

JOURNAL

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House of Representatives

OF THE

2007

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

**FIRST
SESSION 2007**

VOLUME IK

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EIGHTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 26, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Phillip Boykin, Pastor, Black Jack Free Will Baptist Church, Black Jack Community, Pitt County:

"Merciful Lord:

"We thank You for Your great love and for Your provisions for Your people of the State of North Carolina. We invite Your presence into this building. We invite You to make a difference in every decision and vote made on behalf of the people of this State. We ask You to bless our country and this great State of North Carolina. We pray that You might enlighten with Your grace, those who legislate from this building. We also pray for those who are serving our Nation through our Armed Forces; give them direction and protection this day. We pray that in all things we may be governed with justice and equality. Grant unto us not only such outward provisions as Your will would give us, but, above all things, such faith, hope and love that Your name will always be glorified. Give grace and understanding when faced with difficult choices and may each one take it upon ourselves to follow the Golden Rule of Your word, so that we might treat each other as we would like to be treated. We ask this all by the authority of Your name. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Neumann and E. Warren for today. Representatives Coates and Weiss are excused for a portion of the Session.

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ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 17, AN ACT TO AMEND THE PRETRIAL RELEASE REQUIREMENTS FOR SEX OFFENDERS.

S.B. 1055, AN ACT TO REQUIRE REBATES TO BE MAILED TO CONSUMERS WITHIN A CERTAIN TIME FRAME AND TO REQUIRE THE DISCLOSURE OF THE TERMS OF THE REBATE OFFERS.

H.B. 590, AN ACT TO LIMIT THE LIABILITY OF ANIMAL EXHIBITIONS AT AGRICULTURAL FAIRS.

H.B. 817, AN ACT TO ENACT THE NORTH CAROLINA RESIDENTIAL MORTGAGE FRAUD ACT.

H.B. 1340, AN ACT TO RECOGNIZE THE VALUE OF AMATEUR RADIO COMMUNICATIONS BY REQUIRING CITY AND COUNTY ORDINANCES REGULATING ANTENNAS TO REASONABLY ACCOMMODATE AMATEUR RADIO COMMUNICATIONS.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 885, AN ACT TO PERMIT THE TOWNS OF APEX AND MORRISVILLE TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO FIFTEEN DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE TOWN.

H.B. 1112, AN ACT TO AUTHORIZE THE TOWN OF MATTHEWS TO USE PROCEEDS FROM THE MOTOR VEHICLE TAX, ASSESSED PURSUANT TO G.S. 20-97, FOR ROAD CONSTRUCTION, MAINTENANCE, AND REPAIR, INCLUDING SIDEWALKS, OR FOR PUBLIC MASS TRANSIT SYSTEMS AND MASS TRANSIT-RELATED ACTIVITIES.

H.B. 1193, AN ACT ADDING NONCONTIGUOUS MUNICIPAL OWNED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF RAMSEUR.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

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H.J.R. 1976, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ROBERT P. GRUBER AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION. (RESOLUTION 2007-48)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 880, AN ACT TO PROVIDE THAT A BOND FORFEITURE SHALL BE SET ASIDE IF THE DEFENDANT FAILED TO APPEAR BECAUSE THE DEFENDANT WAS INCARCERATED ANYWHERE IN THE UNITED STATES. (S.L. 2007-105)

S.B. 947, AN ACT TO MAKE TECHNICAL, CONFORMING, AND OTHER CHANGES TO THE UNIFORM TRUST CODE AND OTHER RELATED STATUTES. (S.L. 2007-106)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Harrison, Chair, for the Committee on Energy and Energy Efficiency:

S.B. 617 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING COUNTY VEHICLES USED BY MECKLENBURG COUNTY EMPLOYEES TO CARPOOL WITH EACH OTHER FROM THE PROVISIONS OF G.S. 14-247, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 27.

S.B. 670 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITY ORDINANCES, COUNTY ORDINANCES, AND DEED RESTRICTIONS, COVENANTS, AND OTHER SIMILAR AGREEMENTS CANNOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE INSTALLATION OF SOLAR COLLECTORS NOT FACING PUBLIC ACCESS OR COMMON AREAS ON DETACHED SINGLE-FAMILY RESIDENCES, with a favorable report.

Pursuant to Rule 32(a), the bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

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By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 881 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEFINE THE RESIDENCY REQUIREMENTS FOR LICENSURE UNDER THE LAWS PERTAINING TO BAIL BONDSMEN AND RUNNERS AND TO MAKE OTHER STYLISTIC CHANGES, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 27. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

S.B. 167, A BILL TO BE ENTITLED AN ACT TO MAKE THE LEGISLATIVE INTERN PROGRAM AVAILABLE TO STUDENTS ENROLLED IN COMMUNITY COLLEGES THAT OFFER COLLEGE TRANSFER PROGRAMS AS WELL AS TO STUDENTS ENROLLED IN FOUR YEAR COLLEGES AND UNIVERSITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 27.

S.B. 812 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE CHILD FATALITY TASK FORCE TO STUDY ISSUES RELATING TO REQUIRING THE INSTALLATION AND USE OF PASSENGER SAFETY RESTRAINT SYSTEMS ON SCHOOL BUSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 27.

S.B. 924 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELEMENT MAKING PASSING A STOPPED SCHOOL BUS AND STRIKING A PERSON A FELONY FROM REQUIRING "SERIOUS BODILY INJURY" AND REMOVING THE REQUIREMENT OF SIGNAGE BEING AT LEAST EIGHT INCHES FROM THE DEFINITION OF SCHOOL BUS TO CORRESPOND TO THE CHANGES MADE TO G.S. 20-217 IN THE 2005 SESSION AND REQUIRING THAT SCHOOL BUSES BE PAINTED YELLOW, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary I.

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The bill is re-referred to the Committee on Judiciary I.

S.B. 1030 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP A FRAMEWORK FOR A REACHING ONE'S POTENTIAL FOR EXCELLENCE (ROPE) SCHOLARS PROGRAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1086 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN IN THE PUBLIC SCHOOLS FROM EXPOSURE TO TOBACCO BY REQUIRING LOCAL BOARDS OF EDUCATION TO ADOPT WRITTEN POLICIES PROHIBITING THE USE OF TOBACCO PRODUCTS IN SCHOOL BUILDINGS, IN SCHOOL FACILITIES, ON SCHOOL CAMPUSES, OR AT SCHOOL-RELATED OR SCHOOL-SPONSORED EVENTS, AND IN OR ON OTHER SCHOOL PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 758 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WHO ARE CONVICTED OF CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES TO OBTAIN A LIMITED DRIVING PRIVILEGE, with a favorable report.

Pursuant to Rule 38(b), the bill is re-referred to the Committee on Finance.

S.B. 930 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GRANTING AUTHORITY TO PRIVATE CORRECTIONAL OFFICERS EMPLOYED PURSUANT TO A CONTRACT WITH THE FEDERAL BUREAU OF PRISONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 27.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 2058, A JOINT RESOLUTION ACKNOWLEDGING THE IMPORTANCE OF THE MUSICAL GROUP KNOWN AS THE BRIARHOPPERS, WHICH PROVIDED FAMILY ENTERTAINMENT FROM THE STUDIOS OF CHARLOTTE'S WBT RADIO, AND

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HONORING THE MEMORY OF FORMER BRIARHOPPER MEMBERS
AND THE GROUP'S FOUNDER, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of June 27.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs,
for the Committee on Finance:

H.B. 78, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF MORGANTON TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of June 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1027, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE YADKIN COUNTY TO LEVY A ROOM OCCUPANCY TAX, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of June 27. The original bill is placed on the Unfavorable Calendar.

S.B. 103 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, AND HOSPICE CARE; AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of June 27. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 2044 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2007; APPROPRIATING FUNDS FOR INCREASES IN THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS; EXTENDING THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS; DELAYING THE EFFECTIVE DATE OF CHANGES TO THE MEDICAID ESTATE RECOVERY PLAN; AND EXTENDING THE SUNSET ON THE ADDITIONAL ONE-QUARTER CENT STATE SALES AND USE TAX FROM JULY 1, 2007, UNTIL AUGUST 1, 2007, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

By Representative England, Acting Chair, for the Committee on Health:

S.B. 583 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AND OTHER CHANGES IN THE PUBLIC HEALTH LAW RELATED TO THE MEDICAL EXAMINER SYSTEM, INJURY CONTROL EFFORTS, TIMELINESS OF REPORTS BY SCHOOLS REGARDING IMMUNIZATIONS, AND THE CREATION, EXTENSION, AND DISSOLUTION OF SANITARY DISTRICTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 27.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 584**, A BILL TO BE ENTITLED AN ACT MAKING EMPLOYEES AND PROSPECTIVE EMPLOYEES OF THE OFFICE OF INFORMATION TECHNOLOGY SERVICES SUBJECT TO BACKGROUND INVESTIGATIONS; EXEMPTING FROM THE PUBLIC RECORDS LAWS THE CRIMINAL HISTORIES OF AGENCY SECURITY LIAISONS AND PERSONNEL IN THE OFFICE OF STATE AUDITOR, AND MAKING CONFORMING CHANGES, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 27.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1089** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF FRANKLINTON TO PROVIDE FOR A COUNCIL-MANAGER FORM OF GOVERNMENT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 27.

Upon concurrence the Senate committee substitute bill changes the title.

S.B. 384 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO EXTEND THE SUNSET ON THE CURRENT DISTRIBUTION FORMULA, is read the first time and referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Lucas, Chair, for the Committee on Alcoholic Beverage Control:

S.B. 661, A BILL TO BE ENTITLED AN ACT TO AMEND ALCOHOLIC BEVERAGE CONTROL ELECTION LAWS TO ALLOW CITIES WHICH ARE LOCATED IN MORE THAN ONE COUNTY TO HAVE A CITYWIDE ELECTION FOR MIXED BEVERAGES, with a favorable report.

Pursuant to Rule 32(a), the bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

CALENDAR

Action is taken on the following:

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With unanimous consent and pursuant to Rule 36(b), **H.J.R. 1720** (Committee Substitute), A JOINT RESOLUTION HONORING THE MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD AND THEIR FAMILIES FOR THEIR SERVICE TO THE STATE OF NORTH CAROLINA AND TO THE NATION SINCE SEPTEMBER 11, 2001, is moved up on today's Calendar.

The resolution passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

With unanimous consent and pursuant to Rule 36(b), **H.J.R. 1860**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF REVEREND WILLIAM WALLACE "W.W." FINLATOR, SR., DISTINGUISHED SOUTHERN BAPTIST MINISTER AND PASTOR EMERITUS OF PULLEN MEMORIAL BAPTIST CHURCH, is moved up on today's Calendar.

The resolution passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

On motion of the Speaker, the House recesses at 3:52 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CONFERENCE REPORT

The material Conference Report for **S.B. 465** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE AND REWRITE THE CARTERET COUNTY OCCUPANCY TAX LAW AND TO AMEND THE DEADLINE FOR THE DEVELOPMENT OF A CONVENTION CENTER PLAN FOR CARTERET COUNTY, is adopted on its third roll call reading, by the following vote, and the Senate is so notified by Special Message.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Blust, Bordsen, Braxton, Brisson, Brubaker, Bryant, Carney, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walker, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 92.

Voting in the negative: Representatives Allred, Almond, Avila, Boylan, Brown, Cleveland, Dollar, Folwell, Gillespie, Gulley, Hilton, Holloway, Moore, and Setzer - 14.

Excused absences: Representatives Neumann and E. Warren - 2.

Representative Walend states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (93-14).

CALENDAR (continued)

Senate Committee Substitute for **H.B. 464** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW JONES COUNTY AND CASWELL COUNTY TO REQUIRE THE REGISTER OF DEEDS NOT TO ACCEPT ANY DEED TRANSFERRING REAL PROPERTY FOR REGISTRATION UNLESS THE COUNTY TAX COLLECTOR HAS CERTIFIED THAT NO TAXES WITH WHICH THE COLLECTOR IS CHARGED ARE A LIEN ON THE PROPERTY.

On motion of Representative McElraft, the House does not concur in the Senate committee substitute bill by electronic vote (111-2).

The Speaker appoints Representatives McElraft, Starnes, and Faison as conferees on the part of the House and the Senate is so notified by Special Message.

H.B. 91 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES.

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On motion of Representative Ross, the House does not concur in the Senate committee substitute bill, by electronic vote (74-41), and conferees are requested.

H.B. 313 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT SETTLEMENT AGENTS INCLUDE THE IDENTITY OF THE LOAN ORIGINATOR ON THE DEED OF TRUST, AND THAT LENDERS INCLUDE INFORMATION REGARDING THE LOAN ORIGINATION IN THE LOAN CLOSING INSTRUCTIONS.

On motion of Representative Church, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 625** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RENAME MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES, AND TO MAKE OTHER CONFORMING AND STATUTORY CHANGES.

On motion of Representative Insko, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (117-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 648 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION.

On motion of Representative Gibson, the House does not concur in the Senate committee substitute bill, by electronic vote (111-6), and conferees are requested.

H.B. 720 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE DIVISION OF FACILITY SERVICES AND THE COMMISSION FOR HEALTH SERVICES TO BETTER REFLECT THE FUNCTIONS AND DUTIES PERFORMED BY THE DIVISION AND THE COMMISSION.

On motion of Representative Earle, the House concurs in the Senate amendment, by electronic vote (116-1), and the bill is ordered enrolled and presented to the Governor by Special Message.

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H.B. 786 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE DISTRICT ATTORNEYS RECEIVE ALL NECESSARY INFORMATION FROM LAW ENFORCEMENT AGENCIES AS RECOMMENDED BY THE HOUSE INTERIM STUDY COMMITTEE ON CAPITAL PUNISHMENT.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1354 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A MOTOR VEHICLE CHOP SHOP LAW REGARDING THE RECEIVING, POSSESSION, AND DISTRIBUTION OF STOLEN OR ALTERED MOTOR VEHICLES AND MOTOR VEHICLE PARTS.

On motion of Representative Tillis, the House concurs in the Senate committee substitute bill, by electronic vote (117-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1370 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE HIGH-UNIT-COST THRESHOLD DOES NOT APPLY TO PLANNING GRANTS AND TECHNICAL ASSISTANCE GRANTS MADE BY THE CLEAN WATER MANAGEMENT TRUST FUND FOR WASTEWATER COLLECTION SYSTEMS AND WASTEWATER TREATMENT WORKS.

Pursuant to Rule 24.1A(c), the request that Representative Martin be excused from voting on May 16 is continued.

On motion of Representative Underhill, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1449 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR TERMS FOR THE MEMBERS OF THE NORTH CAROLINA PROFESSIONAL TEACHING STANDARDS COMMISSION.

On motion of Representative Jeffus, the House concurs in the Senate committee substitute bill, by electronic vote (117-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

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Senate Committee Substitute for **H.B. 1464**, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR LEGISLATIVE PAGES.

On motion of Representative Boylan, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1492 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LICENSURE OF ANESTHESIOLOGIST ASSISTANTS.

On motion of Representative J. Harrell, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1634 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH CUSTODY, VISITATION, EXPEDITED HEARING, AND ELECTRONIC COMMUNICATIONS PROCEDURES WHEN A PARENT RECEIVES MILITARY TEMPORARY DUTY, DEPLOYMENT, OR MOBILIZATION ORDERS.

On motion of Representative Martin, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Cole and without objection, **S.B. 652** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES, AND CONCERNING THE COMPENSATION OF THE MAYOR AND COUNCIL OF THE CITY OF EDEN, is withdrawn from the Calendar and re-referred to the Committee on Local Government II.

CALENDAR (continued)

S.B. 382 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF SUNSET BEACH AND TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS

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OF THE TOWN OF DALLAS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 112.

Voting in the negative: Representatives Brown, Cleveland, Folwell, and Holloway - 4.

Excused absences: Representatives Coates, Neumann, and E. Warren - 3.

S.B. 579 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO RECEIVE BIDS ELECTRONICALLY IN ADDITION TO OR INSTEAD OF PAPER BIDS ON PUBLIC CONSTRUCTION PROJECTS.

Representative Saunders offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Bell and J. Harrell, Chairs, for the Committee on Pensions and Retirement:

June 26, 2007

H.B. 2044 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2007; APPROPRIATING FUNDS FOR INCREASES IN THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS; EXTENDING THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS; DELAYING THE EFFECTIVE DATE OF CHANGES TO THE MEDICAID ESTATE RECOVERY PLAN; AND EXTENDING THE SUNSET ON THE ADDITIONAL ONE-QUARTER CENT STATE SALES AND USE TAX FROM JULY 1, 2007, UNTIL AUGUST 1, 2007, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 728, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE MEDIATION IN DISTRICT CRIMINAL COURTS AND TO ESTABLISH A PROGRAM WITHIN THE DISPUTE RESOLUTION COMMISSION FOR THE CERTIFICATION OF MEDIATORS WORKING IN THE DISTRICT CRIMINAL COURTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

BILL PLACED ON CALENDAR

Representative Owens gives notice, pursuant to Rule 36(b), and **H.B. 2044** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2007; APPROPRIATING FUNDS FOR INCREASES IN THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS; EXTENDING THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS; DELAYING THE EFFECTIVE DATE OF CHANGES TO THE MEDICAID ESTATE RECOVERY PLAN; AND EXTENDING THE SUNSET ON THE ADDITIONAL ONE-QUARTER CENT STATE SALES AND USE TAX FROM JULY 1, 2007, UNTIL AUGUST 1, 2007, is placed on today's Calendar for immediate consideration.

June 26, 2007

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Bell, Blue, Bordsen, Braxton, Brisson, Bryant, Carney, Church, Cole, Coleman, Cotham, Crawford, Cunningham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Insko, Jeffus, Jones, Love, Lucas, Luebke, Martin, McAllister, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Saunders, Spear, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 65.

Voting in the negative: Representatives Allred, Almond, Avila, Barnhart, Blackwood, Blust, Boylan, Brown, Brubaker, Clary, Cleveland, Current, Daughtridge, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Gullely, Hilton, Holloway, Holmes, Howard, Hurley, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, McComas, McElraft, McGee, Moore, Pate, Ray, Samuelson, Setzer, Stam, Starnes, Steen, Stiller, Thomas, Tillis, Walend, Walker, West, and Wiley - 51.

Excused absences: Representatives Coates, Neumann, and E. Warren - 3.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
June 26, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 465** (Conference Report), A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE AND REWRITE THE CARTERET COUNTY OCCUPANCY TAX LAW AND TO AMEND THE DEADLINE FOR THE DEVELOPMENT OF A CONVENTION CENTER PLAN FOR CARTERET COUNTY, and when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

June 26, 2007

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

H.B. 1163 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN DESCRIBED PROPERTY TO BE ADDED TO THE CORPORATE LIMITS OF THE TOWN OF LANDIS AND AUTHORIZING THE TOWN TO EXERCISE PLANNING AND ZONING POWERS IN THE DESCRIBED AREA PRIOR TO ANNEXATION OF THE AREA, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **H.B. 648** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION: Representatives Gibson, R. Warren, and Ray.

The Senate is so notified by Special Message.

The Speaker appoints the following conferees on **H.B. 91** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES: Representatives Ross, Parmon, Tolson, Holliman, Justice, and McComas.

The Senate is so notified by Special Message.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 398**, A BILL TO BE ENTITLED AN ACT MODIFYING THE STANDARDS FOR SATELLITE ANNEXATIONS FOR THE TOWN OF NORWOOD, is withdrawn from the Committee on Local Government II and re-referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

On motion of Representative Owens, seconded by Representative Bryant, the House adjourns at 4:52 p.m. to reconvene June 27 at 3:00 p.m.

June 26, 2007

NINETIETH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 27, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Rabbi Yosef Levanon, Beth Israel Synagogue, Fayetteville, North Carolina:

"Avinu Shebashamayim - G-d, Source of All Life...

"Your faithful servants, who have been chosen to speak for our State, stand in a place of power and of responsibility. O gracious Guardian, ever direct their deliberations that their vision and wisdom may make North Carolina a better State in which to live.

"May we ever be reverent toward You, our loving G-d, loyal to our obligations, honorable in our dealings, and compassionate to those who are in need of our understanding and assistance.

"Heavenly Father, as we invoke Your blessings upon the Members of the North Carolina State House, we realize the manifold, beautiful and wonderful blessings that have been ours in these United States. Grant all who fill these Chambers the strength, the determination, and the wisdom, that they may continue to serve with devotion and love.

"Teach them and guide them, Almighty G-d, so that their decisions will be motivated by honesty and truth. Help them to see the light through the clouds of influencing forces. Help them, so they may be strong to recognize what is fair and what is best for the people of the State.

"We all know that those who have been brought into the service of the people need to strengthen their hearts, as do we all, in these days of perplexity, strife and war.

"We are grateful that we continue to envision a world that we can help develop, a world of peace, love and understanding, because we have chosen to be Your partners in building this better world.

"Inspire them in this House to release those reservoirs of spirit and mind that can make them Your partners in the work of justice and peace.

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Grant them patience and hopefulness in their daily tasks. Give them love for truth above cleverness, for people above things.

"In the words of the Hebrew prophet Micah: 'We pray that we may do justly, love mercy, and walk humbly with our G-d. May G-d, who established peace in the heavens, grant peace unto us all.' Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Gillespie for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 21, AN ACT TO CLARIFY THAT THE STATUTE PROHIBITING DOG FIGHTING AND BAITING DOES NOT APPLY TO THE USE OF HERDING DOGS WORKING WITH DOMESTICATED LIVESTOCK.

S.B. 487, AN ACT TO EXTEND THE REPORTING DEADLINE FOR THE STATE AND LOCAL FISCAL MODERNIZATION STUDY COMMISSION, AND TO TEMPORARILY PROVIDE FOR THE MEMBERSHIP OF THE BOARD OF AWARDS.

