25th District—Anson, Moore, Richmond, Scotland.**

Absences, Excused.....904, 965, 967, 1011.

Bills and Resolutions—(Senate Bills)

Primary Sponsor ..... 16, 17, 20, 22, 29, 61, 66, 111, 151, 158, 159, 179, 190, 193, 202, 208, 218, 219, 254, 306, 319, 327, 340, 351, 352, 353, 365, 366, 367, 405, 406, 419, 444, 445, 446, 462, 480, 481, 482, 483, 505, 588, 606, 607.

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Conference .....564, 592, 662, 782, 802, 859, 1068.

Standing/Select.....47, 48, 49, 50, 83, 1002.

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**MCKISSICK, SENATOR FLOYD B., JR. .... 20th District—Durham (part).**

Absence, Excused .....834.

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Primary Sponsor .....46, 82, 99, 168, 184, 202, 210, 245, 270, 271, 272, 273, 275, 276, 291, 333, 418, 422, 423, 424, 425, 484, 485, 486, 494, 502, 504, 518, 558, 562, 565, 579, 614, 618, 619, 620, 683.

Co-Sponsor ..... 19, 28, 55, 75, 130, 134, 310, 329, 382.

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Standing/Select.....48, 49, 50, 68, 69, 83.

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 District 38—Senator Mujtaba A. Mohammed  
 District 39—Senator Dan Bishop  
 (Resigned 09/17/2019)  
 District 39—Senator Rob Bryan  
 (Appointed 10/02/2019)  
 District 40—Senator Joyce Waddell  
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S 142 37th Senatorial District Local Act-1  
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S 256	Cornelius Local Option Sales Tax (Rules and Operations of the Senate Com).....	185.
S 260	Davidson Historic Dist. Subdivision Exemption (Rules and Operations of the Senate Com).....	186.
S 258	Davidson/Demolition of Historic Structures (Rules and Operations of the Senate Com).....	185.
S 259	Davidson/Preserve Heritage Trees (Commerce and Insurance Com) .....	185, 454.
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S 207	Mecklenburg Cty/Public-Private Agreements (Rules and Operations of the Senate Com).....	155.
S 257	Pineville Local Option Sales Tax (Rules and Operations of the Senate Com).....	185.
S 242	Recreational Land Fee Changes (S.L. 2019-59) .....	174, 183, 232, 238, 245, 631, 644, 655, 668, 685.
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- H 555 Medicaid Transformation Implementation  
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Operations of the Senate Com)..... 468, 885, 892, 896, 897, 899,  
905, 912, 924, 928, 938, 939,  
1017, 1033, 1061.
- S 387 Medicaid Work and Community Engagement Opp  
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- S 212 NC FAST/Early Child/Transformation/ACH Assess  
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- S 443 Waiver/Prohibit Certain Foods/SNAP  
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- H 716 Advisory Council for PANS(PANDAS)  
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- S 549 Child Welfare/Behavioral Health Pilot/Funds  
(Appropriations/Base Budget Com) .....286, 332.
- H 822 Comprehensive Behavioral Health Plan  
(Rules and Operations of the Senate Com).....889.
- S 476 Compt-Based Assess. and Mental Hlth/Teen Viol  
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- S 424 Fully Fund School Counselors and Psychologists  
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- S 556 GSC People First Language 2019  
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- S 537 Licensing and HHS Amends and Rural Health Stable  
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1059, 1064, 1074.
- S 426 Mental Health Protection Act  
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- S 402 Modernizing Sexual Assault Laws  
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- H 393 Modernizing Sexual Assault Laws  
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- H 297 Psychology Interjdtl. Compact (PSYPACT)  
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- H 471 Reduce Admin. Duplication MH/DD/SAS Providers  
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- S 539 Repeal CON Laws  
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- S 382 Sch. Psychologist Compensation and Recruitment  
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- H 75 School Safety Funds, Programs, and Reports  
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- S 601 School-Based Mental Health  
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(Rules and Operations of the Senate Com).....472.
- H 434 Suicide Risk Ref./Mental Health/Teen Violence  
(Rules and Operations of the Senate Com).....406.
- S 550 Supplemental Assistance for Group Homes/Funds  
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- S 492 Adoption Law Changes  
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- H 716 Advisory Council for PANS(PANDAS)  
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- H 617 Allow Repeat Referral to Teen Court  
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S 394	Changes to Estates and Trusts Statutes (S.L. 2019-113) .....	249, 365, 433, 452, 476, 676, 696, 705, 794.
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H 37	Child Sex Abuse/Extend Statute of Limitations (Rules and Operations of the Senate Com).....	632.
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S 551	Child Support Cooperation Act of 2019 (H Health Com) .....	287, 358, 429, 453, 477.
S 549	Child Welfare/Behavioral Health Pilot/Funds (Appropriations/Base Budget Com) .....	286, 332.
S 239	Children of Wartime Vets/Scholarships (H Appropriations Com).....	173, 183, 232, 238, 245.
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S 391	Expand Youth Internship Opportunities (S.L. 2019-166).....	248, 254, 347, 369, 387, 790, 801, 806, 843.
H 918	Expedite Permanency/DHHS Report SNAP/TANF (Rules and Operations of the Senate Com).....	473, 885, 896, 1012, 1013.
H 121	Expunction Related to RTA/No Conviction (Rules and Operations of the Senate Com).....	366.
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S 212	NC FAST/Early Child/Transformation/ACH Assess (Conf Com Appointed).....	159, 180, 207, 208, 427, 444, 791, 800, 803, 804.
H 747	NC Missing Person Information Sharing (S.L. 2019-90) .....	437, 566, 611, 612, 660, 673, 706, 760.