S.B. 659, AN ACT TO PROVIDE THAT ELECTED OFFICIALS WHO ARE MEMBERS OF THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, OR THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM SHALL FORFEIT THEIR PENSIONS UPON CONVICTION OF A STATE OR FEDERAL OFFENSE INVOLVING PUBLIC CORRUPTION OR A FELONY VIOLATION OF ELECTION LAWS.

S.B. 1424, AN ACT TO ALLOW EARTHDOG TRIALS.

H.B. 313, AN ACT TO REQUIRE THAT SETTLEMENT AGENTS INCLUDE THE IDENTITY OF THE LOAN ORIGINATOR ON THE DEED OF TRUST, AND THAT LENDERS INCLUDE INFORMATION REGARDING THE LOAN ORIGINATION IN THE LOAN CLOSING INSTRUCTIONS.

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H.B. 625, AN ACT TO RENAME MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES AND TO MAKE OTHER CONFORMING AND STATUTORY CHANGES.

H.B. 720, AN ACT TO CHANGE THE NAME OF THE DIVISION OF FACILITY SERVICES AND THE COMMISSION FOR HEALTH SERVICES TO BETTER REFLECT THE FUNCTIONS AND DUTIES PERFORMED BY THE DIVISION AND THE COMMISSION.

H.B. 765, AN ACT TO UPDATE THE LAW REGARDING TESTAMENTARY ADDITIONS TO TRUSTS, AND TO CODIFY THE DOCTRINES OF INCORPORATION BY REFERENCE AND ACTS OF INDEPENDENT SIGNIFICANCE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H.B. 786, AN ACT TO ENSURE DISTRICT ATTORNEYS RECEIVE ALL NECESSARY INFORMATION FROM LAW ENFORCEMENT AGENCIES AS RECOMMENDED BY THE HOUSE INTERIM STUDY COMMITTEE ON CAPITAL PUNISHMENT.

H.B. 1354, AN ACT TO CREATE A MOTOR VEHICLE CHOP SHOP LAW REGARDING THE RECEIVING, POSSESSION, AND DISTRIBUTION OF STOLEN OR ALTERED MOTOR VEHICLES AND MOTOR VEHICLE PARTS.

H.B. 1370, AN ACT TO CLARIFY THAT THE HIGH-UNIT-COST THRESHOLD DOES NOT APPLY TO PLANNING GRANTS AND TECHNICAL ASSISTANCE GRANTS MADE BY THE CLEAN WATER MANAGEMENT TRUST FUND FOR WASTEWATER COLLECTION SYSTEMS AND WASTEWATER TREATMENT WORKS.

H.B. 1449, AN ACT TO PROVIDE FOR FOUR-YEAR TERMS FOR THE MEMBERS OF THE NORTH CAROLINA PROFESSIONAL TEACHING STANDARDS COMMISSION.

H.B. 1464, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR LEGISLATIVE AND GOVERNOR'S PAGES.

H.B. 1492, AN ACT AUTHORIZING THE LICENSURE OF ANESTHESIOLOGIST ASSISTANTS.

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H.B. 1634, AN ACT TO ESTABLISH CUSTODY, VISITATION, EXPEDITED HEARING, AND ELECTRONIC COMMUNICATIONS PROCEDURES WHEN A PARENT RECEIVES MILITARY TEMPORARY DUTY, DEPLOYMENT, OR MOBILIZATION ORDERS.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 447, AN ACT TO REPEAL THE PROVISIONS ESTABLISHING THE SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF WHITEVILLE.

S.B. 465, AN ACT TO CONSOLIDATE AND REWRITE THE CARTERET COUNTY OCCUPANCY TAX LAW AND TO AMEND THE DEADLINE FOR THE DEVELOPMENT OF A CONVENTION CENTER PLAN FOR CARTERET COUNTY.

S.B. 544, AN ACT TO RESTATE THE CHARTER OF CABARRUS MEMORIAL HOSPITAL, AND TO ESTABLISH AND ASSURE THE CONTINUITY OF ELIGIBILITY OF CABARRUS COLLEGE OF HEALTH SCIENCES TO RECEIVE LEGISLATIVE TUITION GRANTS AND TO RECOGNIZE THE CONTINUED AUTHORITY TO AWARD DEGREES SUBJECT TO MERGER.

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 1860, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF REVEREND WILLIAM WALLACE "W.W." FINLATOR, SR., DISTINGUISHED SOUTHERN BAPTIST MINISTER AND PASTOR EMERITUS OF PULLEN MEMORIAL BAPTIST CHURCH. (RESOLUTION 2007-49)

H.J.R. 1720, A JOINT RESOLUTION HONORING THE MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD AND THEIR FAMILIES FOR THEIR SERVICE TO THE STATE OF NORTH CAROLINA AND TO THE NATION SINCE SEPTEMBER 11, 2001. (RESOLUTION 2007-50)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

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H.B. 36, AN ACT TO IMPROVE THE OVERSIGHT OF HAZARDOUS WASTE FACILITIES, AS RECOMMENDED BY THE GOVERNOR'S HAZARDOUS MATERIALS TASK FORCE. (S.L. 2007-107)

H.B. 885, AN ACT TO PERMIT THE TOWNS OF APEX AND MORRISVILLE TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO FIFTEEN DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE TOWN. (S.L. 2007-108)

H.B. 1112, AN ACT TO AUTHORIZE THE TOWN OF MATTHEWS TO USE PROCEEDS FROM THE MOTOR VEHICLE TAX, ASSESSED PURSUANT TO G.S. 20-97, FOR ROAD CONSTRUCTION, MAINTENANCE, AND REPAIR, INCLUDING SIDEWALKS, OR FOR PUBLIC MASS TRANSIT SYSTEMS AND MASS TRANSIT-RELATED ACTIVITIES. (S.L. 2007-109)

H.B. 1193, AN ACT ADDING NONCONTIGUOUS MUNICIPAL OWNED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF RAMSEUR. (S.L. 2007-110)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Tucker, Chair, for the Committee on Local Government I:

H.B. 986, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 1191, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF EASTOVER, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

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The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 426 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWNS OF AYDEN, CORNELIUS, DAVIDSON, HUNTERSVILLE, AND SPRING LAKE AND THE CITIES OF EDEN, GREENSBORO, HIGH POINT, AND REIDSVILLE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 427 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF AYDEN AND BURGAW TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 28.

By Representative Jones, Chair, for the Committee on Local Government II:

S.B. 652 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES, AND CONCERNING THE COMPENSATION OF THE MAYOR AND COUNCIL OF THE CITY OF EDEN, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of June 28. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Hill sends forth the Conference Report on **H.B. 564** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE BRUNSWICK COUNTY AND SUNSET BEACH ALCOHOLIC BEVERAGE CONTROL SYSTEMS TO RELOCATE CERTAIN STORES IN SUPPLY AND SUNSET BEACH WITHIN

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SEVEN MILES OF A MUNICIPALITY WITH EXISTING ABC STORES. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of June 28.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 24 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE PUBLIC FROM THE HEALTH RISKS OF SECONDHAND SMOKE BY PROHIBITING SMOKING IN BUILDINGS OWNED, LEASED, OR OCCUPIED BY STATE GOVERNMENT; AND TO AUTHORIZE LOCAL GOVERNMENTS TO REGULATE SMOKING IN BUILDINGS AND TRANSPORTATION VEHICLES OWNED, LEASED, OR OCCUPIED BY LOCAL GOVERNMENT AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 28.

H.B. 29 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR SATELLITE-BASED MONITORING OF SEX OFFENDERS AND TO MAKE OTHER CHANGES TO THE SEX OFFENDER LAWS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 28.

H.B. 47 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A FELONY OFFENSE FOR PERSONS WHO KNOWINGLY VIOLATE A DOMESTIC VIOLENCE PROTECTIVE ORDER WHILE ARMED WITH A DEADLY WEAPON AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 28.

H.B. 550 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAW PERTAINING TO THE CONFIDENTIALITY OF SCHOOL PERSONNEL FILES, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 28.

Senate Committee Substitute for **H.B. 1487** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW INACTIVE LAWYERS TO PROVIDE PRO BONO LEGAL SERVICES AND TO CLARIFY ACTIVE MEMBERSHIP, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 28.

Upon concurrence the Senate committee substitute bill changes the title.

CALENDAR

Action is taken on the following:

Without objection, **H.J.R. 2058**, A JOINT RESOLUTION ACKNOWLEDGING THE IMPORTANCE OF THE MUSICAL GROUP KNOWN AS THE BRIARHOPPERS, WHICH PROVIDED FAMILY ENTERTAINMENT FROM THE STUDIOS OF CHARLOTTE'S WBT RADIO, AND HONORING THE MEMORY OF FORMER BRIARHOPPER MEMBERS AND THE GROUP'S FOUNDER, is moved up on today's Calendar.

The resolution passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

Senate Committee Substitute for **H.B. 1089** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF FRANKLINTON TO PROVIDE FOR A COUNCIL-MANAGER FORM OF GOVERNMENT.

On motion of Representative Allen, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (118-0), and the bill is ordered enrolled.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

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H.B. 1163 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN DESCRIBED PROPERTY TO BE ADDED TO THE CORPORATE LIMITS OF THE TOWN OF LANDIS AND AUTHORIZING THE TOWN TO EXERCISE PLANNING AND ZONING POWERS IN THE DESCRIBED AREA PRIOR TO ANNEXATION OF THE AREA.

On motion of Representative Steen, the House concurs in the Senate committee substitute bill, by electronic vote (118-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 584**, A BILL TO BE ENTITLED AN ACT MAKING EMPLOYEES AND PROSPECTIVE EMPLOYEES OF THE OFFICE OF INFORMATION TECHNOLOGY SERVICES SUBJECT TO BACKGROUND INVESTIGATIONS; EXEMPTING FROM THE PUBLIC RECORDS LAWS THE CRIMINAL HISTORIES OF AGENCY SECURITY LIAISONS AND PERSONNEL IN THE OFFICE OF STATE AUDITOR, AND MAKING CONFORMING CHANGES.

On motion of Representative Tolson, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

S.B. 382 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF SUNSET BEACH AND TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF DALLAS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis,

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Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 114.

Voting in the negative: Representatives Brown, Cleveland, Folwell, and Holloway - 4.

Excused absence: Representative Gillespie.

H.B. 78 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BURKE COUNTY TO LEVY AN ADDITIONAL THREE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 100.

Voting in the negative: Representatives Allred, Almond, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Hilton, Holloway, Killian, Moore, Setzer, Tillis, and Wiley - 17.

Excused absence: Representative Gillespie.

H.B. 1027 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE YADKIN COUNTY TO LEVY A ROOM OCCUPANCY TAX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth,

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Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 102.

Voting in the negative: Representatives Allred, Almond, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Holloway, Killian, Moore, Setzer, Tillis, and Wiley - 16.

Excused absence: Representative Gillespie.

S.B. 617 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING COUNTY VEHICLES USED BY MECKLENBURG COUNTY EMPLOYEES TO CARPOOL WITH EACH OTHER FROM THE PROVISIONS OF G.S. 14-247, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Alexander and without objection, **S.B. 103** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE, TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, TRIANGLE NATIVE

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AMERICAN SOCIETY, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, is withdrawn from the Calendar and re-referred to the Committee on Transportation.

CALENDAR (continued)

H.B. 2044 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2007; APPROPRIATING FUNDS FOR INCREASES IN THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS; EXTENDING THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS; DELAYING THE EFFECTIVE DATE OF CHANGES TO THE MEDICAID ESTATE RECOVERY PLAN; AND EXTENDING THE SUNSET ON THE ADDITIONAL ONE-QUARTER CENT STATE SALES AND USE TAX FROM JULY 1, 2007, UNTIL AUGUST 1, 2007.

Representative Michaux offers Amendment No. 1 which is adopted by electronic vote (117-1).

Representative Gibson offers Amendment No. 2 which is adopted by electronic vote (112-6).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Bell, Blue, Bordsen, Braxton, Brisson, Bryant, Carney, Church, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Insko, Jeffus, Jones, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Saunders, Spear, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 70.

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Voting in the negative: Representatives Allred, Almond, Avila, Barnhart, Blackwood, Blust, Boylan, Brown, Brubaker, Clary, Cleveland, Current, Daughtridge, Daughtry, Dockham, Dollar, Folwell, Frye, Gulley, Hilton, Holloway, Holmes, Howard, Hurley, Johnson, Justice, Justus, Killian, Kiser, Langdon, McElraft, McGee, Moore, Neumann, Pate, Ray, Samuelson, Setzer, Stam, Starnes, Steen, Stiller, Thomas, Tillis, Walend, Walker, West, and Wiley - 48.

Excused absence: Representative Gillespie.

Representatives Grady and McComas state that their voting equipment malfunctioned and they request to change their votes from "aye" to "no". These requests are granted. The adjusted vote total is (68-50).

[Pursuant to the motion made by Representative Lewis on June 28, the House grants unanimous consent for him to change his vote from "aye" to "no". The adjusted vote total is (67-51).]

S.B. 167, A BILL TO BE ENTITLED AN ACT TO MAKE THE LEGISLATIVE INTERN PROGRAM AVAILABLE TO STUDENTS ENROLLED IN COMMUNITY COLLEGES THAT OFFER COLLEGE TRANSFER PROGRAMS AS WELL AS TO STUDENTS ENROLLED IN FOUR YEAR COLLEGES AND UNIVERSITIES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 583 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AND OTHER CHANGES IN THE PUBLIC HEALTH LAW RELATED TO THE MEDICAL EXAMINER SYSTEM, INJURY CONTROL EFFORTS, TIMELINESS OF REPORTS BY SCHOOLS REGARDING IMMUNIZATIONS, AND THE CREATION, EXTENSION, AND DISSOLUTION OF SANITARY DISTRICTS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 812 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE CHILD FATALITY TASK FORCE TO STUDY ISSUES RELATING TO REQUIRING THE INSTALLATION AND USE

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OF PASSENGER SAFETY RESTRAINT SYSTEMS ON SCHOOL BUSES, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 881 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEFINE THE RESIDENCY REQUIREMENTS FOR LICENSURE UNDER THE LAWS PERTAINING TO BAIL BONDSMEN AND RUNNERS AND TO MAKE OTHER STYLISTIC CHANGES, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 930 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GRANTING AUTHORITY TO PRIVATE CORRECTIONAL OFFICERS EMPLOYED PURSUANT TO A CONTRACT WITH THE FEDERAL BUREAU OF PRISONS.

Representative Mobley offers Amendment No. 1 which is adopted by electronic vote (118-0).

The bill, as amended, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Bordsen, Chair, for the Committee on Juvenile Justice:

H.B. 898, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A YOUTHFUL OFFENDER'S CRIMINAL RECORD MAY BE EXPUNGED OF NONVIOLENT FELONIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

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The serial referral to the Committee on Judiciary III is stricken and the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Carney, Chair, for the Committee on Transportation:

S.B. 60, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO IMMEDIATELY DESIGNATE A TEMPORARY LOCATION FOR REGISTRATION DOCUMENT AND PLATE ACQUISITION WHEN CLOSING THE ONLY CONTRACT LICENSE PLATE AGENCY IN A COUNTY, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 28. The original bill is placed on the Unfavorable Calendar.

S.B. 738 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FOR-HIRE VEHICLES USED FOR CERTAIN AGRICULTURAL PURPOSES FROM THE VEHICLE REGISTRATION REQUIREMENTS, TO INCREASE THE ALLOWED LENGTH OF TRUCKS THAT TRANSPORT COTTON, AND TO CLARIFY THAT FARM EQUIPMENT INCLUDES TRUCKS THAT TRANSPORT COTTON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 28.

S.B. 830, A BILL TO BE ENTITLED AN ACT TO DEVELOP PERFORMANCE STANDARDS FOR THE DEPARTMENT OF TRANSPORTATION AND TO MODIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 28.

S.B. 855, A BILL TO BE ENTITLED AN ACT TO EXEMPT PRIVATE INVESTIGATORS LICENSED BY THE PRIVATE PROTECTIVE SERVICES BOARD OF THE DEPARTMENT OF JUSTICE FROM THE WINDOW TINTING REQUIREMENTS OF CHAPTER 20 OF THE GENERAL STATUTES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary III.

The bill is re-referred to the Committee on Judiciary III.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
June 27, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 564** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE BRUNSWICK COUNTY AND SUNSET BEACH ALCOHOLIC BEVERAGE CONTROL SYSTEMS TO RELOCATE CERTAIN STORES IN SUPPLY AND SUNSET BEACH WITHIN SEVEN MILES OF A MUNICIPALITY WITH EXISTING ABC STORES, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
June 27, 2007

Mr. Speaker:

Pursuant to your message received today, June 27, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 91** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES, and requests conferees, the President *Pro Tempore* appoints:

Senator Clodfelter, Chair
Senator Rand
Senator Stevens

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on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 964** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF HOME CARE SERVICES TO INCLUDE IN-HOME COMPANION, SITTING, AND RESPITE CARE SERVICES PROVIDED TO AN INDIVIDUAL, is withdrawn from the Appropriations Subcommittee on Health and Human Services and re-referred to the Committee on Finance.

On motion of Representative Owens, seconded by Representative Coates, the House adjourns at 4:32 p.m. to reconvene June 28 at 1:00 p.m.

NINETY-FIRST DAY

HOUSE OF REPRESENTATIVES
Thursday, June 28, 2007

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Dr. Dennis Sheppard, Hope Mills Methodist Church, Hope Mills, North Carolina:

"O Sovereign God:

"We thank You for the gift of this beautiful day. As we assemble in this place of government, we do so in the knowledge that all nations and governments are under Your authority. We pray that You will help these elected Representatives to remember both the importance of their responsibilities and the joy of the privileges of being public servants. Cause them to realize that government does not happen in a vacuum, but in the context of the needs, struggles, and ongoing issues of the growing and changing State of

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North Carolina. Give them the wisdom, insight, and integrity to fulfill their responsibilities to the people of this great State. Fill them with a burden for a just and fair government and remind them that they can only honor You when they put people above partisan politics and personal whims. Help them to remember that unless they can leave here at the end of the day as sisters and brothers who have labored for the common good of the people of North Carolina, their work will have been in vain. Cause them to know that they are the voice of the powerless and the powerful, the landowner and the immigrant, the children and the elderly. O Sovereign God, we know that these men and women have a tremendous burden to represent all of the needs and desires of a dynamic State like North Carolina, rightly called the 'Goodliest Land under the Cope of Heaven' by our earliest explorers. Help these good people to cherish and pass down that same kind of passion so that they may never lose sight of the beauty of this State and so that coming generations may laud their faithfulness in preserving that beauty. Finally, O God, we thank You for each one of these men and women who serve in this House of Representatives. We thank You for the support staff that works so hard and their families who must endure their absence to work here in Raleigh. Bless us this day and every day by Your divine providence and care. In Your name we pray. Amen."

On motion of Representative Lewis, unanimous consent is granted in order that his vote might be changed from "aye" to "no" on the third reading of **H.B. 2044** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2007; APPROPRIATING FUNDS FOR INCREASES IN THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS; EXTENDING THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS; DELAYING THE EFFECTIVE DATE OF CHANGES TO THE MEDICAID ESTATE RECOVERY PLAN; AND EXTENDING THE SUNSET ON THE ADDITIONAL ONE-QUARTER CENT STATE SALES AND USE TAX FROM JULY 1, 2007, UNTIL AUGUST 1, 2007 on June 27.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 27 has been examined and corrected. Upon his motion, the Journal is approved as amended.

Leaves of absence are granted Representatives Gillespie, Neumann, Samuelson, Tillis, Underhill, and E. Warren for today. Representatives Brubaker, Holmes, Insko, Lewis, and McComas are excused for a portion of the Session.

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ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 167, AN ACT TO MAKE THE LEGISLATIVE INTERN PROGRAM AVAILABLE TO STUDENTS ENROLLED IN COMMUNITY COLLEGES THAT OFFER COLLEGE TRANSFER PROGRAMS AS WELL AS TO STUDENTS ENROLLED IN FOUR YEAR COLLEGES AND UNIVERSITIES.

S.B. 583, AN ACT TO MAKE CLARIFYING AND OTHER CHANGES IN THE PUBLIC HEALTH LAW RELATED TO THE MEDICAL EXAMINER SYSTEM, INJURY CONTROL EFFORTS, TIMELINESS OF REPORTS BY SCHOOLS REGARDING IMMUNIZATIONS, AND THE CREATION, EXTENSION, AND DISSOLUTION OF SANITARY DISTRICTS.

S.B. 812, AN ACT TO DIRECT THE CHILD FATALITY TASK FORCE TO STUDY ISSUES RELATING TO REQUIRING THE INSTALLATION AND USE OF PASSENGER SAFETY RESTRAINT SYSTEMS ON SCHOOL BUSES.

H.B. 554, AN ACT TO INCREASE THE CRIMINAL PENALTY FOR ASSAULT ON A PATIENT IN A HEALTH CARE FACILITY OR RESIDENT OF A RESIDENTIAL CARE FACILITY WHEN THE CONDUCT EVINCES A PATTERN OF BEHAVIOR, IS WILLFUL OR CULPABLY NEGLIGENT, AND CAUSES BODILY INJURY TO THE PATIENT OR RESIDENT.

H.B. 584, AN ACT MAKING EMPLOYEES AND PROSPECTIVE EMPLOYEES OF THE OFFICE OF INFORMATION TECHNOLOGY SERVICES SUBJECT TO BACKGROUND INVESTIGATIONS; EXEMPTING FROM THE PUBLIC RECORDS LAWS THE CRIMINAL HISTORIES OF AGENCY SECURITY LIAISONS AND PERSONNEL IN THE OFFICE OF STATE AUDITOR, AND MAKING CONFORMING CHANGES, AND TO CHANGE THE MEMBERSHIP OF THE INFORMATION TECHNOLOGY ADVISORY BOARD.

H.B. 701, AN ACT TO EXEMPT LICENSEES WHO ARE IN ACTIVE PRACTICE AS COSMETOLOGISTS AND HAVE TWENTY CONSECUTIVE YEARS OF EXPERIENCE FROM CONTINUING EDUCATION REQUIREMENTS.

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H.B. 1347, AN ACT TO MAKE IT A CRIMINAL OFFENSE TO MAKE A FALSE REPORT CONCERNING A THREAT OF MASS VIOLENCE ON EDUCATIONAL PROPERTY.

H.B. 1482, AN ACT AMENDING CERTAIN DEFINITIONS UNDER THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS.

H.B. 1758, AN ACT TO AMEND THE LAWS GOVERNING THE REMOVAL OF MERCURY SWITCHES FROM VEHICLES.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 513, AN ACT AUTHORIZING THE CITY OF WILMINGTON, NEW HANOVER COUNTY, AND A WATER AND SEWER AUTHORITY TO CONTRACT FOR SEWER-RELATED CONSTRUCTION, REPAIR, OR REPLACEMENT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES.

S.B. 617, AN ACT EXEMPTING COUNTY VEHICLES USED BY MECKLENBURG COUNTY EMPLOYEES TO CARPOOL WITH EACH OTHER FROM THE PROVISIONS OF G.S. 14-247.

S.B. 654, AN ACT AUTHORIZING RUTHERFORD COUNTY TO CONDUCT AN ADVISORY REFERENDUM ON A HIGH IMPACT LAND-USE ORDINANCE.

H.B. 1089, AN ACT TO AMEND THE CHARTER OF THE TOWN OF FRANKLINTON TO PROVIDE FOR A COUNCIL-MANAGER FORM OF GOVERNMENT AND TO ALLOW THE LAKE ROYALE COMPANY POLICE TO ENTER INTO MUTUAL AID AGREEMENTS WITH FRANKLIN COUNTY FOR THE PURPOSE OF PARTICIPATING IN A MULTI-JURISDICTIONAL DRUG TASK FORCE AT THE REQUEST OF THE FRANKLIN COUNTY SHERIFF.

H.B. 1163, AN ACT AMENDING CERTAIN DESCRIBED PROPERTY TO BE ADDED TO THE CORPORATE LIMITS OF THE TOWN OF LANDIS AND AUTHORIZING THE TOWN TO EXERCISE PLANNING AND ZONING POWERS IN THE DESCRIBED AREA PRIOR TO ANNEXATION OF THE AREA.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

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H.J.R. 2058, A JOINT RESOLUTION ACKNOWLEDGING THE IMPORTANCE OF THE MUSICAL GROUP KNOWN AS THE BRIARHOPPERS, WHICH PROVIDED FAMILY ENTERTAINMENT FROM THE STUDIOS OF CHARLOTTE'S WBT RADIO, AND HONORING THE MEMORY OF FORMER BRIARHOPPER MEMBERS AND THE GROUP'S FOUNDER. (RESOLUTION 2007-51)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Williams, Chair, for the Committee on Wildlife Resources:

S.B. 1303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO ESTABLISH AND IMPLEMENT A MOUNTAIN HERITAGE TROUT WATERS PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 1365, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INTEREST EARNED ON THE WILDLIFE CONSERVATION ACCOUNT SHALL BE CREDITED TO THE ACCOUNT, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 1464 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE WILDLIFE RESOURCES MANAGEMENT LAWS BY AUTHORIZING THE WILDLIFE RESOURCES COMMISSION TO RESPOND TO DISEASE THREATS; BY ALLOWING THE TAKING OF BEAVER WITH BOW AND ARROW; BY AMENDING CERTAIN LAWS GOVERNING THE TAKING OF DEER; BY PROVIDING FOR THE SAFETY OF BOW HUNTERS DURING FIREARMS SEASON; AND BY PROHIBITING THE FEEDING OF ALLIGATORS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 2. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 1058 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE FRAUDULENT OBTAINING, SELLING, OR SOLICITING OF TELEPHONE RECORDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 21 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE COURT'S DISCRETION TO ALLOW COURT COSTS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 2.

Senate Committee Substitute for **H.B. 244** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE EQUITY BETWEEN THE PARTIES WITH RESPECT TO JUROR CHALLENGES IN CIVIL CASES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 2.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 995**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR THE INTENTIONAL STARVATION OF AN ANIMAL, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 2.

Upon concurrence the Senate committee substitute bill changes the title.

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CONFERENCE REPORT

Representative Hill moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 564

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 564, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BRUNSWICK COUNTY ALCOHOLIC BEVERAGE CONTROL SYSTEM TO RELOCATE A STORE IN SUPPLY AND A STORE IN SUNSET BEACH TO A NEW LOCATION WITHIN SEVEN MILES OF ANOTHER ALCOHOLIC BEVERAGE CONTROL STORE IN BRUNSWICK COUNTY, Senate State & Local Government Committee Substitute Adopted 5/2/07, submit the following report:

The House and Senate agree to the following amendment to the Senate Committee Substitute, Senate State & Local Government Committee Substitute Adopted 5/2/07, and the House concurs in the Senate Committee Substitute as amended:

Delete the entire Senate Committee Substitute and substitute the attached proposed Conference Committee Substitute H564-PCCS30497-RV-1.

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

Date conferees approved report: June 25, 2007.

*Conferees for the
Senate*

S/ R. C. Soles, Jr., Chair
S/ Charles W. Albertson
S/ Clark Jenkins
S/ David F. Weinstein

*Conferees for the
House of Representatives*

S/ Dewey L. Hill, Chair
S/ Nelson Cole
S/ Ronnie Sutton
S/ Pryor Gibson
S/ Bonner L. Stiller

The Conference Report, which changes the title, is adopted, by electronic vote (111-0), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 159.)

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Representative McAllister requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-0).

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

CALENDAR

Action is taken on the following:

H.B. 24 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE PUBLIC FROM THE HEALTH RISKS OF SECONDHAND SMOKE BY PROHIBITING SMOKING IN BUILDINGS OWNED, LEASED, OR OCCUPIED BY STATE GOVERNMENT; AND TO AUTHORIZE LOCAL GOVERNMENTS TO REGULATE SMOKING IN BUILDINGS AND TRANSPORTATION VEHICLES OWNED, LEASED, OR OCCUPIED BY LOCAL GOVERNMENT AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE.

On motion of Representative Weiss, the House concurs in the Senate committee substitute bill, by electronic vote (110-3), and the bill is ordered enrolled and presented to the Governor by Special Message.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Ray and without objection, **H.B. 29** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR SATELLITE-BASED MONITORING OF SEX OFFENDERS AND TO MAKE OTHER CHANGES TO THE SEX OFFENDER LAWS, is withdrawn from the Calendar and placed on the Calendar of July 2.

On motion of Representative Cole and without objection, **S.B. 60** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO AS SOON AS PRACTICABLE DESIGNATE A TEMPORARY LOCATION FOR REGISTRATION DOCUMENT AND PLATE ACQUISITION WHEN CLOSING THE ONLY CONTRACT LICENSE PLATE AGENCY IN A COUNTY, is withdrawn from the Calendar and re-referred to the Committee on Transportation.

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On motion of Representative England and without objection, **S.B. 1030** (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP A FRAMEWORK FOR A REACHING ONE'S POTENTIAL FOR EXCELLENCE (ROPE) SCHOLARS PROGRAM, is withdrawn from the Calendar and placed on the Calendar of July 3.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1561 (Committee Substitute), A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM DUDLEY ROBBINS, SR., FORMER LIEUTENANT COLONEL OF THE UNITED STATES ARMY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

H.B. 47 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A FELONY OFFENSE FOR PERSONS WHO KNOWINGLY VIOLATE A DOMESTIC VIOLENCE PROTECTIVE ORDER WHILE ARMED WITH A DEADLY WEAPON AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE.

On motion of Representative Ross, the House concurs in the Senate committee substitute bill, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 550 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAW PERTAINING TO THE CONFIDENTIALITY OF SCHOOL PERSONNEL FILES.

On motion of Representative Love, the House concurs in the Senate committee substitute bill, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

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Senate Committee Substitute for **H.B. 1487** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW INACTIVE LAWYERS TO PROVIDE PRO BONO LEGAL SERVICES AND TO CLARIFY ACTIVE MEMBERSHIP.

On motion of Representative Blue, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 78 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BURKE COUNTY TO LEVY AN ADDITIONAL THREE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Saunders, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, and Yongue - 94.

Voting in the negative: Representatives Allred, Almond, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Hilton, Holloway, Killian, Moore, Setzer, and Wiley - 16.

Excused absences: Representatives Gillespie, Neumann, Samuelson, Tillis, Underhill, and E. Warren - 6.

H.B. 1027 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE YADKIN COUNTY TO LEVY A ROOM OCCUPANCY TAX, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Dickson, Dockham, Earle,

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England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McLawhorn, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, and Yongue - 95.

Voting in the negative: Representatives Almond, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Hilton, Holloway, Killian, McGee, Moore, and Wiley - 15.

Excused absences: Representatives Gillespie, Neumann, Samuelson, Tillis, Underhill, and E. Warren - 6.

Representatives Allred and Setzer state that their voting equipment malfunctioned and they request to change their votes from "aye" to "no". These requests are granted. The adjusted vote total is (93-17).

S.B. 426 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWNS OF AYDEN, CORNELIUS, DAVIDSON, HUNTERSVILLE, AND SPRING LAKE AND THE CITIES OF EDEN, GREENSBORO, HIGH POINT, AND REIDSVILLE.

On motion of Representative McLawhorn, the bill is temporarily displaced.

BILL TEMPORARILY DISPLACED

On motion of Representative McLawhorn, **S.B. 427** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF AYDEN AND BURGAW TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS, is temporarily displaced.

CALENDAR (continued)

S.B. 652 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES AND ALLOWING THE COMPENSATION OF THE MAYOR AND COUNCIL OF THE CITY OF EDEN TO BE SET UNDER

June 28, 2007

GENERAL LAW, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

S.B. 738 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FOR-HIRE VEHICLES USED FOR CERTAIN AGRICULTURAL PURPOSES FROM THE VEHICLE REGISTRATION REQUIREMENTS, TO INCREASE THE ALLOWED LENGTH OF TRUCKS THAT TRANSPORT COTTON, AND TO CLARIFY THAT FARM EQUIPMENT INCLUDES TRUCKS THAT TRANSPORT COTTON, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative McLawhorn and without objection, the following bills, which were temporarily displaced, are withdrawn from the Calendar and placed on the Calendar of July 3.

S.B. 426 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWNS OF AYDEN, CORNELIUS, DAVIDSON, HUNTERSVILLE, AND SPRING LAKE AND THE CITIES OF EDEN, GREENSBORO, HIGH POINT, AND REIDSVILLE.

S.B. 427 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF AYDEN AND BURGAW TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS.

CALENDAR (continued)

S.B. 830, A BILL TO BE ENTITLED AN ACT TO DEVELOP PERFORMANCE STANDARDS FOR THE DEPARTMENT OF TRANSPORTATION AND TO MODIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

June 28, 2007

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1086 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN IN THE PUBLIC SCHOOLS FROM EXPOSURE TO TOBACCO BY REQUIRING LOCAL BOARDS OF EDUCATION TO ADOPT WRITTEN POLICIES PROHIBITING THE USE OF TOBACCO PRODUCTS IN SCHOOL BUILDINGS, IN SCHOOL FACILITIES, ON SCHOOL CAMPUSES, OR AT SCHOOL-RELATED OR SCHOOL-SPONSORED EVENTS, AND IN OR ON OTHER SCHOOL PROPERTY, passes its second reading, by electronic vote (102-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
June 28, 2007

Mr. Speaker:

Pursuant to your message received on June 26, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 464** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW JONES COUNTY AND CASWELL COUNTY TO REQUIRE THE REGISTER OF DEEDS NOT TO ACCEPT ANY DEED TRANSFERRING REAL PROPERTY FOR REGISTRATION UNLESS THE COUNTY TAX COLLECTOR HAS CERTIFIED THAT NO TAXES WITH WHICH THE COLLECTOR IS CHARGED ARE A LIEN ON THE PROPERTY, and requests conferees, the President *Pro Tempore* appoints:

Senator Kerr, Chair
Senator Kinnaird
Senator Brown
Senator Jacumin

June 28, 2007

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
June 28, 2007

Mr. Speaker:

Pursuant to your message received on June 27, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 648** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION, and requests conferees, the President *Pro Tempore* appoints:

Senator Jones, Chair
Senator Goss
Senator Bingham

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 942, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF OAK ISLAND TO LEVY SPECIAL ASSESSMENTS TO MEET THE COST OF THE LOCAL SHARE OF CONSTRUCTING BEACH NOURISHMENT PROJECTS PRIOR TO THE CONSTRUCTION OF THE PROJECTS, is returned for concurrence in one Senate amendment.

June 28, 2007

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 2.

S.B. 254 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF ELECTIONS TO USE HAVA FUNDS AND DELAYING THE EFFECTIVE DATE OF THE TICKET TO WORK PROGRAM, is read the first time and referred to the Committee on Appropriations.

S.B. 1036 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP THE BLUE RIDGE PARKWAY PLATE FOR MOTORCYCLES AND TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE BACK COUNTRY HORSEMEN OF NORTH CAROLINA AND FOR THE MAGGIE VALLEY TROUT FESTIVAL, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 1340 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SALE OF BLOCKS OF TEN TEN-DAY COASTAL RECREATIONAL FISHING LICENSES, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

On motion of the Speaker, the House recesses at 2:05 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

S.B. 254 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF ELECTIONS TO USE HAVA FUNDS AND DELAYING THE EFFECTIVE DATE OF THE TICKET TO WORK PROGRAM, with a favorable report as amended.

June 28, 2007

Pursuant to Rule 36(b), the bill is placed on the Calendar for immediate consideration.

On motion of Representative Michaux, Committee Amendment No. 1 is adopted by electronic vote (95-0).

The bill, as amended, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

NOTICE OF INTENT TO RECALL BILL

Representative Cleveland gives notice, pursuant to Rule 39, of his intention to recall **H.B. 205**, A BILL TO BE ENTITLED AN ACT TO REPEAL A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS, from the Education Subcommittee on Universities.

On motion of Representative Owens, seconded by Representative Church, the House adjourns at 2:56 p.m. to reconvene June 29 at 12:01 a.m.

NINETY-SECOND DAY

HOUSE OF REPRESENTATIVES
Friday, June 29, 2007

The House meets at 12:01 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative McGee:

"To the God of us All:

"Your word tells us in II Chronicles 'For the eyes of God run to and fro throughout the whole Earth, to show Himself strong in the behalf of them whose heart is perfect before him.' We know God, You seek in the dark of night and the light of day and my prayer is to receive Your assistance in reaching that perfect heart.

June 29, 2007

"Then we will be ready to properly receive all the blessings You will bestow as You show Yourself strong in our behalf. We beseech You fervently. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alexander, Allen, Bordsen, Brubaker, Coates, Cole, Daughtridge, Gibson, Gillespie, Gulley, Hilton, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, McComas, Neumann, Samuelson, Spear, Stam, Tarleton, Tillis, Tucker, Underhill, Walend, E. Warren, and Wilkins for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 254, AN ACT AUTHORIZING THE STATE BOARD OF ELECTIONS TO USE HAVA FUNDS AND DELAYING THE EFFECTIVE DATE OF THE TICKET TO WORK PROGRAM.

S.B. 738, AN ACT TO EXEMPT FOR-HIRE VEHICLES USED FOR CERTAIN AGRICULTURAL PURPOSES FROM THE VEHICLE REGISTRATION REQUIREMENTS, TO INCREASE THE ALLOWED LENGTH OF TRUCKS THAT TRANSPORT COTTON, AND TO CLARIFY THAT FARM EQUIPMENT INCLUDES TRUCKS THAT TRANSPORT COTTON.

S.B. 830, AN ACT TO DEVELOP PERFORMANCE STANDARDS FOR THE DEPARTMENT OF TRANSPORTATION AND TO MODIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS.

S.B. 930, AN ACT TO REVISE THE LAW GRANTING AUTHORITY TO PRIVATE CORRECTIONAL OFFICERS EMPLOYED PURSUANT TO A CONTRACT WITH THE FEDERAL BUREAU OF PRISONS.

H.B. 24, AN ACT TO PROTECT THE PUBLIC FROM THE HEALTH RISKS OF SECONDHAND SMOKE BY PROHIBITING SMOKING IN BUILDINGS OWNED, LEASED, OR OCCUPIED BY STATE GOVERNMENT; AND TO AUTHORIZE LOCAL GOVERNMENTS TO REGULATE SMOKING IN BUILDINGS AND TRANSPORTATION VEHICLES OWNED, LEASED, OR OCCUPIED BY LOCAL GOVERNMENT AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE.

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H.B. 47, AN ACT TO CREATE A FELONY OFFENSE FOR PERSONS WHO KNOWINGLY VIOLATE A DOMESTIC VIOLENCE PROTECTIVE ORDER WHILE ARMED WITH A DEADLY WEAPON AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE.

H.B. 550, AN ACT TO MODIFY THE LAW PERTAINING TO THE CONFIDENTIALITY OF SCHOOL PERSONNEL FILES.

H.B. 581, AN ACT TO MODIFY THE LAW REGARDING MEETINGS OF COMMUNITY COLLEGE TRUSTEES.

H.B. 583, AN ACT TO MODIFY THE REQUIREMENTS FOR PARTICIPATION IN A COMMUNITY COLLEGE LATERAL ENTRY PROGRAM.

H.B. 654, AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS A MEMBER OF A SCHOOL BOARD IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION.

H.B. 847, AN ACT CLARIFYING THAT EMPLOYEES OF THE NORTH CAROLINA COOPERATIVE EXTENSION SERVICE ARE EXEMPT FROM THE STATE PERSONNEL ACT.

H.B. 1487, AN ACT TO CLARIFY ACTIVE MEMBERSHIP IN THE STATE BAR AND ALLOW INACTIVE LAWYERS TO PROVIDE PRO BONO LEGAL SERVICES, TO MODIFY THE NUMBER OF MEMBERS ON THE STATE BAR COUNCIL TO EQUAL THE NUMBER OF JUDICIAL DISTRICTS PLUS SIXTEEN, TO ALLOW LAW STUDENTS TO ACT AS LEGAL INTERNS FOR GOVERNMENT AGENCIES AND OUT-OF-STATE LAWYERS TO PROVIDE PRO BONO LEGAL SERVICES, AND TO REQUIRE THAT AN OUT-OF-STATE LAWYER FILE A REGISTRATION STATEMENT WITH THE STATE BAR.

H.B. 2044, AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2007; APPROPRIATING FUNDS FOR INCREASES IN THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS; EXTENDING THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS; DELAYING THE EFFECTIVE DATE OF CHANGES TO THE MEDICAID

June 29, 2007

ESTATE RECOVERY PLAN; AND EXTENDING THE SUNSET ON THE ADDITIONAL ONE-QUARTER CENT STATE SALES AND USE TAX FROM JULY 1, 2007, UNTIL AUGUST 1, 2007.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 1144, AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF COLUMBIA.