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S 337 Rethinking Guardianship  
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 880, 890, 911, 976.

S 336 Smart Start Funds  
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H 935 Social Services Reform  
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S 642 Superseding Domestic Orders  
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H 593 Superseding Domestic Orders  
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H 469 Various Family Law Changes  
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S 600 Vets Children/Short-Term Workforce Training  
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**MITCHELL COUNTY**—District 47—Senator Ralph Hise

S 145 47th Senatorial District Local Act-1  
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**NEW HANOVER COUNTY**—District 8—Senator Bill Rabon  
District 9—Senator Harper Peterson

- S 73 48th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....86.
- S 107 8th Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....103.
- H 52 Wrightsville Beach Local Act Amendment  
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**NEWTON, SENATOR PAUL** ..... **36th District**—Cabarrus, Union (part).

- Absences, Excused.....270, 516, 522, 732, 1010.
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359, 401, 407, 415, 438, 466, 494, 511, 522, 547,  
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- Committee Assignments—
  - Conference ..... 564, 775, 859, 872, 879, 915, 973, 1001, 1027.
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- Offers Prayer.....51.
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**NICKEL, SENATOR WILEY**..... **16th District**—Wake (part).

- Absences, Excused.....652, 895.
- Bills and Resolutions—(Senate Bills)
  - Primary Sponsor ..... 41, 57, 93, 104, 291, 329, 339, 507, 511, 512, 513,  
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  - Co-Sponsor ..... 3, 19, 22, 28, 46, 50, 55, 58, 72, 74, 82, 94, 175,  
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565, 620, 641, 651, 653, 655, 656, 660, 662, 673.
- Committee Assignments—
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- Offers Prayer.....719.
- Senatorial Statements .....334, 802, 965.

**NORTHAMPTON COUNTY**—District 3—Senator Erica D. Smith

- S 40 3rd Senatorial District Local Act-1  
(Rules and Operations of the Senate Com).....73.
- S 48 Permit Align School/Comm. College Calendar  
(Rules and Operations of the Senate Com).....77.
- H 80 Roanoke Rapids Lake/Unattended Equip  
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H 747	NC Missing Person Information Sharing (S.L. 2019-90) .....	437, 566, 611, 612, 660, 673, 706, 760.
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- S 354 Strengthening Educators' Pay Act  
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- H 231 UNC and Comm. Coll. Pay/Retiree Bonus  
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1010, 1038, 1072.
- S 630 Up SHP Pay and LEO Benefits/Death Penalty  
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  Co-Sponsor ..... 3, 5, 19, 22, 28, 46, 50, 55, 75, 77, 82, 95, 101, 102, 130, 200, 203, 209, 210, 225, 294, 295, 297, 298, 310, 315, 319, 329, 333, 335, 337, 339, 399, 439, 455, 456, 458, 459, 460, 461, 464, 469, 470, 475, 478, 479, 484, 486, 487, 495, 502, 503, 504, 505, 511, 513, 514, 518, 524, 528, 540, 542, 543, 544, 558, 561, 562, 563, 565, 573, 579, 586, 591, 600, 601, 602, 613, 614, 615, 616, 617, 620, 627, 628, 629, 630, 640, 641, 648, 651, 652, 653, 654, 655, 656, 657, 683.

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- S 127 Protect Governmental Accountability  
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- S 401 Require Elimination of Vacant Positions  
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- S 382 Sch. Psychologist Compensation and Recruitment  
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- S 449 SHRA/Certain Agencies/Flexibility  
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- H 134 Filling Vacancy/Onslow County Board of Comm (S.L. 2019-102) .....414, 666, 709, 716, 733, 753, 775, 785.
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- H 822 Comprehensive Behavioral Health Plan (Rules and Operations of the Senate Com).....889.
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- S 407 Funds to Aid Jails with Addiction Treatment  
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- S 537 Licensing and HHS Amends and Rural Health Stable  
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- S 251 Modernization of Drug Court Program  
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- H 471 Reduce Admin. Duplication MH/DD/SAS Providers  
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- H 450 Reduce Barriers to Improve NC Health and Safety  
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- S 281 School Calendar Flex/Certain School Systems  
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- S 307 Swain County Settlement Trust Fund  
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- H 156 Swain County Settlement Trust Fund  
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S 57	Reenact Film Credit (Rules and Operations of the Senate Com).....	81.
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S 60	Restore Educational Sales Tax Holiday (Rules and Operations of the Senate Com).....	82.
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H 492	Simplify Builder Inventory Exclusion (S.L. 2019-123) .....	458, 637, 649, 682, 692, 722, 742, 746, 824.
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