H.B. 1153, AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF SUNSET BEACH.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1561, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM DUDLEY ROBBINS, SR., FORMER LIEUTENANT COLONEL OF THE UNITED STATES ARMY. (RESOLUTION 2007-52)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 447, AN ACT TO REPEAL THE PROVISIONS ESTABLISHING THE SUPPLEMENTAL RETIREMENT FUND FOR FIREMEN IN THE CITY OF WHITEVILLE. (S.L. 2007-111)

S.B. 465, AN ACT TO CONSOLIDATE AND REWRITE THE CARTERET COUNTY OCCUPANCY TAX LAW AND TO AMEND THE DEADLINE FOR THE DEVELOPMENT OF A CONVENTION CENTER PLAN FOR CARTERET COUNTY. (S.L. 2007-112)

S.B. 544, AN ACT TO RESTATE THE CHARTER OF CABARRUS MEMORIAL HOSPITAL, AND TO ESTABLISH AND ASSURE THE CONTINUITY OF ELIGIBILITY OF CABARRUS COLLEGE OF HEALTH SCIENCES TO RECEIVE LEGISLATIVE TUITION GRANTS AND TO RECOGNIZE THE CONTINUED AUTHORITY TO AWARD DEGREES SUBJECT TO MERGER. (S.L. 2007-113)

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S.B. 862, AN ACT TO ALLOW REGULATION OF SMOKING ON THE CAMPUSES OF THE UNC HEALTH CARE SYSTEM, THE FACILITIES OF THE EAST CAROLINA SCHOOL OF MEDICINE AND PHYSICIANS PRACTICE PLAN, AND THE BUILDINGS AND GROUNDS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA. (S.L. 2007-114)

H.B. 353, AN ACT TO PROVIDE ACCESS TO INFORMATION FOR PUBLIC HEALTH PURPOSES IN A MANNER THAT IS CONSISTENT WITH THE HEALTH INFORMATION PORTABILITY AND ACCOUNTABILITY ACT (HIPAA) MEDICAL PRIVACY RULE AND TO CLARIFY THAT OTHER DISCLOSURES ARE GOVERNED BY HIPAA. (S.L. 2007-115)

S.B. 30, AN ACT TO AMEND LAWS TO PROVIDE GREATER PROTECTION FOR DOMESTIC VIOLENCE VICTIMS AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE. (S.L. 2007-116)

S.B. 1119, AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE STATE BUDGET ACT, TO MAKE TECHNICAL CORRECTIONS IN CERTAIN OTHER STATUTES THAT WERE AMENDED BECAUSE CONFORMING CHANGES WERE REQUIRED BY THE ENACTMENT OF THE STATE BUDGET ACT, TO TRANSFER THE PROVISIONS CURRENTLY IN THE EXECUTIVE BUDGET ACT REGARDING FLEXIBLE COMPENSATION TO CHAPTER 126 OF THE GENERAL STATUTES AND CLARIFY THAT THOSE PROVISIONS CONTINUE TO APPLY TO THE SAME STATE EMPLOYEES, AND TO CLARIFY THAT THE PROVISIONS REGARDING DISCONTINUED SERVICE RETIREMENT ALLOWANCE AND SEVERANCE WAGES FOR CERTAIN STATE EMPLOYEES THAT CURRENTLY APPEAR IN THE EXECUTIVE BUDGET ACT BUT THAT ARE TRANSFERRED TO CHAPTER 126 OF THE GENERAL STATUTES EFFECTIVE JULY 1, 2007, SHALL CONTINUE TO COVER THE SAME STATE EMPLOYEES. (S.L. 2007-117)

H.B. 107, AN ACT TO CLARIFY THE STATUTES RELATING TO ABANDONED AND NEGLECTED CEMETERIES. (S.L. 2007-118)

S.B. 211, AN ACT TO REVISE THE LAW GOVERNING ELECTRONIC SIGNATURES BY CLARIFYING THAT PUBLIC AGENCIES MAY USE, AS WELL AS ACCEPT, ELECTRONIC SIGNATURES. (S.L. 2007-119)

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H.B. 700, AN ACT TO CLARIFY STANDARDS FOR CODE-ENFORCEMENT OFFICIALS. (S.L. 2007-120)

H.B. 695, AN ACT TO EXPAND AGENCIES COVERED BY THE STATE GOVERNMENT INTERNSHIP PROGRAM. (S.L. 2007-121)

H.B. 105, AN ACT TO MODIFY THE LAW REGARDING THE DESECRATION OF A GRAVE, AS RECOMMENDED BY THE HOUSE STUDY COMMITTEE ON ABANDONED CEMETERIES. (S.L. 2007-122)

H.B. 1486, AN ACT TO AMEND THE DIETETICS/NUTRITION PRACTICE ACT CONCERNING REVIEW OF CHANGES. (S.L. 2007-123)

S.B. 1337, AN ACT AMENDING THE NORTH CAROLINA DENTAL HYGIENE ACT TO PROVIDE FOR CERTAIN ACTIVITIES TO BE PERFORMED BY LICENSED HYGIENISTS OUTSIDE THE DIRECT SUPERVISION OF A DENTIST. (S.L. 2007-124)

S.B. 748, AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO EXTEND THE RESTRICTION ON THE ISSUING OF LICENSES FOR HOME CARE AGENCIES BY ONE YEAR. (S.L. 2007-125)

H.B. 485, AN ACT TO ENSURE THAT STUDENTS IN GRADES NINE THROUGH TWELVE RECEIVE INFORMATION ANNUALLY ABOUT THE MANNER IN WHICH A PARENT MAY LAWFULLY ABANDON A NEWBORN BABY WITH A RESPONSIBLE PERSON. (S.L. 2007-126)

H.B. 737, AN ACT TO MAKE CHANGES IN THE LAWS RELATING TO THE MONITORING OF SOLVENCY OF INSURANCE COMPANIES AND OTHER RISK-BEARING ENTITIES REGULATED BY THE COMMISSIONER OF INSURANCE. (S.L. 2007-127)

S.B. 966, AN ACT TO AUTHORIZE THE NORTH CAROLINA CAPITAL FACILITIES FINANCE AGENCY TO ISSUE BONDS FOR SALVAGE CENTERS, CERTAIN RESEARCH FACILITIES, AND INTERNATIONAL HEADQUARTERS OF NONPROFIT SCHOLARLY SOCIETIES. (S.L. 2007-128)

H.B. 1617, AN ACT TO REQUIRE INVESTIGATIONS OF THE USE OF DEADLY FORCE BY LAW ENFORCEMENT OFFICERS UNDER CERTAIN CIRCUMSTANCES. (S.L. 2007-129)

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H.B. 696, AN ACT TO ENSURE FAMILY SUPPORT GRANTS ARE PROVIDED TO COMMUNITY-BASED AGENCIES TO IMPLEMENT ONLY FAMILY SUPPORT PROGRAMS THAT ARE RESEARCH-BASED AND HAVE BEEN EVALUATED FOR EFFECTIVENESS UNDER THE LAWS PERTAINING TO THE FAMILY RESOURCE CENTER GRANT PROGRAM. (S.L. 2007-130)

H.B. 1456, AN ACT TO FACILITATE THE ACQUISITION AND DISPOSITION OF PROPERTY AND THE PROCUREMENT OF GOODS AND SERVICES BY REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES. (S.L. 2007-131)

H.B. 775, AN ACT TO REVISE THE UNIFORM SIMULTANEOUS DEATH ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 2007-132)

H.B. 748, AN ACT TO COVER EXTRA PRESCRIPTIONS DURING A STATE OF EMERGENCY OR DISASTER. (S.L. 2007-133)

S.B. 125, AN ACT TO ADD ETHYL ALCOHOL AS A SUBSTANCE SPECIFICALLY NAMED AS A TOXIC VAPOR AND TO MAKE ILLEGAL AN INSTRUMENT THAT CAN BE USED TO VAPORIZE OR INTRODUCE ETHYL ALCOHOL INTO THE BODY UNLESS IT IS A DEVICE USED TO DELIVER A PRESCRIPTION MEDICATION OR AN APPROVED OVER-THE-COUNTER MEDICATION. (S.L. 2007-134)

On motion of Representative Owens, seconded by Representative Lewis, the House adjourns at 12:32 a.m. to reconvene Monday, July 2, 2007, at 7:00 p.m.

NINETY-THIRD DAY

HOUSE OF REPRESENTATIVES
Monday, July 2, 2007

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

July 2, 2007

"From You all things came into being. You are the source of creation and all the earth sings of Your splendor. After a week like last one, it is good for us to be reminded of our finiteness as we stand in the shadow of Your sovereignty. Having our respective weaknesses shown can prove to be a helpful step and ultimately, a source of strength in discovering Your divine will in all that we do. Speak to us once more the eternal message of hope that You seek for Your people. Good Lord, help us be wise enough to allow Your Holy Spirit to drown out the noise of our own voices as we listen for Thine. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Clary, Harrison, Johnson, Parmon, Samuelson, Sutton, and Wiley for today.

ENROLLED BILLS

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 579, AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO RECEIVE BIDS ELECTRONICALLY IN ADDITION TO OR INSTEAD OF PAPER BIDS ON PUBLIC CONSTRUCTION PROJECTS.

H.B. 564, AN ACT TO ALLOW THE BRUNSWICK COUNTY AND SUNSET BEACH ALCOHOLIC BEVERAGE CONTROL SYSTEMS TO RELOCATE CERTAIN STORES IN SUPPLY AND SUNSET BEACH WITHIN SEVEN MILES OF A MUNICIPALITY WITH EXISTING ABC STORES.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 513, AN ACT AUTHORIZING THE CITY OF WILMINGTON, NEW HANOVER COUNTY, AND A WATER AND SEWER AUTHORITY TO CONTRACT FOR SEWER-RELATED CONSTRUCTION, REPAIR, OR REPLACEMENT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES. (S.L. 2007-135)

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S.B. 617, AN ACT EXEMPTING COUNTY VEHICLES USED BY MECKLENBURG COUNTY EMPLOYEES TO CARPOOL WITH EACH OTHER FROM THE PROVISIONS OF G.S. 14-247. (S.L. 2007-136)

S.B. 654, AN ACT AUTHORIZING RUTHERFORD COUNTY TO CONDUCT AN ADVISORY REFERENDUM ON A HIGH IMPACT LAND-USE ORDINANCE. (S.L. 2007-137)

H.B. 1089, AN ACT TO AMEND THE CHARTER OF THE TOWN OF FRANKLINTON TO PROVIDE FOR A COUNCIL-MANAGER FORM OF GOVERNMENT AND TO ALLOW THE LAKE ROYALE COMPANY POLICE TO ENTER INTO MUTUAL AID AGREEMENTS WITH FRANKLIN COUNTY FOR THE PURPOSE OF PARTICIPATING IN A MULTI-JURISDICTIONAL DRUG TASK FORCE AT THE REQUEST OF THE FRANKLIN COUNTY SHERIFF. (S.L. 2007-138)

H.B. 1163, AN ACT AMENDING CERTAIN DESCRIBED PROPERTY TO BE ADDED TO THE CORPORATE LIMITS OF THE TOWN OF LANDIS AND AUTHORIZING THE TOWN TO EXERCISE PLANNING AND ZONING POWERS IN THE DESCRIBED AREA PRIOR TO ANNEXATION OF THE AREA. (S.L. 2007-139)

H.B. 1144, AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF COLUMBIA. (S.L. 2007-140)

H.B. 1153, AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF SUNSET BEACH. (S.L. 2007-141)

H.B. 1758, AN ACT TO AMEND THE LAWS GOVERNING THE REMOVAL OF MERCURY SWITCHES FROM VEHICLES. (S.L. 2007-142)

H.B. 654, AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS A MEMBER OF A SCHOOL BOARD IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION. (S.L. 2007-143)

S.B. 254, AN ACT AUTHORIZING THE STATE BOARD OF ELECTIONS TO USE HAVA FUNDS AND DELAYING THE EFFECTIVE DATE OF THE TICKET TO WORK PROGRAM. (S.L. 2007-144)

H.B. 2044, AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF

July 2, 2007

GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2007; APPROPRIATING FUNDS FOR INCREASES IN THE AVERAGE DAILY MEMBERSHIP IN THE PUBLIC SCHOOLS; EXTENDING THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS; DELAYING THE EFFECTIVE DATE OF CHANGES TO THE MEDICAID ESTATE RECOVERY PLAN; AND EXTENDING THE SUNSET ON THE ADDITIONAL ONE-QUARTER CENT STATE SALES AND USE TAX FROM JULY 1, 2007, UNTIL AUGUST 1, 2007. (S.L. 2007-145)

H.B. 1492, AN ACT AUTHORIZING THE LICENSURE OF ANESTHESIOLOGIST ASSISTANTS. (S.L. 2007-146)

H.B. 1340, AN ACT TO RECOGNIZE THE VALUE OF AMATEUR RADIO COMMUNICATIONS BY REQUIRING CITY AND COUNTY ORDINANCES REGULATING ANTENNAS TO REASONABLY ACCOMMODATE AMATEUR RADIO COMMUNICATIONS. (S.L. 2007-147)

S.B. 376, AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF NURSING TO ACQUIRE PROPERTY, CONDUCT EVIDENCE HEARINGS BY PANELS, SERVE SUBPOENAS ISSUED BY THE BOARD, AND ESTABLISH STANDARDS FOR APPLICANT REQUIREMENTS FOR MEDICATION AIDE TRAINING. (S.L. 2007-148)

S.B. 834, AN ACT TO CLARIFY THE DIVISION OF SERVICES FOR THE DEAF AND HARD OF HEARING COMMUNICATION SERVICES PROGRAM AND TO UPDATE THE LANGUAGE IN THE STATUTE TO CONFORM TO THE TERMINOLOGY USED IN THE AMERICANS WITH DISABILITIES ACT. (S.L. 2007-149)

H.B. 645, AN ACT CONTINUING THE STATE HISTORICAL RECORDS ADVISORY BOARD. (S.L. 2007-150)

H.B. 865, AN ACT TO REMOVE BARRIERS TO ADOPTION FOR RESIDENTS OF OTHER STATES SEEKING TO ADOPT CHILDREN IN NORTH CAROLINA UNDER THE LAWS PERTAINING TO TERMINATION OF PARENTAL RIGHTS AND ADOPTION. (S.L. 2007-151)

H.B. 866, AN ACT TO EXPAND THE REACH OF NORTH CAROLINA COURTS IN PROCEEDINGS TO TERMINATE THE PARENTAL RIGHTS OF NONRESIDENT PARENTS OF RESIDENT CHILDREN. (S.L. 2007-152)

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S.B. 1472, AN ACT TO AMEND THE DISTRIBUTION OF THE PROCEEDS OF THE SCRAP TIRE DISPOSAL TAX TO INCREASE FUNDS ALLOCATED TO COUNTIES FOR THE DISPOSAL OF SCRAP TIRES, TO INCREASE FUNDS ALLOCATED TO THE SOLID WASTE MANAGEMENT TRUST FUND, AND TO DECREASE FUNDS ALLOCATED TO THE SCRAP TIRE DISPOSAL ACCOUNT. (S.L. 2007-153)

H.B. 915, AN ACT ENCOURAGING THE PUBLIC SCHOOLS, THE COMMUNITY COLLEGE SYSTEM, AND THE UNIVERSITY OF NORTH CAROLINA TO OFFER AMERICAN SIGN LANGUAGE FOR CREDIT AS A MODERN FOREIGN LANGUAGE. (S.L. 2007-154)

S.B. 878, AN ACT MAKING EMPLOYEES AND PROSPECTIVE EMPLOYEES OF THE OFFICE OF INFORMATION TECHNOLOGY SERVICES SUBJECT TO BACKGROUND INVESTIGATIONS; EXEMPTING FROM THE PUBLIC RECORDS LAWS THE CRIMINAL HISTORIES OF AGENCY SECURITY LIAISONS AND PERSONNEL IN THE OFFICE OF STATE AUDITOR, AND MAKING CONFORMING CHANGES. (S.L. 2007-155)

S.B. 164, AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY RULES AND REGULATIONS REGARDING HOUSING INDIVIDUALS WITH MENTAL ILLNESS IN THE SAME FACILITY VICINITY AS INDIVIDUALS WITHOUT MENTAL ILLNESS, AND TO RECOMMEND STAFF TRAINING REQUIREMENTS FOR DIRECT CARE WORKERS IN ADULT CARE HOMES TO PROVIDE APPROPRIATE CARE TO RESIDENTS WITH MENTAL ILLNESS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING. (S.L. 2007-156)

S.B. 680, AN ACT TO STREAMLINE REGULATION OF TELECOMMUNICATIONS PROMOTIONS. (S.L. 2007-157)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO PROVIDE TAX INCENTIVES FOR THE CONSTRUCTION OF A RAILROAD INTERMODAL FACILITY, with a favorable report as to the committee substitute

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bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Bell, Daughtry, Langdon, and Lewis:

H.J.R. 2061, A JOINT RESOLUTION HONORING THE MEMORY OF RICHARD CLINTON FOR WHOM THE CITY OF CLINTON IS NAMED AND RECOGNIZING THE CITY ON BEING NAMED A 2007 ALL-AMERICA CITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 384 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE LAWS PERTAINING TO THE FISCAL OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 3.

Senate Committee Substitute for **H.B. 135** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE TRANSPORTER PLATES FOR MOTORCYCLE MANUFACTURERS IN NORTH CAROLINA, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 3.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

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CALENDAR

Action is taken on the following:

H.B. 942, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF OAK ISLAND TO LEVY SPECIAL ASSESSMENTS TO MEET THE COST OF THE LOCAL SHARE OF CONSTRUCTING BEACH NOURISHMENT PROJECTS PRIOR TO THE CONSTRUCTION OF THE PROJECTS.

On motion of Representative Stiller, the House concurs in the Senate amendment, by electronic vote (106-1), and the bill is ordered enrolled.

H.B. 21 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE COURT'S DISCRETION TO ALLOW COURT COSTS.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (109-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 29 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURE FOR SATELLITE-BASED MONITORING OF SEX OFFENDERS AND TO MAKE OTHER CHANGES TO THE SEX OFFENDER LAWS.

On motion of Representative Ray, the House concurs in the Senate committee substitute bill, by electronic vote (109-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 244** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE EQUITY BETWEEN THE PARTIES WITH RESPECT TO JUROR CHALLENGES IN CIVIL CASES.

On motion of Representative Faison, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (109-1), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 995**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR THE INTENTIONAL STARVATION OF AN ANIMAL.

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On motion of Representative McElraft, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Spear and without objection, **S.B. 1464** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE WILDLIFE RESOURCES MANAGEMENT LAWS BY AUTHORIZING THE WILDLIFE RESOURCES COMMISSION TO RESPOND TO DISEASE THREATS; BY ALLOWING THE TAKING OF BEAVER WITH BOW AND ARROW; BY AMENDING CERTAIN LAWS GOVERNING THE TAKING OF DEER; BY PROVIDING FOR THE SAFETY OF BOW HUNTERS DURING FIREARMS SEASON; BY PROHIBITING THE FEEDING OF ALLIGATORS; BY ALLOWING THE USE OF ELECTRONIC CALLING DEVICES FOR SNOW GEESE; AND ALLOWING THE TRACKING OF WOUNDED DEER AFTER LEGAL HUNTING HOURS, is withdrawn from the Calendar and re-referred to the Committee on Wildlife Resources.

INTRODUCTION OF PAGES

Pages for the week of July 2 are introduced to the membership. They are: Elizabeth Atkins of Wake; Annie Brooks-Fontaine of Wake; Rachel Campbell of Wake; Jasmine Clark of Wake; Josh Clark of Pitt; Matthew Clark of Wake; Will Clark of Pitt; Terry DeShazo of Durham; Mark Dunshee of Wake; Brooks Lee of Wake; Quinn Matney of Buncombe; JuJu Moiwai of Durham; Sarah Oldham of Wake; Mikie Rooney of Wake; April Russell of Alexander; Courtney Smith of Wake; and Colin Summers of Wake.

Serving as Honorary Pages for the day are the following: Wilson Moore of Cleveland; Stephen Folwell of Forsyth; and Richard Killian of Mecklenburg.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 206**, A BILL TO BE ENTITLED AN ACT TO DISTINGUISH BETWEEN SPECIAL PLATES ISSUED TO BRONZE STAR RECIPIENTS FOR MERITORIOUS SERVICE OR FOR VALOR IN COMBAT, is withdrawn from the Committee on Finance and re-referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

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On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 1118** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE UNBUNDLING OF VEHICLE LICENSE AND REGISTRATION FEES FROM RENTAL CAR RATES, is withdrawn from the Committee on Finance and pursuant to Rule 36(b) is placed on the Calendar of July 3.

On motion of Representative Owens, seconded by Representative Earle, the House adjourns at 7:28 p.m. to reconvene July 3 at 2:00 p.m.

NINETY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 3, 2007

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"You are the Gift-Giver. All that we are and all that we have is a gift from You. If we can make ourselves pause long enough to consider the blessings of life, we will discover that Your creative and free gift of grace is present with us. Just as children need to be reminded to say, 'Please,' and 'Thank you,' so too is it helpful for us to hear this same reminder and give You our thanks for the gifts of life and love. Keep us from getting so caught up in the political world that we forget from whence we came. Grant unto us, dear Lord, a renewed appreciation for the simple things in life, a kind gesture, a random act of kindness, good friends with whom we can share our journey. And, may we be always grateful to Thee for Thy steadfast presence and loving kindness. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Clary, Earle, Harrison, Johnson, Parmon, Samuelson, and Wiley for today.

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ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 21, AN ACT TO CLARIFY THE COURT'S DISCRETION TO ALLOW COURT COSTS.

H.B. 29, AN ACT TO CLARIFY THE PROCEDURE FOR SATELLITE-BASED MONITORING OF SEX OFFENDERS AND TO MAKE OTHER CHANGES TO THE SEX OFFENDER LAWS.

H.B. 244, AN ACT TO PROVIDE FOR EQUITY BETWEEN THE PARTIES WITH RESPECT TO JUROR CHALLENGES IN CIVIL CASES.

H.B. 995, AN ACT TO INCREASE THE PENALTY FOR THE MALICIOUS, INTENTIONAL STARVATION OF AN ANIMAL AND MAKE OTHER CHANGES TO THE ANIMAL CRUELTY STATUTE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 382, AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF SUNSET BEACH AND TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF DALLAS.

H.B. 942, AN ACT AUTHORIZING THE TOWN OF OAK ISLAND TO LEVY SPECIAL ASSESSMENTS TO MEET THE COST OF THE LOCAL SHARE OF CONSTRUCTING BEACH NOURISHMENT PROJECTS PRIOR TO THE CONSTRUCTION OF THE PROJECTS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 579, AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO RECEIVE BIDS ELECTRONICALLY IN ADDITION TO OR INSTEAD OF PAPER BIDS ON PUBLIC CONSTRUCTION PROJECTS. (S.L. 2007-158)

H.B. 564, AN ACT TO ALLOW THE BRUNSWICK COUNTY AND SUNSET BEACH ALCOHOLIC BEVERAGE CONTROL SYSTEMS TO

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RELOCATE CERTAIN STORES IN SUPPLY AND SUNSET BEACH WITHIN SEVEN MILES OF A MUNICIPALITY WITH EXISTING ABC STORES. (S.L. 2007-159)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 8 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE "SAFE ZONES" NEAR CHILD CARE CENTERS AND SCHOOL GROUNDS REGARDING ILLEGAL DRUG SALES FROM THREE HUNDRED FEET TO ONE THOUSAND FEET, AND TO EXPAND THE "SAFE ZONE" FOR PUBLIC PARKS TO INCLUDE ALL PUBLIC PARKS, NOT JUST THOSE WITH PLAYGROUNDS, AND TO INCREASE THE DISTANCE OF THOSE SAFE ZONES TO ONE THOUSAND FEET, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 743, A BILL TO BE ENTITLED AN ACT TO REMOVE THE TEN-YEAR TIME PERIOD ALLOWED TO LOOK BACK INTO A DRIVER'S HISTORY TO DETERMINE IF THE DEFENDANT IS A HABITUAL IMPAIRED DRIVING OFFENDER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1287 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE OFFICE OF INDIGENT DEFENSE SERVICES OF THE JUDICIAL DEPARTMENT AND LOCAL HEALTH DEPARTMENTS MAY HAVE ACCESS TO SOCIAL SECURITY INFORMATION SUBMITTED AS PART OF AN APPLICATION FOR A DRIVERS LICENSE AND KEPT ON FILE AT THE DIVISION OF MOTOR VEHICLES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 9. The Senate committee substitute bill is placed on the Unfavorable Calendar.

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By Representative Carney, Chair, for the Committee on Transportation:

S.B. 60 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO AS SOON AS PRACTICABLE DESIGNATE A TEMPORARY LOCATION FOR REGISTRATION DOCUMENT AND PLATE ACQUISITION WHEN CLOSING THE ONLY CONTRACT LICENSE PLATE AGENCY IN A COUNTY, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 9. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 103 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE, TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, TRIANGLE NATIVE AMERICAN SOCIETY, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, with a favorable report as to House Committee Substitute Bill No. 3, which changes the title, unfavorable as to House Committee Substitute Bill No. 2.

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Pursuant to Rule 36(b), House Committee Substitute Bill No. 3 is placed on the Calendar of July 9. House Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

S.B. 1359 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE OPERATOR OF A MOTORCYCLE TO PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC SIGNAL ONLY IF THE TRAFFIC SIGNAL USES AN INDUCTIVE LOOP VEHICLE SENSOR THAT ACTIVATES THE TRAFFIC SIGNAL AND THE INDUCTIVE LOOP FAILS TO DETECT THE MOTORCYCLE AND ACTIVATE THE TRAFFIC SIGNAL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 923 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED BY THE TOWN OF MINT HILL AND TO AUTHORIZE MINT HILL TO USE ALL OF THE PROCEEDS FROM THE MOTOR VEHICLE TAX ASSESSED PURSUANT TO G.S. 20-97 FOR ANY LAWFUL PURPOSE, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 9. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 986 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 9. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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H.B. 1191 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF EASTOVER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 9.

H.B. 1259, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE PASS-THROUGH ENTITY ALLOCATION PROVISIONS OF THE HISTORIC REHABILITATION TAX CREDIT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 9.

H.B. 1577 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATING TO HEARING AID DEALERS AND FITTERS AND TO AUTHORIZE THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO ADD FEES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 9.

H.B. 1785 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE CIGARETTE FIRE SAFETY BY ADOPTING A CIGARETTE FIRE-SAFETY STANDARD, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 238 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE ADDITIONAL TAX RATE ON PROPERTY COVERAGE CONTRACTS TO BE REVENUE NEUTRAL BASED ON AN EXPANSION OF THE TAX BASE ENACTED IN S.L. 2006-196, TO INCREASE THE DISTRIBUTION OF THE TAX PROCEEDS TO THE VOLUNTEER FIRE DEPARTMENT FUND, TO AMEND THE VOLUNTEER FIRE DEPARTMENT GRANT PROGRAM TO ALLOW MORE DEPARTMENTS TO QUALIFY FOR GRANTS, AND TO MODIFY THE DISTRIBUTION OF TAX PROCEEDS TO THE LOCAL FIREMEN'S RELIEF FUNDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 9.

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S.B. 442, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CASWELL COUNTY TO LEVY A ROOM OCCUPANCY TAX, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 9. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 527 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BUSINESSES THAT SELL PRODUCTS OR SERVICES TO CONSUMERS PURSUANT TO CONTRACTS THAT AUTOMATICALLY RENEW UNLESS THE CONSUMERS CANCEL THE CONTRACTS TO DISCLOSE THE RENEWAL CLAUSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 632 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW ESTABLISHING THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1432 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR A MEANINGFUL CHALLENGE TO AN ADMINISTRATIVE SUBPOENA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1482 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE REQUIREMENTS OF G.S. 163-102.6 SUBDIVISIONS LOCATED WITHIN THE EXTRATERRITORIAL PLANNING JURISDICTION OF MUNICIPALITIES HAVING A POPULATION OF AT LEAST 500,000, IN AND TO THE EXTENT THAT SUCH SUBDIVISIONS CONTAIN STREETS THAT HAVE BEEN APPROVED BY ANY SUCH MUNICIPALITY AS MEETING THE PUBLIC STREET STANDARDS OF SUCH MUNICIPALITY PRIOR TO THE EFFECTIVE DATE OF THIS ACT, AND TO EXEMPT SUCH SUBDIVISIONS FROM ANY ORDINANCE REQUIREMENT THAT SUCH PUBLIC STREETS MEET THE STANDARDS OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

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The bill is re-referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 3, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute No. 2 to **S.B. 652** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives R. Warren, Hilton, and Setzer (Primary Sponsors):

H.J.R. 2062, A JOINT RESOLUTION HONORING THE MEMORY OF JULIAN G. WHITENER, FORMER MAYOR OF THE CITY OF HICKORY, ON THE OCCASION OF HICKORY BEING NAMED A 2007 ALL-AMERICA CITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 135** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE TRANSPORTER PLATES FOR MOTORCYCLE MANUFACTURERS IN NORTH CAROLINA.

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On motion of Representative Moore, the House does not concur in the material Senate committee substitute bill, by the following vote, and conferees are requested.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Cleveland, Coates, Cole, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Insko, Jeffus, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 109.

Voting in the negative: Representatives Haire and Hurley - 2.

Excused absences: Representatives Clary, Earle, Harrison, Johnson, Parmon, Samuelson, and Wiley - 7.

Representatives Haire and Hurley state that their voting equipment malfunctioned and they request to change their votes from "no" to "aye". These requests are granted. The adjusted vote total is (111-0).

The Speaker appoints Representatives Moore, Clary, England, and Cole as conferees on the part of the House and the Senate is so notified by Special Message.

H.B. 384 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE LAWS PERTAINING TO THE FISCAL OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM.

Pursuant to Rule 24.1A, Representative Gillespie requests that he be excused from voting on this bill because he is a current trustee member. Pursuant to Rule 24.1A, Representative England requests that he be excused from voting on this bill. These requests are granted.

On motion of Representative Tolson, the House does not concur in the Senate amendment, by electronic vote (108-1), and the Senate is so notified by Special Message.

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Representative Current requests to change his vote from "no" to "aye". Representative Glazier requests to be recorded as voting "aye". These requests are granted. The adjusted vote total is (110-0).

S.B. 426 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWNS OF AYDEN, CORNELIUS, DAVIDSON, HUNTERSVILLE, AND SPRING LAKE AND THE CITIES OF EDEN, GREENSBORO, HIGH POINT, AND REIDSVILLE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 427 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF AYDEN AND BURGAW TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 1030 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP A FRAMEWORK FOR A REACHING ONE'S POTENTIAL FOR EXCELLENCE (ROPE) SCHOLARS PROGRAM.

On motion of Representative England and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of July 10.

S.B. 1118 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE UNBUNDLING OF VEHICLE LICENSE AND REGISTRATION FEES FROM RENTAL CAR RATES.

Representative Dickson offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 1928, A JOINT RESOLUTION SUPPORTING ENACTMENT OF THE PASSENGER RAIL INVESTMENT AND IMPROVEMENT ACT OF 2007 (SENATE BILL 294) AND OTHER PUBLIC PRIVATE INVESTMENTS IN RAIL INFRASTRUCTURE TO BE CONSIDERED BY THE CONGRESS OF THE UNITED STATES, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

H.J.R. 2059, A JOINT RESOLUTION HONORING THE TOWN OF BRIDGETON ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, with a favorable report as to the committee substitute resolution, which changes the title, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of July 9. The original resolution is placed on the Unfavorable Calendar.

H.J.R. 2061, A JOINT RESOLUTION HONORING THE MEMORY OF RICHARD CLINTON FOR WHOM THE CITY OF CLINTON IS NAMED AND RECOGNIZING THE CITY ON BEING NAMED A 2007 ALL-AMERICA CITY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of July 9.

On motion of Representative Owens, seconded by Representative Insko, the House adjourns at 2:37 p.m. to reconvene July 5 at 2:00 p.m.

NINETY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 5, 2007

July 5, 2007

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by Representative Holliman.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"We celebrate and give thanks to You for our beloved country. As we celebrate our Nation's birthday, we believe that our quest for individual liberty and the pursuit of happiness is Your sincere desire for all peoples of the earth. We are thankful that we have the opportunity to live in a land where freedom is met with responsibility and happiness is an attainable goal for her people. In the midst of the fireworks and evening cookouts, we are mindful of the supreme sacrifices that have been made to keep our country free. Continue to inspire the men and women in positions of leadership within our country and our State, dear Lord, and keep them acutely aware of their sacred responsibilities in governing Your people and their lives. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Speaker Hackney; Representatives Harrison and Stam for today.

Pursuant to Rule 54, the Chair grants a leave of absence to the Principal Clerk, Denise G. Weeks.

On motion of Representative Owens, seconded by Representative Luebke, the House adjourns at 2:03 p.m. to reconvene Monday, July 9, 2007, at 7:00 p.m.

NINETY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 9, 2007

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

July 9, 2007

"Almighty God:

"As we gather once again in this place to begin our week together, we are grateful that You meet us right where we are. Regardless of what we may be going through in our lives, You promise to be a very present help for this day, at this time and in this hour. We are so very thankful that You do not leave us alone but make Your presence known to us. So, we implore You, O Lord, to open up the windows of heaven and shower us with Your blessings that we may collectively seek and do Your will. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Almond, Boylan, Farmer-Butterfield, Hilton, Holmes, Parmon, Tillis, Womble, and Wright for today. Representative Walend is excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 1468, A BILL TO BE ENTITLED AN ACT TO PROMOTE INNOVATIVE STORMWATER MANAGEMENT AND WATER QUALITY PROTECTION EFFORTS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative England, Acting Chair, for the Committee on Health:

S.B. 1466 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES RELATING TO HEALTH AND SAFETY TO THE MIGRANT HOUSING ACT OF NORTH CAROLINA AND TO DIRECT THE NORTH CAROLINA HOUSING FINANCE AGENCY TO STUDY THE DEVELOPMENT OF A LOW-INTEREST

July 9, 2007

LOAN PROGRAM FOR AGRICULTURAL EMPLOYERS, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 1327 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD AN EXCEPTION TO THE CIRCUMSTANCES UNDER WHICH A SURETY ON A BAIL BOND IS NOT REQUIRED TO RETURN THE PREMIUM ON THE BOND UNDER THE LAWS REGULATING BAIL BONDSMEN AND RUNNERS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 1583, A BILL TO BE ENTITLED AN ACT TO RESTORE CONTRACT RIGHTS TO STATE AND LOCAL ENTITIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 1058 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE FRAUDULENT OBTAINING, SELLING, OR SOLICITING OF TELEPHONE RECORDS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

July 9, 2007

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 3, 2007

Mr. Speaker:

Pursuant to the message from the Senate on July 3, 2007, informing the House of Representatives that the Senate fails to concur in the House Committee Substitute No. 2 to **S.B. 652** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES, it is ordered that a message be sent your Honorable Body with the information that the Senate requests conferees. The President *Pro Tempore* appoints:

Senator Purcell, Chair
Senator Berger of Rockingham
Senator Graham

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representative Goodwin, Chair; Representatives Cole and Stiller as conferees on the part of the House and the Senate is so notified by Special Message.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 27 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A FILM AND PHOTOGRAPHIC PRINT PROCESSOR OR A COMPUTER TECHNICIAN WHO, IN THE PERSON'S SCOPE OF EMPLOYMENT, OBSERVES AN IMAGE OF A MINOR OR A PERSON WHO REASONABLY APPEARS TO BE A MINOR

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ENGAGING IN SEXUAL ACTIVITY MUST REPORT THE NAME OF THE PERSON REQUESTING THE PROCESSING OF THE FILM OR PHOTOGRAPHS OR IN POSSESSION OF THE COMPUTER TO THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN OR TO THE APPROPRIATE LOCAL LAW ENFORCEMENT OFFICER, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

H.B. 257 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE SALES TAX DEFINITIONS TO COMPLY WITH THE STREAMLINED SALES TAX AGREEMENT AND TO MAKE OTHER SALES TAX CHANGES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 10.

H.B. 676 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM ANNUAL PENSION BENEFIT PAYABLE THROUGH THE REGISTER OF DEEDS' SUPPLEMENTAL PENSION FUND AND TO MAKE OTHER ADJUSTMENTS TO THE FUND, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 10.

H.B. 833, A BILL TO BE ENTITLED AN ACT TO RENAME THE FIREMEN'S RELIEF FUND THE FIREFIGHTERS' RELIEF FUND IN RECOGNITION OF THE NUMEROUS FEMALE FIREFIGHTERS WHO SERVE, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 10.

Senate Committee Substitute for **H.B. 956** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 10.

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Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 973** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE EQUITY IN HEALTH INSURANCE COVERAGE FOR MENTAL ILLNESS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1338** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ELECTRICAL CONTRACTORS BOARD TO RAISE THE PROJECT VALUE LIMITS FOR LICENSE CLASSIFICATIONS UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 10.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1369**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE PRESERVATION OF PRESCRIPTION DRUG ORDERS BY PHARMACIES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 10.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 10.

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Upon concurrence the Senate committee substitute bill changes the title.

S.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MCDOWELL COUNTY TO LEVY AN ADDITIONAL TWO PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, is read the first time and referred to the Committee on Finance.

S.B. 242 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR ADMINISTRATIVE AND JUDICIAL REVIEW OF DISPUTED TAX MATTERS AND TO LIMIT A CORPORATION'S ABILITY TO USE REAL ESTATE INVESTMENT TRUSTS TO AVOID STATE TAXES, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

S.B. 1527 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS RELATING TO LICENSING OF INSURANCE PRODUCERS AND BAIL BONDSMEN; TO MAKE CHANGES IN THE FEE STRUCTURES FOR AGENTS AND ADJUSTERS; TO AUTHORIZE THE OUTSOURCING OF CERTAIN FUNCTIONS RELATING TO THE ADMINISTRATION OF CONTINUING EDUCATION AND ADMINISTRATIVE PROGRAMS; AND TO MAKE OTHER SUBSTANTIVE CHANGES, is read the first time and referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 881, AN ACT TO DEFINE THE RESIDENCY REQUIREMENTS FOR LICENSURE UNDER THE LAWS PERTAINING TO BAIL BONDSMEN AND RUNNERS AND TO MAKE OTHER STYLISTIC CHANGES.

S.B. 1086, AN ACT TO PROTECT CHILDREN IN THE PUBLIC SCHOOLS FROM EXPOSURE TO TOBACCO BY REQUIRING LOCAL BOARDS OF EDUCATION TO ADOPT WRITTEN POLICIES PROHIBITING THE USE OF TOBACCO PRODUCTS IN SCHOOL BUILDINGS, IN SCHOOL FACILITIES, ON SCHOOL CAMPUSES, OR AT SCHOOL-RELATED OR SCHOOL-SPONSORED EVENTS, AND IN OR ON OTHER SCHOOL PROPERTY.

July 9, 2007

H.B. 401, AN ACT TO AUTHORIZE COUNTY WATER AND SEWER DISTRICTS TO ENGAGE IN INSTALLMENT PURCHASE FINANCING.

H.B. 642, AN ACT AMENDING THE LAW RELATING TO COMMUNITY COLLEGE PERFORMANCE STANDARDS.

H.B. 680, AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT AND TO REVISE SERVICE REQUIREMENTS TO CONFORM WITH RULE 4 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE.

H.B. 1086, AN ACT AUTHORIZING CUSTOMER USAGE TRACKING RATE ADJUSTMENT MECHANISMS FOR NATURAL GAS LOCAL DISTRIBUTION COMPANY RATES.

H.B. 1132, AN ACT TO AUTHORIZE THE PAYMENT OF A PER DIEM TO PUBLIC HEALTH AUTHORITY BOARDS AND TO AUTHORIZE PUBLIC HEALTH AUTHORITY BOARDS TO ENTER INTO INSTALLMENT CONTRACTS.

H.B. 1359, AN ACT TO PROVIDE VETERINARIANS WITH IMMUNITY FROM LIABILITY FOR REPORTING ANIMAL CRUELTY.

H.B. 1414, AN ACT TO REVISE THE LAW PROVIDING FOR CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM FOR MEMBERS WHO SERVED IN THE UNIFORMED SERVICES.

H.B. 1640, AN ACT TO REPEAL THE PROHIBITION ON THE USE OF MULTICOLOR PROCESS FOR PUBLICATIONS PUBLISHED AT STATE EXPENSE.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 427, AN ACT AUTHORIZING THE TOWNS OF AYDEN AND BURGAW TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

July 9, 2007

S.B. 382, AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF SUNSET BEACH AND TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF DALLAS. (S.L. 2007-160)

H.B. 942, AN ACT AUTHORIZING THE TOWN OF OAK ISLAND TO LEVY SPECIAL ASSESSMENTS TO MEET THE COST OF THE LOCAL SHARE OF CONSTRUCTING BEACH NOURISHMENT PROJECTS PRIOR TO THE CONSTRUCTION OF THE PROJECTS. (S.L. 2007-161)

S.B. 930, AN ACT TO REVISE THE LAW GRANTING AUTHORITY TO PRIVATE CORRECTIONAL OFFICERS EMPLOYED PURSUANT TO A CONTRACT WITH THE FEDERAL BUREAU OF PRISONS. (S.L. 2007-162)

H.B. 817, AN ACT TO ENACT THE NORTH CAROLINA RESIDENTIAL MORTGAGE FRAUD ACT. (S.L. 2007-163)

S.B. 830, AN ACT TO DEVELOP PERFORMANCE STANDARDS FOR THE DEPARTMENT OF TRANSPORTATION AND TO MODIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS. (S.L. 2007-164)

S.B. 1290, AN ACT TO ALLOW EARLIER CONDITIONAL RESTORATION OF A DRIVERS LICENSE IN CERTAIN CIRCUMSTANCES, AND TO PROVIDE FOR THE USE OF CONTINUOUS ALCOHOL MONITORING SYSTEMS TO BE USED TO MONITOR INDIVIDUALS WHO HAVE BEEN SENTENCED FOR DWI CONVICTIONS OR AS NECESSARY BY THE COURTS TO ENSURE COMPLIANCE WITH CONDITIONS OF RELEASE, PROBATION, OR PAROLE. (S.L. 2007-165)

H.B. 583, AN ACT TO MODIFY THE REQUIREMENTS FOR PARTICIPATION IN A COMMUNITY COLLEGE LATERAL ENTRY PROGRAM. (S.L. 2007-166)

H.B. 824, AN ACT TO AMEND THE GENDER EQUITY REPORTING STATUTE. (S.L. 2007-167)

H.B. 1479, AN ACT TO PROVIDE PROCEDURES AND SANCTIONS TO ADDRESS CONTEMPT BY JUVENILES. (S.L. 2007-168)

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S.B. 487, AN ACT TO EXTEND THE REPORTING DEADLINE FOR THE STATE AND LOCAL FISCAL MODERNIZATION STUDY COMMISSION, AND TO TEMPORARILY PROVIDE FOR THE MEMBERSHIP OF THE BOARD OF AWARDS. (S.L. 2007-169)

S.B. 1055, AN ACT TO REQUIRE REBATES TO BE MAILED TO CONSUMERS WITHIN A CERTAIN TIME FRAME AND TO REQUIRE THE DISCLOSURE OF THE TERMS OF THE REBATE OFFERS. (S.L. 2007-170)

H.B. 590, AN ACT TO LIMIT THE LIABILITY OF ANIMAL EXHIBITIONS AT AGRICULTURAL FAIRS. (S.L. 2007-171)

S.B. 17, AN ACT TO AMEND THE PRETRIAL RELEASE REQUIREMENTS FOR SEX OFFENDERS. (S.L. 2007-172)

H.B. 150, AN ACT FOR MODIFYING THE SCHOOL ADMISSION REQUIREMENTS TO ENSURE THAT EVERY CHILD IS READY TO ENTER KINDERGARTEN AND THEREBY REDUCE STUDENT DROPOUT RATES IN LATER GRADES. (S.L. 2007-173)

H.B. 1449, AN ACT TO PROVIDE FOR FOUR-YEAR TERMS FOR THE MEMBERS OF THE NORTH CAROLINA PROFESSIONAL TEACHING STANDARDS COMMISSION. (S.L. 2007-174)

H.B. 1634, AN ACT TO ESTABLISH CUSTODY, VISITATION, EXPEDITED HEARING, AND ELECTRONIC COMMUNICATIONS PROCEDURES WHEN A PARENT RECEIVES MILITARY TEMPORARY DUTY, DEPLOYMENT, OR MOBILIZATION ORDERS. (S.L. 2007-175)

H.B. 313, AN ACT TO REQUIRE THAT SETTLEMENT AGENTS INCLUDE THE IDENTITY OF THE LOAN ORIGINATOR ON THE DEED OF TRUST, AND THAT LENDERS INCLUDE INFORMATION REGARDING THE LOAN ORIGINATION IN THE LOAN CLOSING INSTRUCTIONS. (S.L. 2007-176)

H.B. 625, AN ACT TO RENAME MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FACILITIES AND TO MAKE OTHER CONFORMING AND STATUTORY CHANGES. (S.L. 2007-177)

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H.B. 1354, AN ACT TO CREATE A MOTOR VEHICLE CHOP SHOP LAW REGARDING THE RECEIVING, POSSESSION, AND DISTRIBUTION OF STOLEN OR ALTERED MOTOR VEHICLES AND MOTOR VEHICLE PARTS. (S.L. 2007-178)

S.B. 659, AN ACT TO PROVIDE THAT ELECTED OFFICIALS WHO ARE MEMBERS OF THE LEGISLATIVE RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, OR THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM SHALL FORFEIT THEIR PENSIONS UPON CONVICTION OF A STATE OR FEDERAL OFFENSE INVOLVING PUBLIC CORRUPTION OR A FELONY VIOLATION OF ELECTION LAWS. (S.L. 2007-179)

S.B. 1424, AN ACT TO ALLOW EARTHDOG TRIALS. (S.L. 2007-180)

S.B. 21, AN ACT TO CLARIFY THAT THE STATUTE PROHIBITING DOG FIGHTING AND BAITING DOES NOT APPLY TO THE USE OF HERDING DOGS WORKING WITH DOMESTICATED LIVESTOCK. (S.L. 2007-181)

H.B. 720, AN ACT TO CHANGE THE NAME OF THE DIVISION OF FACILITY SERVICES AND THE COMMISSION FOR HEALTH SERVICES TO BETTER REFLECT THE FUNCTIONS AND DUTIES PERFORMED BY THE DIVISION AND THE COMMISSION. (S.L. 2007-182)

H.B. 786, AN ACT TO ENSURE DISTRICT ATTORNEYS RECEIVE ALL NECESSARY INFORMATION FROM LAW ENFORCEMENT AGENCIES AS RECOMMENDED BY THE HOUSE INTERIM STUDY COMMITTEE ON CAPITAL PUNISHMENT. (S.L. 2007-183)

H.B. 765, AN ACT TO UPDATE THE LAW REGARDING TESTAMENTARY ADDITIONS TO TRUSTS, AND TO CODIFY THE DOCTRINES OF INCORPORATION BY REFERENCE AND ACTS OF INDEPENDENT SIGNIFICANCE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 2007-184)

H.B. 1370, AN ACT TO CLARIFY THAT THE HIGH-UNIT-COST THRESHOLD DOES NOT APPLY TO PLANNING GRANTS AND TECHNICAL ASSISTANCE GRANTS MADE BY THE CLEAN WATER MANAGEMENT TRUST FUND FOR WASTEWATER COLLECTION SYSTEMS AND WASTEWATER TREATMENT WORKS. (S.L. 2007-185)

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H.B. 1464, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT RULES PROVIDING FOR EXCUSED ABSENCES FROM SCHOOL FOR LEGISLATIVE AND GOVERNOR'S PAGES. (S.L. 2007-186)

S.B. 583, AN ACT TO MAKE CLARIFYING AND OTHER CHANGES IN THE PUBLIC HEALTH LAW RELATED TO THE MEDICAL EXAMINER SYSTEM, INJURY CONTROL EFFORTS, TIMELINESS OF REPORTS BY SCHOOLS REGARDING IMMUNIZATIONS, AND THE CREATION, EXTENSION, AND DISSOLUTION OF SANITARY DISTRICTS. (S.L. 2007-187)

H.B. 554, AN ACT TO INCREASE THE CRIMINAL PENALTY FOR ASSAULT ON A PATIENT IN A HEALTH CARE FACILITY OR RESIDENT OF A RESIDENTIAL CARE FACILITY WHEN THE CONDUCT EVINCES A PATTERN OF BEHAVIOR, IS WILLFUL OR CULPABLY NEGLIGENT, AND CAUSES BODILY INJURY TO THE PATIENT OR RESIDENT. (S.L. 2007-188)

H.B. 584, AN ACT MAKING EMPLOYEES AND PROSPECTIVE EMPLOYEES OF THE OFFICE OF INFORMATION TECHNOLOGY SERVICES SUBJECT TO BACKGROUND INVESTIGATIONS; EXEMPTING FROM THE PUBLIC RECORDS LAWS THE CRIMINAL HISTORIES OF AGENCY SECURITY LIAISONS AND PERSONNEL IN THE OFFICE OF STATE AUDITOR, AND MAKING CONFORMING CHANGES, AND TO CHANGE THE MEMBERSHIP OF THE INFORMATION TECHNOLOGY ADVISORY BOARD. (S.L. 2007-189)

H.B. 47, AN ACT TO CREATE A FELONY OFFENSE FOR PERSONS WHO KNOWINGLY VIOLATE A DOMESTIC VIOLENCE PROTECTIVE ORDER WHILE ARMED WITH A DEADLY WEAPON AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE. (S.L. 2007-190)

S.B. 812, AN ACT TO DIRECT THE CHILD FATALITY TASK FORCE TO STUDY ISSUES RELATING TO REQUIRING THE INSTALLATION AND USE OF PASSENGER SAFETY RESTRAINT SYSTEMS ON SCHOOL BUSES. (S.L. 2007-191)

H.B. 550, AN ACT TO MODIFY THE LAW PERTAINING TO THE CONFIDENTIALITY OF SCHOOL PERSONNEL FILES. (S.L. 2007-192)

H.B. 24, AN ACT TO PROTECT THE PUBLIC FROM THE HEALTH RISKS OF SECONDHAND SMOKE BY PROHIBITING

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SMOKING IN BUILDINGS OWNED, LEASED, OR OCCUPIED BY STATE GOVERNMENT; AND TO AUTHORIZE LOCAL GOVERNMENTS TO REGULATE SMOKING IN BUILDINGS AND TRANSPORTATION VEHICLES OWNED, LEASED, OR OCCUPIED BY LOCAL GOVERNMENT AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE. (S.L. 2007-193)

S.B. 738, AN ACT TO EXEMPT FOR-HIRE VEHICLES USED FOR CERTAIN AGRICULTURAL PURPOSES FROM THE VEHICLE REGISTRATION REQUIREMENTS, TO INCREASE THE ALLOWED LENGTH OF TRUCKS THAT TRANSPORT COTTON, AND TO CLARIFY THAT FARM EQUIPMENT INCLUDES TRUCKS THAT TRANSPORT COTTON. (S.L. 2007-194)

H.B. 847, AN ACT CLARIFYING THAT EMPLOYEES OF THE NORTH CAROLINA COOPERATIVE EXTENSION SERVICE ARE EXEMPT FROM THE STATE PERSONNEL ACT. (S.L. 2007-195)

H.B. 1347, AN ACT TO MAKE IT A CRIMINAL OFFENSE TO MAKE A FALSE REPORT CONCERNING A THREAT OF MASS VIOLENCE ON EDUCATIONAL PROPERTY. (S.L. 2007-196)

H.B. 581, AN ACT TO MODIFY THE LAW REGARDING MEETINGS OF COMMUNITY COLLEGE TRUSTEES. (S.L. 2007-197)

H.B. 701, AN ACT TO EXEMPT LICENSEES WHO ARE IN ACTIVE PRACTICE AS COSMETOLOGISTS AND HAVE TWENTY CONSECUTIVE YEARS OF EXPERIENCE FROM CONTINUING EDUCATION REQUIREMENTS. (S.L. 2007-198)

H.B. 1482, AN ACT AMENDING CERTAIN DEFINITIONS UNDER THE LAWS PERTAINING TO CIVIL NO-CONTACT ORDERS. (S.L. 2007-199)

H.B. 1487, AN ACT TO CLARIFY ACTIVE MEMBERSHIP IN THE STATE BAR AND ALLOW INACTIVE LAWYERS TO PROVIDE PRO BONO LEGAL SERVICES, TO MODIFY THE NUMBER OF MEMBERS ON THE STATE BAR COUNCIL TO EQUAL THE NUMBER OF JUDICIAL DISTRICTS PLUS SIXTEEN, TO ALLOW LAW STUDENTS TO ACT AS LEGAL INTERNS FOR GOVERNMENT AGENCIES AND OUT-OF-STATE LAWYERS TO PROVIDE PRO BONO LEGAL SERVICES, AND TO REQUIRE THAT AN OUT-OF-STATE LAWYER FILE A REGISTRATION STATEMENT WITH THE STATE BAR. (S.L. 2007-200)

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S.B. 167, AN ACT TO MAKE THE LEGISLATIVE INTERN PROGRAM AVAILABLE TO STUDENTS ENROLLED IN COMMUNITY COLLEGES THAT OFFER COLLEGE TRANSFER PROGRAMS AS WELL AS TO STUDENTS ENROLLED IN FOUR YEAR COLLEGES AND UNIVERSITIES. (S.L. 2007-201)

CONFEREES APPOINTED

The Speaker appoints the following conferees on **H.B. 384** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE LAWS PERTAINING TO THE FISCAL OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM: Representative Tolson, Chair; Representatives Wilkins, Wray, and Johnson.

The Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

Without objection, **H.J.R. 2059** (Committee Substitute), A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF BRIDGETON ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is moved up in the order of business.

The resolution passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

Without objection, **H.J.R. 2061**, A JOINT RESOLUTION HONORING THE MEMORY OF RICHARD CLINTON FOR WHOM THE CITY OF CLINTON IS NAMED AND RECOGNIZING THE CITY ON BEING NAMED A 2007 ALL-AMERICA CITY, is moved up in the order of business.

July 9, 2007

The resolution passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 923 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM MOTOR VEHICLE TAX THAT CAN BE LEVIED BY THE TOWN OF MINT HILL AND TO PROVIDE THAT THE PROCEEDS OF THE ADDITIONAL TAX MAY BE USED ONLY FOR TRANSPORTATION PURPOSES.

On motion of Representative Gulley and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

H.B. 1191 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF EASTOVER, passes its second reading, by the following three-fifths majority vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Almond, Boylan, Farmer-Butterfield, Hilton, Holmes, Parmon, Tillis, Walend, Womble, and Wright - 10.

S.B. 442 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CASWELL COUNTY AND THE TOWN OF YANCEYVILLE TO LEVY A ROOM OCCUPANCY TAX, passes its second reading, by the following vote, and remains on the Calendar.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brisson, Bryant, Carney, Church, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Fisher, Frye, Gibson, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McLawhorn, Michaux, Mobley, Neumann, Owens, Pierce, Rapp, Ray, Ross, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Wray, and Yongue - 87.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Brown, Brubaker, Clary, Cleveland, Daughtridge, Dollar, Folwell, Gillespie, Gulley, Holloway, Killian, McGee, Moore, Pate, Samuelson, Setzer, and Wiley - 21.

Excused absences: Representatives Almond, Boylan, Farmer-Butterfield, Hilton, Holmes, Parmon, Tillis, Walend, Womble, and Wright - 10.

H.B. 986 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION, passes its second reading, by the following three-fifths majority vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, England, Faison, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 104.

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Voting in the negative: Representatives Blust, Hurley, and Neumann - 3.

Excused absences: Representatives Almond, Boylan, Farmer-Butterfield, Hilton, Holmes, Parmon, Tillis, Walend, Womble, and Wright - 10.

H.B. 1259, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE PASS-THROUGH ENTITY ALLOCATION PROVISIONS OF THE HISTORIC REHABILITATION TAX CREDIT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Almond, Boylan, Farmer-Butterfield, Hilton, Holmes, Parmon, Tillis, Walend, Womble, and Wright - 10.

H.B. 1577 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATING TO HEARING AID DEALERS AND FITTERS AND TO AUTHORIZE THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO ADD FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway,

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Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 108.

Voting in the negative: Representative Blackwood.

Excused absences: Representatives Almond, Boylan, Farmer-Butterfield, Hilton, Holmes, Parmon, Tillis, Walend, Womble, and Wright - 10.

S.B. 103 (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS.

On motion of Representative Alexander and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of July 10.

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S.B. 238 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE ADDITIONAL TAX RATE ON PROPERTY COVERAGE CONTRACTS TO BE REVENUE NEUTRAL BASED ON AN EXPANSION OF THE TAX BASE ENACTED IN S.L. 2006-196, TO INCREASE THE DISTRIBUTION OF THE TAX PROCEEDS TO THE VOLUNTEER FIRE DEPARTMENT FUND, TO AMEND THE VOLUNTEER FIRE DEPARTMENT GRANT PROGRAM TO ALLOW MORE DEPARTMENTS TO QUALIFY FOR GRANTS, AND TO MODIFY THE DISTRIBUTION OF TAX PROCEEDS TO THE LOCAL FIREMEN'S RELIEF FUNDS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Almond, Boylan, Farmer-Butterfield, Hilton, Holmes, Parmon, Tillis, Walend, Womble, and Wright - 10.

S.B. 60 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO AS SOON AS PRACTICABLE DESIGNATE A TEMPORARY LOCATION FOR REGISTRATION DOCUMENT AND PLATE ACQUISITION WHEN CLOSING THE ONLY CONTRACT LICENSE PLATE AGENCY IN A COUNTY, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2.

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S.B. 1287 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE OFFICE OF INDIGENT DEFENSE SERVICES OF THE JUDICIAL DEPARTMENT MAY HAVE ACCESS TO SOCIAL SECURITY INFORMATION SUBMITTED AS PART OF AN APPLICATION FOR A DRIVERS LICENSE AND KEPT ON FILE AT THE DIVISION OF MOTOR VEHICLES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

INTRODUCTION OF PAGES

Pages for the week of July 9 are introduced to the membership. They are: Jessica Bodford of Wake; Jon Carpenter of Guilford; Sydney Clark of Wake; Jessica Fisher of Forsyth; Robert Freeman of Cabarrus; Adam Henry of Gaston; Maggie Holmes of Wake; David Houck of Wake; Torie Lucas of Rowan; Jared Matthews of Harnett; Colin McGuire of Jackson; Jasmine Mobley of Wake; Will Moss of Henderson; Kara Mountcastle of Durham; Nick Newton of Burke; Matthew O'Neill of Forsyth; Alexcia Pegues of Catawba; Britney Powers of Gulford; Caitlin Reschly of Brunswick; Jonathan Robinson of Henderson; Ryan Simmons of Catawba; Josh Turner of Lenoir; Ayauna Watkins of Nash; and Amandolin Webb of Stanly.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 649**, A BILL TO BE ENTITLED AN ACT TO REPEAL EXEMPTIONS FROM A LOCAL ACT LIMITING HEIGHT OF BUILDINGS IN THE CITY OF HENDERSONVILLE, is withdrawn from the Committee on Local Government I and re-referred to the Committee on Local Government II.

On motion of Representative Owens, seconded by Representative Carney, the House adjourns at 8:24 p.m. to reconvene July 10 at 3:00 p.m.

NINETY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 10, 2007

July 10, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"As we labor in the vineyard from the dawn 'til setting sun,
Help us run the race before us for much work must still be done.

"Come, inspire us by Thy power, and illuminate our way.
Grant us wisdom, patience and courage for the facing of each day.

"As divine blessings shower from heaven, in our hearts Lord, please do fill
With Your grace outpoured upon us, may we truly seek to do Thy will.
Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brisson, E. Warren, and Womble for today. Representatives Brubaker, Cole, Insko, Ross, and Wright are excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 1118, AN ACT TO ALLOW THE UNBUNDLING OF VEHICLE LICENSE AND REGISTRATION FEES FROM RENTAL CAR RATES.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 226, AN ACT TO AUTHORIZE SCOTLAND COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.

H.B. 279, AN ACT TO ALLOW THE TOWN OF NORTH TOPSAIL BEACH TO ADOPT ORDINANCES REGULATING GOLF CARTS AND UTILITY VEHICLES.

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H.B. 513, AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DETERMINE WHETHER THE COMPETITIVE PROPOSAL METHOD IS APPROPRIATE FOR PUBLIC TRANSIT PURCHASES AND PROVIDING THAT THE CITY MAY LET CONTRACTS FOR THE ACQUISITION OR MAINTENANCE OF TRANSIT EQUIPMENT OR FACILITIES IN THE MANNER PRESCRIBED BY THE FEDERAL GOVERNMENT WHEN THE PROJECT IS FUNDED IN WHOLE OR IN PART WITH FEDERAL FUNDS.

H.B. 1103, AN ACT TO ALLOW CURRITUCK COUNTY TO REDEFINE ITS RESIDENCY DISTRICTS IN 2007 AFTER PUBLIC INPUT.

H.B. 1120, AN ACT REPEALING THE LOCAL MODIFICATION RELATING TO THE DEFINITION OF SUBDIVISION IN PASQUOTANK COUNTY.

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 2059, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF BRIDGETON ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY. (RESOLUTION 2007-53)

H.J.R. 2061, A JOINT RESOLUTION HONORING THE MEMORY OF RICHARD CLINTON FOR WHOM THE CITY OF CLINTON IS NAMED AND RECOGNIZING THE CITY ON BEING NAMED A 2007 ALL-AMERICA CITY. (RESOLUTION 2007-54)

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 427, AN ACT AUTHORIZING THE TOWNS OF AYDEN AND BURGAW TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS. (S.L. 2007-202)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

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By Representatives Bell and Lucas, Chairs, for the Committee on Education:

S.B. 753 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF OCTOBER AS DISABILITY HISTORY AND AWARENESS MONTH AND REQUIRING LOCAL BOARDS OF EDUCATION TO PROVIDE INSTRUCTION ON DISABILITY HISTORY AND AWARENESS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

S.B. 884, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION AGAINST CERTAIN SPOUSES OF MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MEMBERS OF THE BOARD OF TRUSTEES OF A CONSTITUENT INSTITUTION, OR MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES FROM BEING EMPLOYEES OR OFFICERS OF THE STATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

S.B. 1110 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CALCULATION OF THE DROPOUT RATE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 11. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1479 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 11. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 9, A BILL TO BE ENTITLED AN ACT TO CHANGE THE SCHOOL CAPITAL CONSTRUCTION FORMULA IN THE STATE LOTTERY ACT TO PROVIDE FOR DISTRIBUTION OF ALL THE

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FUNDS BASED ON AVERAGE DAILY MEMBERSHIP, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 11. The original bill is placed on the Unfavorable Calendar.

H.B. 487, A BILL TO BE ENTITLED AN ACT TO EXEMPT BALER TWINE FROM THE SALES AND USE TAX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

H.B. 1217, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF NAVASSA TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 226 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILMINGTON TO USE CIVILIAN TRAFFIC INVESTIGATORS TO INVESTIGATE PROPERTY DAMAGE CRASHES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

S.B. 227 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF WILMINGTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S PUBLIC NUISANCE ORDINANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

S.B. 514 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT BUSINESSES THAT SUPPLY PERISHABLE PRODUCTS FROM MISREPRESENTING THE GEOGRAPHICAL LOCATIONS OF THEIR BUSINESSES IN TELEPHONE DIRECTORIES, DIRECTORY ASSISTANCE DATABASES, ON THE INTERNET, AND IN PRINT ADVERTISEMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

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S.B. 1350 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FAIR COMPENSATION BE PAID TO FRANCHISED MOTOR VEHICLE DEALERS TERMINATED AS A RESULT OF INDUSTRY REORGANIZATION, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 3 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, (6) PROVIDE AN INCOME TAX CREDIT FOR BUILDERS OF ENERGY-EFFICIENT HOMES, AND (7) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY, is read the first time and referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Mobley, Cunningham, Coleman, and Luebke (Primary Sponsors); Adams, Alexander, Avila, Dollar, Hall, McLawhorn, Pate, Pierce, Weiss, and Wright.

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H.J.R. 2063, A JOINT RESOLUTION HONORING THE TUSKEGEE AIRMEN AND EXPRESSING APPRECIATION FOR THEIR SERVICE DURING WORLD WAR II, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.B. 257 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE SALES TAX DEFINITIONS TO COMPLY WITH THE STREAMLINED SALES TAX AGREEMENT AND TO MAKE OTHER SALES TAX CHANGES.

On motion of Representative Hill, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 676 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM ANNUAL PENSION BENEFIT PAYABLE THROUGH THE REGISTER OF DEEDS' SUPPLEMENTAL PENSION FUND AND TO MAKE OTHER ADJUSTMENTS TO THE FUND.

On motion of Representative Weiss, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 833, A BILL TO BE ENTITLED AN ACT TO RENAME THE FIREMEN'S RELIEF FUND THE FIREFIGHTERS' RELIEF FUND IN RECOGNITION OF THE NUMEROUS FEMALE FIREFIGHTERS WHO SERVE.

On motion of Representative Hall, the House concurs in the Senate amendment, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 956** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS.

On motion of Representative Yongue, the House does not concur in the Senate committee substitute bill, by electronic vote (112-1), and conferees are requested.

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Senate Committee Substitute for **H.B. 1338** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE ELECTRICAL CONTRACTORS BOARD TO RAISE THE PROJECT VALUE LIMITS FOR LICENSE CLASSIFICATIONS UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS.

On motion of Representative T. Harrell, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (114-1), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 1369**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE PRESERVATION OF PRESCRIPTION DRUG ORDERS BY PHARMACIES.

On motion of Representative Allen, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 1415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE.

On motion of Representative Martin, the House does not concur in the Senate committee substitute bill, by electronic vote (115-0), and conferees are requested.

The Senate is so notified by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Alexander and without objection, **S.B. 103** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE

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ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, is withdrawn from the Calendar and placed on the Calendar of July 16.

CALENDAR (continued)

H.B. 1191 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF EASTOVER, passes its third reading, by the following three-fifths majority vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Brisson, E. Warren, Womble, and Wright - 4.

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S.B. 442 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CASWELL COUNTY AND THE TOWN OF YANCEYVILLE TO LEVY A ROOM OCCUPANCY TAX, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Bordsen, Braxton, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wilkins, Williams, Wray, and Yongue - 94.

Voting in the negative: Representatives Allred, Almond, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Daughtridge, Dollar, Folwell, Gillespie, Hilton, Holloway, Hurley, Killian, Moore, Neumann, Setzer, Tillis, and Wiley - 21.

Excused absences: Representatives Brisson, E. Warren, Womble, and Wright - 4.

H.B. 986 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its third reading, by the following three-fifths majority vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Bordsen, Boylan, Braxton, Brown, Brubaker, Bryant, Carney, Church, Clary,

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Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 113.

Voting in the negative: Representative Blust.

Excused absences: Representatives Brisson, E. Warren, Womble, and Wright - 4.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 630 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA ARBORETUM TO ESTABLISH A CAMPUS LAW ENFORCEMENT AGENCY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 11.

BILL PLACED ON CALENDAR

Representative Owens requests leave of the House, pursuant to Rule 36(b), and places **S.B. 1350** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS, on today's Calendar for immediate consideration.

The bill passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

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WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Faison and without objection, **S.B. 1359** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE OPERATOR OF A MOTORCYCLE TO PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC SIGNAL ONLY IF THE TRAFFIC SIGNAL USES AN INDUCTIVE LOOP VEHICLE SENSOR THAT ACTIVATES THE TRAFFIC SIGNAL AND THE INDUCTIVE LOOP FAILS TO DETECT THE MOTORCYCLE AND ACTIVATE THE TRAFFIC SIGNAL, is withdrawn from the Calendar and placed on the Calendar of July 11.

CALENDAR (continued)

Without objection and pursuant to Rule 36(b), the following bill is moved up on today's Calendar.

H.B. 1785 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE CIGARETTE FIRE SAFETY BY ADOPTING A CIGARETTE FIRE-SAFETY STANDARD, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brown, Brubaker, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 109.

Voting in the negative: Representatives Cleveland, Daughtridge, Gulley, Langdon, and Moore - 5.

Excused absences: Representatives Brisson, Cole, E. Warren, Womble, and Wright - 5.

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H.B. 1259, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE PASS-THROUGH ENTITY ALLOCATION PROVISIONS OF THE HISTORIC REHABILITATION TAX CREDIT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Brisson, Cole, E. Warren, Womble, and Wright - 5.

H.B. 1577 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATING TO HEARING AID DEALERS AND FITTERS AND TO AUTHORIZE THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO ADD FEES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross,

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Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 112.

Voting in the negative: Representative Allred.

Excused absences: Representatives Brisson, Cole, E. Warren, Womble, and Wright - 5.

S.B. 238 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADJUST THE ADDITIONAL TAX RATE ON PROPERTY COVERAGE CONTRACTS TO BE REVENUE NEUTRAL BASED ON AN EXPANSION OF THE TAX BASE ENACTED IN S.L. 2006-196, TO INCREASE THE DISTRIBUTION OF THE TAX PROCEEDS TO THE VOLUNTEER FIRE DEPARTMENT FUND, TO AMEND THE VOLUNTEER FIRE DEPARTMENT GRANT PROGRAM TO ALLOW MORE DEPARTMENTS TO QUALIFY FOR GRANTS, AND TO MODIFY THE DISTRIBUTION OF TAX PROCEEDS TO THE LOCAL FIREMEN'S RELIEF FUNDS, passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Almond, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Brisson, Cole, E. Warren, Womble, and Wright - 5.

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H.J.R. 1928, A JOINT RESOLUTION SUPPORTING ENACTMENT OF THE PASSENGER RAIL INVESTMENT AND IMPROVEMENT ACT OF 2007 (SENATE BILL 294) AND OTHER PUBLIC PRIVATE INVESTMENTS IN RAIL INFRASTRUCTURE TO BE CONSIDERED BY THE CONGRESS OF THE UNITED STATES, passes its second reading, by electronic vote (110-2), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 8 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE "SAFE ZONES" NEAR CHILD CARE CENTERS AND SCHOOL GROUNDS REGARDING ILLEGAL DRUG SALES FROM THREE HUNDRED FEET TO ONE THOUSAND FEET, AND TO EXPAND THE "SAFE ZONE" FOR PUBLIC PARKS TO INCLUDE ALL PUBLIC PARKS, NOT JUST THOSE WITH PLAYGROUNDS, AND TO INCREASE THE DISTANCE OF THOSE SAFE ZONES TO ONE THOUSAND FEET.

On motion of Representative Michaux, pursuant to Rule 38(a), the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 527 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BUSINESSES THAT SELL PRODUCTS OR SERVICES TO CONSUMERS PURSUANT TO CONTRACTS THAT AUTOMATICALLY RENEW UNLESS THE CONSUMERS CANCEL THE CONTRACTS TO DISCLOSE THE RENEWAL CLAUSES.

Representative Allen offers Amendment No. 1 which is adopted by electronic vote (113-1).

Representative Coleman requests and is granted permission to change her vote from "no" to "aye". The adjusted vote total is (114-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (110-0), and is ordered sent to the Senate for concurrence in House amendment.

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Representative Carney requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (111-0).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 632 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW ESTABLISHING THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 743, A BILL TO BE ENTITLED AN ACT TO REMOVE THE TEN-YEAR TIME PERIOD ALLOWED TO LOOK BACK INTO A DRIVER'S HISTORY TO DETERMINE IF THE DEFENDANT IS A HABITUAL IMPAIRED DRIVING OFFENDER.

On motion of Representative Michaux, pursuant to Rule 38(a) and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1030 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP A FRAMEWORK FOR A REACHING ONE'S POTENTIAL FOR EXCELLENCE (ROPE) SCHOLARS PROGRAM.

Representative Fisher offers Amendment No. 1 which is adopted by electronic vote (102-12).

The bill, as amended, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

Representative Hurley requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (113-1).

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in the House amendment.

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Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1432 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FOR A MEANINGFUL CHALLENGE TO AN ADMINISTRATIVE SUBPOENA, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1567, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF GROVER ROBBINS, JR., FOUNDER OF TWEETSIE RAILROAD ON THE THEME PARK'S FIFTIETH ANNIVERSARY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 10, 2007

Mr. Speaker:

Pursuant to your message received on July 3, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 135** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE TRANSPORTER PLATES FOR MOTORCYCLE MANUFACTURERS IN NORTH CAROLINA, and requests conferees, the President *Pro Tempore* appoints:

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Senator Dalton, Chair
Senator Hagan
Senator Atwater

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

CONFEREES APPOINTED

The Speaker appoints the following conferees on Senate Committee Substitute for **H.B. 956** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS: Representatives Yongue, Carney, Pate and Tolson.

The Senate is so notified by Special Message.

CONFERENCE REPORT

Representative Ross sends forth the Conference Report on **H.B. 91** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 11.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 1167**, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF ADMINISTRATION TO INFORM COUNTIES AND MUNICIPALITIES BEFORE ACQUIRING LAND WITHIN THEIR BOUNDARIES, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Judiciary III.

On motion of Representative Owens, seconded by Representative Pierce, the House adjourns at 4:57 p.m. to reconvene July 11 at 3:00 p.m.

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NINETY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 11, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Most Merciful God:

"You alone are sovereign over the heavens and the earth. Your gift of self-governance is a testimony to Your grace and mercy in our world and to all those who have been given the tremendous responsibility of representing Your people. Grant unto all men and women in positions of power and leadership the grace to honor their sacred trust and guide them in their ways. Help them look to You for divine direction that they may have the inner strength to turn away the temptations and avarice of status, power and privilege. Guide the people of this General Assembly in this new day of North Carolina politics and strengthen our resolve to live fully into the public trust that has been bestowed upon us. Remind us always that the best kind of leadership is servant leadership and that these men and women have truly been elected to serve and not to be served. It is with humility that we seek Thy favor. Pour out Your mercy upon us and bless the people within this Chamber. And, may God bless and honor all of the good people of our State, The Great State of North Carolina. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Almond, Holmes, and Womble for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 238, AN ACT TO ADJUST THE ADDITIONAL TAX RATE ON PROPERTY COVERAGE CONTRACTS TO BE REVENUE NEUTRAL BASED ON AN EXPANSION OF THE TAX BASE ENACTED IN S.L. 2006-196, TO INCREASE THE DISTRIBUTION OF THE TAX PROCEEDS

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TO THE VOLUNTEER FIRE DEPARTMENT FUND, TO AMEND THE VOLUNTEER FIRE DEPARTMENT GRANT PROGRAM TO ALLOW MORE DEPARTMENTS TO QUALIFY FOR GRANTS, AND TO MODIFY THE DISTRIBUTION OF TAX PROCEEDS TO THE LOCAL FIREMEN'S RELIEF FUNDS.

S.B. 632, AN ACT TO REPEAL THE LAW ESTABLISHING THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN.

S.B. 1432, AN ACT TO ALLOW FOR A MEANINGFUL CHALLENGE TO AN ADMINISTRATIVE SUBPOENA.

H.B. 257, AN ACT TO AMEND THE SALES TAX DEFINITIONS TO COMPLY WITH THE STREAMLINED SALES TAX AGREEMENT AND TO MAKE OTHER SALES TAX CHANGES.

H.B. 676, AN ACT TO INCREASE THE MAXIMUM ANNUAL PENSION BENEFIT PAYABLE THROUGH THE REGISTER OF DEEDS' SUPPLEMENTAL PENSION FUND AND TO MAKE OTHER ADJUSTMENTS TO THE FUND.

H.B. 833, AN ACT TO RENAME THE FIREMEN'S RELIEF FUND THE FIREFIGHTERS' RELIEF FUND IN RECOGNITION OF THE NUMEROUS FEMALE FIREFIGHTERS WHO SERVE.

H.B. 1338, AN ACT AUTHORIZING THE ELECTRICAL CONTRACTORS BOARD TO RAISE THE PROJECT VALUE LIMITS FOR LICENSE CLASSIFICATIONS UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO RAISE THE PROJECT VALUE LIMITS FOR LICENSE CLASSIFICATIONS UNDER THE LAWS REGULATING GENERAL CONTRACTORS.

H.B. 1369, AN ACT PERTAINING TO THE PRESERVATION OF PRESCRIPTION DRUG ORDERS BY PHARMACIES AND TO PERMIT MEDICAL CONSENT AND AUTHORIZATION FORMS TO BE KEPT IN THE SAME ELECTRONIC FORMAT AS OTHER MEDICAL RECORDS.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 426, AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWNS OF AYDEN, CORNELIUS, DAVIDSON, HUNTERSVILLE, AND SPRING

July 11, 2007

LAKE AND THE CITIES OF EDEN, GREENSBORO, HIGH POINT, AND REIDSVILLE.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1567, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF GROVER ROBBINS, JR., FOUNDER OF TWEETSIE RAILROAD ON THE THEME PARK'S FIFTIETH ANNIVERSARY. (RESOLUTION 2007-55)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 226, AN ACT TO AUTHORIZE SCOTLAND COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX. (S.L. 2007-203)

H.B. 279, AN ACT TO ALLOW THE TOWN OF NORTH TOPSAIL BEACH TO ADOPT ORDINANCES REGULATING GOLF CARTS AND UTILITY VEHICLES. (S.L. 2007-204)

H.B. 513, AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE TO ALLOW THE CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO DETERMINE WHETHER THE COMPETITIVE PROPOSAL METHOD IS APPROPRIATE FOR PUBLIC TRANSIT PURCHASES AND PROVIDING THAT THE CITY MAY LET CONTRACTS FOR THE ACQUISITION OR MAINTENANCE OF TRANSIT EQUIPMENT OR FACILITIES IN THE MANNER PRESCRIBED BY THE FEDERAL GOVERNMENT WHEN THE PROJECT IS FUNDED IN WHOLE OR IN PART WITH FEDERAL FUNDS. (S.L. 2007-205)

H.B. 1103, AN ACT TO ALLOW CURRITUCK COUNTY TO REDEFINE ITS RESIDENCY DISTRICTS IN 2007 AFTER PUBLIC INPUT. (S.L. 2007-206)

H.B. 1120, AN ACT REPEALING THE LOCAL MODIFICATION RELATING TO THE DEFINITION OF SUBDIVISION IN PASQUOTANK COUNTY. (S.L. 2007-207)

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Jones, Chair, for the Committee on Science and Technology:

S.B. 876, A BILL TO BE ENTITLED AN ACT INCREASING THE AMOUNT OF TIME AN AGENCY HAS TO REQUEST A REVIEW OF A DECISION BY THE STATE CHIEF INFORMATION OFFICER TO DENY OR SUSPEND APPROVAL OF AN INFORMATION TECHNOLOGY PROJECT OR DENY A REQUEST FOR A DEVIATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 12.

S.B. 879, A BILL TO BE ENTITLED AN ACT PROVIDING FOR ADDITIONAL PROJECT MANAGERS ON INFORMATION TECHNOLOGY PROJECTS AND INCREASING THE THRESHOLD FOR THE MANDATORY DESIGNATION OF PROJECT MANAGER ASSISTANTS BY THE STATE CHIEF INFORMATION OFFICER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 12.

By Representative Jones, Chair, for the Committee on Local Government II:

H.B. 1047, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE VILLAGE OF SNEADS FERRY, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 403 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

July 11, 2007

The bill is re-referred to the Committee on Judiciary II.

S.B. 607, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF DURHAM TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 12.

S.B. 608 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF DURHAM TO EXPEDITE REMOVAL OF REFUSE AND DEBRIS, AND OVERGROWN VEGETATION, BY AMENDING THE DEFINITION OF CHRONIC VIOLATOR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 12.

S.B. 649, A BILL TO BE ENTITLED AN ACT TO REPEAL EXEMPTIONS FROM A LOCAL ACT LIMITING HEIGHT OF BUILDINGS IN THE CITY OF HENDERSONVILLE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 12. The original bill is placed on the Unfavorable Calendar.

By Representative England, Acting Chair, for the Committee on Health:

S.B. 1046 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RIGHT TO MAKE ADVANCE DIRECTIVES AND TO DESIGNATE HEALTH CARE AGENTS; TO IMPROVE AND SIMPLIFY THE MEANS OF MAKING THESE DIRECTIVES AND DESIGNATIONS; AND TO STUDY ISSUES RELATED TO THE ABILITY OF A PERSON TO DIRECT THAT MEDICAL CARE TO PROLONG LIFE SHALL BE CONTINUED, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The Senate committee substitute bill is placed on the Unfavorable Calendar.

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By Representative Carney, Chair, for the Committee on Transportation:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO DISTINGUISH BETWEEN SPECIAL PLATES ISSUED TO BRONZE STAR RECIPIENTS FOR MERITORIOUS SERVICE OR FOR VALOR IN COMBAT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 236 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PROFESSIONAL HOUSEMOVING STATUTES CONTAINED IN ARTICLE 16 OF CHAPTER 20 OF THE GENERAL STATUTES, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

The bill is re-referred to the Committee on Commerce, Small Business, and Entrepreneurship.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 1912, A BILL TO BE ENTITLED AN ACT TO REDUCE DIESEL EMISSIONS FROM CERTAIN DIESEL SCHOOL BUSES REGISTERED IN COUNTIES LOCATED IN AREAS DESIGNATED AS NONATTAINMENT OR MAINTENANCE FOR OZONE THROUGH THE USE OF RETROFIT TECHNOLOGY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Gibson sends forth the Conference Report on **H.B. 648** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 12.

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MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 183** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE ADDITIONAL TECHNOLOGY OR A MOBILE TELEPHONE TO ENGAGE IN A CALL WHILE OPERATING A PUBLIC OR PRIVATE SCHOOL BUS, WHILE OPERATING A SCHOOL ACTIVITY BUS, OR WHILE PROVIDING CONTRACTED TRANSPORTATION SERVICES FOR A PUBLIC OR PRIVATE SCHOOL IN ANY VEHICLE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 12.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 367** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAW REGULATING THE SALE OF CERTAIN METALS BY SECONDARY METALS RECYCLERS, TO ADD WIRELESS AND CABLE TELECOMMUNICATIONS EQUIPMENT TO THE STATUTE PROVIDING PENALTIES FOR THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES, AND TO INCREASE THE CRIMINAL PENALTIES FOR VIOLATIONS OF THOSE REGULATIONS OF THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 619**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF LOUISBURG TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND AUTHORIZING THE TOWN TO REMOVE OR DEMOLISH THOSE BUILDINGS, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 12.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 635**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE RANDOLPH COUNTY BOARD OF COMMISSIONERS TO OBTAIN CERTIFIED AUDITS OF VOLUNTEER FIRE DEPARTMENTS THAT RECEIVE AD VALOREM TAXES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 12.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 698 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND EXISTING CHILD WELFARE LAWS TO COMPLY WITH FEDERAL LAW AND REGULATIONS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 12.

H.B. 1555 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOUR-YEAR TERMS FOR ALL APPOINTMENTS TO THE PROPERTY TAX COMMISSION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

S.B. 1270 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF THEFT OF INFANT FORMULA AND ORGANIZED RETAIL THEFT, is read the first time and referred to the Committee on Judiciary II.

S.B. 1362 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED

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TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE MAKING, AND TO INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Appropriations and, if favorable, to the Committee on Finance.

CONFERENCE REPORT

Representative Ross moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 91

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 91, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES, Senate Select Committee on Government and Election Reform Committee Substitute Adopted 6/4/07, Fourth Edition Engrossed 6/20/07, submit the following report:

The House concurs in the Senate Select Committee on Government and Election Reform Committee Substitute Adopted 6/4/07, Fourth Edition Engrossed 6/20/07 with amendments as follows:

- (1) On page 2, delete lines 1-3.
- (2) On page 3, rewrite lines 3-9 to read:

"SECTION 5. Sections 1, 2, and 3 of this act become effective as follows:

- (1) If preclearance under Section 5 of the Voting Rights Act of 1965 is obtained before September 1, 2007, those sections are effective with regard to registration and voting for any primary or election held on or after October 9, 2007.
- (2) If preclearance is obtained during September 2007, those sections are effective with regard to registration and voting for any primary or election held on or after November 6, 2007.
- (3) If preclearance is obtained on or after October 1, 2007, those sections are effective with regard to registration and voting for any primary or election held on or after the 60th day after preclearance is obtained.

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The remainder of this act is effective when it becomes law. The State Board of Elections may adopt any necessary procedures to implement this act at any time after this act becomes law."

The Senate agrees to the same.

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

Date conferees approved report: July 9, 2007.

*Conferees for the
Senate*

S/ Daniel G. Clodfelter, Chair
S/ Tony Rand
S/ Richard Stevens

*Conferees for the
House of Representatives*

S/ Deborah K. Ross, Chair
S/ Earline W. Parmon
S/ Joe P. Tolson
S/ Hugh Holliman
S/ Carolyn H. Justice

The Conference Report is adopted, by electronic vote (69-47), and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 27 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A FILM AND PHOTOGRAPHIC PRINT PROCESSOR OR A COMPUTER TECHNICIAN WHO, IN THE PERSON'S SCOPE OF EMPLOYMENT, OBSERVES AN IMAGE OF A MINOR OR A PERSON WHO REASONABLY APPEARS TO BE A MINOR ENGAGING IN SEXUAL ACTIVITY MUST REPORT THE NAME OF THE PERSON REQUESTING THE PROCESSING OF THE FILM OR PHOTOGRAPHS OR IN POSSESSION OF THE COMPUTER TO THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN OR TO THE APPROPRIATE LOCAL LAW ENFORCEMENT OFFICER.

On motion of Representative Ray, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor.

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WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Stiller and without objection, **H.B. 1217**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF NAVASSA TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, is withdrawn from the Calendar and placed on the Calendar of July 16.

On motion of Representative Lucas and without objection, **S.B. 1110** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CALCULATION OF THE DROPOUT RATE, is withdrawn from the Calendar and placed on the Calendar of July 17.

CALENDAR (continued)

S.B. 226 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF WILMINGTON TO USE CIVILIAN TRAFFIC INVESTIGATORS TO INVESTIGATE PROPERTY DAMAGE CRASHES, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 227 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF NEW HANOVER AND THE CITY OF WILMINGTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S PUBLIC NUISANCE ORDINANCE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 1350, AN ACT TO CLARIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS.

CALENDAR (continued)

H.B. 1785 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE CIGARETTE FIRE SAFETY BY ADOPTING A

July 11, 2007

CIGARETTE FIRE-SAFETY STANDARD, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, Wright, and Yongue - 112.

Voting in the negative: Representatives Cleveland and Langdon - 2.

Excused absences: Representatives Almond, Holmes, and Womble - 3.

Representative Cole requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (113-2).

S.B. 1359 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE OPERATOR OF A MOTORCYCLE TO PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC SIGNAL ONLY IF THE TRAFFIC SIGNAL USES AN INDUCTIVE LOOP VEHICLE SENSOR THAT ACTIVATES THE TRAFFIC SIGNAL AND THE INDUCTIVE LOOP FAILS TO DETECT THE MOTORCYCLE AND ACTIVATE THE TRAFFIC SIGNAL, passes its third reading, by electronic vote (61-55), and is ordered enrolled and presented to the Governor.

H.B. 9 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISTRIBUTE PART OF STATE LOTTERY PROCEEDS BY ALLOCATING FUNDS TO LOW-WEALTH SCHOOL SYSTEMS AND GROWING SCHOOL SYSTEMS, passes its second reading, by electronic vote (65-51), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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CONFERENCE REPORTS

Representative Moore sends forth the Conference Report on Senate Committee Substitute for **H.B. 135** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE TRANSPORTER PLATES FOR MOTORCYCLE MANUFACTURERS IN NORTH CAROLINA. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 12.

The Speaker rules the Conference Report to be material, thus constituting its first reading.

Representative McElraft sends forth the Conference Report on Senate Committee Substitute for **H.B. 464** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW JONES COUNTY AND CASWELL COUNTY TO REQUIRE THE REGISTER OF DEEDS NOT TO ACCEPT ANY DEED TRANSFERRING REAL PROPERTY FOR REGISTRATION UNLESS THE COUNTY TAX COLLECTOR HAS CERTIFIED THAT NO TAXES WITH WHICH THE COLLECTOR IS CHARGED ARE A LIEN ON THE PROPERTY. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 12.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Coleman, Chair, for the Committee on State Personnel:

S.B. 1023 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE STATUS OF LOCAL ENTITY EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

S.B. 1353, A BILL TO BE ENTITLED AN ACT PROVIDING FOR A REVIEW OF THE APPLICATION OF THE STATE PERSONNEL ACT TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report and recommendation that the bill be re-referred to the Committee on Education.

The bill is re-referred to the Committee on Education.

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By Representatives Bell and J. Harrell, Chairs, for the Committee on Pensions and Retirement:

S.B. 720 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN OPEN ENROLLMENT PERIOD IN THE CONTRIBUTORY DEATH BENEFIT FOR RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 12. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 490, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT INDUSTRIAL MACHINERY IS NOT SUBJECT TO REGULATION UNDER THE BUILDING CODE, with a favorable report and recommendation that the bill be re-referred to the Committee on Insurance.

The bill is re-referred to the Committee on Insurance.

S.B. 670 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITY ORDINANCES, COUNTY ORDINANCES, AND DEED RESTRICTIONS, COVENANTS, AND OTHER SIMILAR AGREEMENTS CANNOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE INSTALLATION OF SOLAR COLLECTORS NOT FACING PUBLIC ACCESS OR COMMON AREAS ON DETACHED SINGLE-FAMILY RESIDENCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 12.

S.B. 819, A BILL TO BE ENTITLED AN ACT CLARIFYING THE LAW REGARDING THE GIFT OR SALE OF CRAFT ITEMS MADE WITH DONATED SUPPLIES AND EQUIPMENT BY VOLUNTEERS WHO ARE INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 12.

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By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

S.B. 56, A BILL TO BE ENTITLED AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 12. The original bill is placed on the Unfavorable Calendar.

S.B. 448 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY AND IDENTIFY PROGRAM AND SERVICE NEEDS FOR OLDER ADULTS IN BRUNSWICK AND OTHER COUNTIES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Health.

The House committee substitute bill is re-referred to the Committee on Health. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of Representative Owens, seconded by Representative Church, the House adjourns at 5:20 p.m. to reconvene July 12 at 1:00 p.m.

NINETY-NINTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 12, 2007

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"Empower us to live each day with enough vigor that our respective gifts and abilities are used in service to others. Teach us to give without counting

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the cost and to serve without keeping records of our good deeds. Help us to take the necessary time for personal rest and renewal so that we may always be fresh and ready to answer this call to representative leadership. In and through all things, may we always be mindful that You are our source of strength. Take and bless the work we have begun. Make good its defects. And, embolden us to finish it in a way that is pleasing to Thee, we pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Current, Daughtry, Holmes, and Womble for today. Representatives Grady, Insko, Lewis, and McElraft are excused for a portion of the Session.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

North Carolina General Assembly
House of Representatives

Representative David Almond
67th District

July 12, 2007

The Honorable Joe Hackney, Speaker

Dear Mr. Speaker:

Effective immediately, I resign as Representative for NC House District 67.

Sincerely,
S/ David Almond

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 60, AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO AS SOON AS PRACTICABLE DESIGNATE A TEMPORARY LOCATION FOR REGISTRATION DOCUMENT AND PLATE ACQUISITION WHEN CLOSING THE ONLY CONTRACT LICENSE PLATE AGENCY IN A COUNTY.

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S.B. 1359, AN ACT TO ALLOW THE OPERATOR OF A MOTORCYCLE TO PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC SIGNAL ONLY IF THE TRAFFIC SIGNAL USES AN INDUCTIVE LOOP VEHICLE SENSOR THAT ACTIVATES THE TRAFFIC SIGNAL AND THE INDUCTIVE LOOP FAILS TO DETECT THE MOTORCYCLE AND ACTIVATE THE TRAFFIC SIGNAL.

S.B. 1287, AN ACT TO PROVIDE THAT THE OFFICE OF INDIGENT DEFENSE SERVICES OF THE JUDICIAL DEPARTMENT MAY HAVE ACCESS TO SOCIAL SECURITY INFORMATION SUBMITTED AS PART OF AN APPLICATION FOR A DRIVERS LICENSE AND KEPT ON FILE AT THE DIVISION OF MOTOR VEHICLES.

H.B. 27, AN ACT TO PROVIDE THAT A FILM AND PHOTOGRAPHIC PRINT PROCESSOR OR A COMPUTER TECHNICIAN WHO, IN THE PERSON'S SCOPE OF EMPLOYMENT, OBSERVES AN IMAGE OF A MINOR OR A PERSON WHO REASONABLY APPEARS TO BE A MINOR ENGAGING IN SEXUAL ACTIVITY MUST REPORT THE NAME OF THE PERSON REQUESTING THE PROCESSING OF THE FILM OR PHOTOGRAPHS OR IN POSSESSION OF THE COMPUTER TO THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN OR TO THE APPROPRIATE LOCAL LAW ENFORCEMENT OFFICER.

H.B. 445, AN ACT TO AUTHORIZE CHILD PLACEMENT AGENCIES TO ACT AS CONFIDENTIAL INTERMEDIARIES BETWEEN ADULT ADOPTEES, AN ADULT LINEAL DESCENDANT OF A DECEASED ADOPTEE, AND A BIOLOGICAL PARENT.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 226, AN ACT TO ALLOW THE CITY OF WILMINGTON TO USE CIVILIAN TRAFFIC INVESTIGATORS TO INVESTIGATE PROPERTY DAMAGE CRASHES.

H.B. 530, AN ACT AUTHORIZING HARNETT COUNTY TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT EXPANSION PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES.

H.B. 638, AN ACT TO AUTHORIZE THE CITY OF KING AND THE TOWN OF MAIDEN TO ALLOW LAW ENFORCEMENT OFFICERS

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AND MUNICIPAL EMPLOYEES TO USE ALL-TERRAIN VEHICLES ON HIGHWAYS WITH POSTED SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS AND TO USE GOLF CARTS ON PUBLIC STREETS AND HIGHWAYS, OR ANY PROPERTY OWNED OR LEASED BY THE CITY OR TOWN.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 426, AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED MOTOR VEHICLES IN THE TOWNS OF AYDEN, CORNELIUS, DAVIDSON, HUNTERSVILLE, AND SPRING LAKE AND THE CITIES OF EDEN, GREENSBORO, HIGH POINT, AND REIDSVILLE. (S.L. 2007-208)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Williams, Chair, for the Committee on Wildlife Resources:

S.B. 1464 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE WILDLIFE RESOURCES MANAGEMENT LAWS BY AUTHORIZING THE WILDLIFE RESOURCES COMMISSION TO RESPOND TO DISEASE THREATS; BY ALLOWING THE TAKING OF BEAVER WITH BOW AND ARROW; BY AMENDING CERTAIN LAWS GOVERNING THE TAKING OF DEER; BY PROVIDING FOR THE SAFETY OF BOW HUNTERS DURING FIREARMS SEASON; BY PROHIBITING THE FEEDING OF ALLIGATORS; BY ALLOWING THE USE OF ELECTRONIC CALLING DEVICES FOR SNOW GEESE; AND ALLOWING THE TRACKING OF WOUNDED DEER AFTER LEGAL HUNTING HOURS, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

July 12, 2007

S.B. 999 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE MOTOR VEHICLE LAWS PERTAINING TO IMPAIRED DRIVING OFFENSES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

S.B. 432, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTIES FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 758 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WHO ARE CONVICTED OF CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES TO OBTAIN A LIMITED DRIVING PRIVILEGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

S.B. 1218 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY CONVICTIONS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Tucker, Chair, for the Committee on Local Government I:

S.B. 221 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE CITY OF CHARLOTTE AND THE COUNTY OF MECKLENBURG, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 16. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Wray:

H.J.R. 2064, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES PRESTON "JIMMY" GREEN, JR., AN ATTORNEY AND A MAN OF GREAT COMPASSION WHO WORKED TIRELESSLY IN HIS COMMUNITY TO IMPROVE THE LIVES OF THE LESS FORTUNATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wray:

H.J.R. 2065, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. JAMES PRESTON GREEN, SR., A PHYSICIAN AND FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 11, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 91** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES.

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Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor.

MESSAGE FROM THE SENATE

The following is received from the Senate:

H.B. 646, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNIVERSITY OF NORTH CAROLINA HEALTH CARE SYSTEM'S DEBT COLLECTION PRACTICES MORE PATIENT FRIENDLY AND TO ASSIST CERTAIN PATIENTS, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

CONFERENCE REPORTS

Representative Moore moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 135

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 135, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE DEALER PLATES WITH A SYMBOL NOTING THAT THE HOLDER IS A MANUFACTURER, TO EXEMPT MANUFACTURERS FROM THE RESTRICTIONS ON THE NUMBER OF DEALER PLATES THAT MAY BE ISSUED TO THEM, AND TO CLARIFY THAT THE DIVISION MAY ISSUE A DEALER PLATE IN A SUITABLY REDUCED SIZE FOR MOTORCYCLE DEALERS AND MANUFACTURERS, Senate Finance Committee Substitute Adopted 6/28/07, submit the following report:

July 12, 2007

The House and Senate agree to the following amendment to the Senate Finance Committee Substitute Adopted 6/28/07, and the House concurs in the Senate Finance Committee Substitute as amended:

On page 4, line 13, by rewriting the line to read:
"SECTION 2. This act is effective when it becomes law."

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

Date conferees approved report: July 11, 2007.

*Conferees for the
Senate*

S/ Walter H. Dalton
 S/ Kay R. Hagan
 S/ Bob Atwater

*Conferees for the
House of Representatives*

S/ Tim Moore
 S/ Debbie Clary
 S/ Nelson Cole
 S/ Bob England, M.D.

The material Conference Report is adopted on its second roll call reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtride, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Love, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Wray, Wright, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Current, Daughtry, Holmes, Lewis, and Womble - 5.

July 12, 2007

Representative McElraft moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 464

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 464, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTIES OF BURKE, CALDWELL, CASWELL, GREENE, JONES, AND WAYNE TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, Senate Finance Committee Substitute Adopted 6/20/07, submit the following report:

The House and Senate agree to the following amendments to the Senate Finance Committee Substitute, Senate Finance Committee Substitute Adopted 6/20/07, and the House concurs in the Senate Finance Committee Substitute as amended:

On page 1, line 2, by deleting the word "CALDWELL,"; and
On page 1, line 9, by deleting the word "Caldwell,".

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

Date conferees approved report: July 11, 2007.

*Conferees for the
Senate*

S/ John H. Kerr, Chair
S/ Ellie Kinnaird
S/ Harry Brown
S/ Jim Jacumin

*Conferees for the
House of Representatives*

S/ Pat McElraft, Chair
S/ Edgar V. Starnes
S/ Bill Faison

The Conference Report, which changes the title, is adopted, by electronic vote (112-0), and the Senate is so notified by Special Message.

Representative Gibson moves the adoption of the following Conference Report.

July 12, 2007

Senate Committee Substitute for H.B. 648

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 648, A BILL TO BE ENTITLED AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION, Senate Commerce, Small Business and Entrepreneurship Committee Substitute Adopted 6/18/07, Fifth Edition Engrossed 6/19/07, submit the following report:

The House concurs in the Senate Commerce, Small Business and Entrepreneurship Committee Substitute Adopted 6/18/07, Fifth Edition Engrossed 6/19/07, with an amendment: on page 6, lines 38-39, delete "This act becomes effective July 1, 2007 and expires on July 1, 2012.", and substitute "This act becomes effective August 1, 2007, but the first sentence of G.S. 148-127(5) as enacted by this act expires on July 1, 2012."

The Senate agrees to the same.

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

Date conferees approved report: July 10, 2007.

*Conferees for the
Senate*

S/ Edward W. Jones, Chair
S/ Steve Goss
S/ Stan Bingham

*Conferees for the
House of Representatives*

S/ Pryor Gibson, Chair
S/ Ray Warren
S/ Karen B. Ray

The Conference Report is adopted, by electronic vote (110-2), and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 619**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF LOUISBURG TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND AUTHORIZING THE TOWN TO REMOVE OR DEMOLISH THOSE BUILDINGS.

July 12, 2007

On motion of Representative Allen, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 635**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE RANDOLPH COUNTY BOARD OF COMMISSIONERS TO OBTAIN CERTIFIED AUDITS OF VOLUNTEER FIRE DEPARTMENTS THAT RECEIVE AD VALOREM TAXES.

On motion of Representative Hurley, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (113-0), and the bill is ordered enrolled.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Dickson and without objection, **S.B. 819**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE LAW REGARDING THE GIFT OR SALE OF CRAFT ITEMS MADE WITH DONATED SUPPLIES AND EQUIPMENT BY VOLUNTEERS WHO ARE INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, is withdrawn from the Calendar and placed on the Calendar of July 23.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 183** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO USE ADDITIONAL TECHNOLOGY OR A MOBILE TELEPHONE TO ENGAGE IN A CALL WHILE OPERATING A PUBLIC OR PRIVATE SCHOOL BUS, WHILE OPERATING A SCHOOL ACTIVITY BUS, OR WHILE PROVIDING CONTRACTED TRANSPORTATION SERVICES FOR A PUBLIC OR PRIVATE SCHOOL IN ANY VEHICLE.

On motion of Representative Rapp, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor.

Representative Brubaker requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (113-0).

H.B. 698 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND EXISTING CHILD WELFARE LAWS TO COMPLY WITH FEDERAL LAW AND REGULATIONS.

July 12, 2007

On motion of Representative Goodwin, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Senate Committee Substitute for **H.B. 973** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE EQUITY IN HEALTH INSURANCE COVERAGE FOR MENTAL ILLNESS.

On motion of Representative Alexander, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (111-2), and the bill is ordered enrolled and presented to the Governor.

H.B. 487, A BILL TO BE ENTITLED AN ACT TO EXEMPT BALER TWINE FROM THE SALES AND USE TAX, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 514 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT BUSINESSES THAT SUPPLY PERISHABLE PRODUCTS FROM MISREPRESENTING THE GEOGRAPHICAL LOCATIONS OF THEIR BUSINESSES IN TELEPHONE DIRECTORIES, DIRECTORY ASSISTANCE DATABASES, ON THE INTERNET, AND IN PRINT ADVERTISEMENTS.

Representative Underhill offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in the House amendment.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 630 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA ARBORETUM TO ESTABLISH A CAMPUS LAW ENFORCEMENT AGENCY, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 753 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DESIGNATING THE MONTH OF OCTOBER AS DISABILITY HISTORY AND AWARENESS MONTH AND REQUIRING LOCAL BOARDS OF EDUCATION TO PROVIDE INSTRUCTION ON DISABILITY HISTORY AND AWARENESS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 884, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROHIBITION AGAINST CERTAIN SPOUSES OF MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MEMBERS OF THE BOARD OF TRUSTEES OF A CONSTITUENT INSTITUTION, OR MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES FROM BEING EMPLOYEES OR OFFICERS OF THE STATE.

Pursuant to Rule 24.1A, Representative Luebke requests that he be excused from voting on this bill because of a conflict of interest. This request is granted.

The bill passes its second reading, by electronic vote (68-42), and there being no objection is read a third time.

Representative Williams requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (69-41).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1058 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE FRAUDULENT OBTAINING, SELLING, OR SOLICITING OF TELEPHONE RECORDS.

Representative Stiller offers Amendment No. 1 which is adopted by electronic vote (109-3).

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The bill, as amended, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1327 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD AN EXCEPTION TO THE CIRCUMSTANCES UNDER WHICH A SURETY ON A BAIL BOND IS NOT REQUIRED TO RETURN THE PREMIUM ON THE BOND UNDER THE LAWS REGULATING BAIL BONDSMEN AND RUNNERS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1466 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES RELATING TO HEALTH AND SAFETY TO THE MIGRANT HOUSING ACT OF NORTH CAROLINA AND TO DIRECT THE NORTH CAROLINA HOUSING FINANCE AGENCY TO STUDY THE DEVELOPMENT OF A LOW-INTEREST LOAN PROGRAM FOR AGRICULTURAL EMPLOYERS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1468 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE INNOVATIVE STORMWATER MANAGEMENT AND WATER QUALITY PROTECTION EFFORTS.

Pursuant to Rule 24.1A, Representative Martin requests that he be excused from voting on this bill because his father is Director of the Clean Water Management Trust Fund. This request is granted.

The bill passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 1479 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS, passes its second reading, by electronic vote (109-2), and there being no objection is read a third time.

Representative Ray requests and is granted permission to change her vote from "no" to "aye". The adjusted vote total is (110-1).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 607, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF DURHAM TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 608 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF DURHAM TO EXPEDITE REMOVAL OF REFUSE AND DEBRIS, AND OVERGROWN VEGETATION, BY AMENDING THE DEFINITION OF CHRONIC VIOLATOR, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 649 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL EXEMPTIONS FROM A LOCAL ACT LIMITING HEIGHT OF BUILDINGS IN THE CITY OF HENDERSONVILLE AND TO NARROW ITS APPLICABILITY TO A DEFINED AREA WITHIN THAT CITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Bell and without objection, **S.B. 720** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN OPEN ENROLLMENT PERIOD IN THE CONTRIBUTORY DEATH BENEFIT FOR RETIRED MEMBERS OF THE

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TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, is withdrawn from the Calendar and placed on the Calendar of July 18.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 91, AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES.

H.B. 183, AN ACT TO MAKE IT UNLAWFUL TO USE A MOBILE TELEPHONE OR ADDITIONAL TECHNOLOGY WHILE OPERATING A PUBLIC OR PRIVATE SCHOOL BUS, WHILE OPERATING A SCHOOL ACTIVITY BUS, OR WHILE TRANSPORTING STUDENTS FOR HIRE IN ANY VEHICLE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 635, AN ACT AUTHORIZING THE RANDOLPH COUNTY BOARD OF COMMISSIONERS TO OBTAIN CERTIFIED AUDITS OF VOLUNTEER FIRE DEPARTMENTS, NONPROFIT CORPORATIONS, AND VOLUNTEER ORGANIZATIONS THAT RECEIVE AD VALOREM TAXES.

H.B. 619, AN ACT AUTHORIZING THE TOWN OF LOUISBURG TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO REMOVE OR DEMOLISH THOSE BUILDINGS, AND TO EXEMPT THE TOWN FROM THE COMPETITIVE BIDDING REQUIREMENTS FOR THE LOUISBURG ECONOMIC DEVELOPMENT PROJECT.

CALENDAR (continued)

S.B. 56 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, EXPAND THE HEALTH CARE PERSONNEL REGISTRY AND AUTHORIZE THE MEDICAL CARE COMMISSION TO ADOPT RULES ALLOWING THE ISSUANCE OF RATED CERTIFICATES TO ADULT CARE HOMES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 670 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CITY ORDINANCES, COUNTY ORDINANCES, AND DEED RESTRICTIONS, COVENANTS, AND OTHER SIMILAR AGREEMENTS CANNOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE INSTALLATION OF SOLAR COLLECTORS NOT FACING PUBLIC ACCESS OR COMMON AREAS ON DETACHED SINGLE-FAMILY RESIDENCES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 876, A BILL TO BE ENTITLED AN ACT INCREASING THE AMOUNT OF TIME AN AGENCY HAS TO REQUEST A REVIEW OF A DECISION BY THE STATE CHIEF INFORMATION OFFICER TO DENY OR SUSPEND APPROVAL OF AN INFORMATION TECHNOLOGY PROJECT OR DENY A REQUEST FOR A DEVIATION, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 879, A BILL TO BE ENTITLED AN ACT PROVIDING FOR ADDITIONAL PROJECT MANAGERS ON INFORMATION TECHNOLOGY PROJECTS AND INCREASING THE THRESHOLD FOR THE MANDATORY DESIGNATION OF PROJECT MANAGER ASSISTANTS BY THE STATE CHIEF INFORMATION OFFICER, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 12, 2007

July 12, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 464** (Conference Report), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTIES OF BURKE, CASWELL, GREENE, JONES, AND WAYNE TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 12, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 648** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 12, 2007

Mr. Speaker:

Pursuant to your message received on July 9, 2007, that the House of Representatives fails to concur in the Senate Amendment No. 1 to **H.B. 384** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE LAWS PERTAINING TO THE FISCAL OPERATIONS OF THE COMMUNITY COLLEGE SYSTEM, and requests conferees, the President *Pro Tempore* appoints:

Senator Albertson, Chair
Senator Dannelly
Senator Blake

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 12, 2007

Mr. Speaker:

Pursuant to your message received on July 11, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 956** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS, and requests conferees, the President *Pro Tempore* appoints:

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Senator Malone, Chair
Senator Swindell
Senator Tillman

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

NOTICE GIVEN OF INTENTION TO RECALL BILLS

Pursuant to Rule 39, Representative Blust gives notice of his intention to recall the following bills from Committee for consideration:

H.B. 1675, A BILL TO BE ENTITLED AN ACT TO FURTHER LIMIT CONTRIBUTIONS BY LOBBYISTS TO POLITICAL CAMPAIGNS OF LEGISLATORS AND EXECUTIVE BRANCH OFFICIALS.

H.B. 1676, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LEGISLATORS FROM INFLUENCING THE SELECTION OF LOBBYISTS.

H.B. 600, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE ETHICS COMMISSION SHALL HEAR ETHICS COMPLAINTS AGAINST LEGISLATORS.

H.B. 294, A BILL TO BE ENTITLED AN ACT AMENDING THE CONSTITUTION TO LIMIT THE TERMS OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE TO TWO CONSECUTIVE GENERAL ASSEMBLIES.

On motion of Representative Owens, seconded by Representative Killian, the House adjourns at 3:16 p.m. to reconvene Monday, July 16, 2007, at 7:00 p.m.

ONE HUNDREDTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 16, 2007

July 16, 2007

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"You are the author and perfecter of life. When You spoke, all the worlds came into being. We shrink before Your majesty and omnipotence. And yet, we understand You to be a very personal Creator. You are not satisfied in some far off dimension keeping Your distance from us. Rather, You are One whose sincere desire is to make friends with us. Help us dear Lord so that we might respond to Your invitation. Come to us now; visit our hearts and fill us with Your grace so that we would truly want to be friends with You, as well. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Blackwood, Brubaker, Clary, Cole, Cunningham, Daughtridge, Grady, Hill, Howard, Luebke, McAllister, McGee, Moore, Parmon, Pate, Steen, Stiller, Thomas, Tillis, Underhill, Womble, and Wray for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 527, AN ACT TO REQUIRE BUSINESSES THAT SELL PRODUCTS OR SERVICES TO CONSUMERS PURSUANT TO CONTRACTS THAT AUTOMATICALLY RENEW UNLESS THE CONSUMERS CANCEL THE CONTRACTS TO DISCLOSE THE RENEWAL CLAUSES.

S.B. 630, AN ACT TO AUTHORIZE THE NORTH CAROLINA ARBORETUM TO ESTABLISH A CAMPUS LAW ENFORCEMENT AGENCY.

S.B. 670, AN ACT TO PROVIDE THAT CITY ORDINANCES, COUNTY ORDINANCES, AND DEED RESTRICTIONS, COVENANTS, AND OTHER SIMILAR AGREEMENTS CANNOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE INSTALLATION OF

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SOLAR COLLECTORS NOT FACING PUBLIC ACCESS OR COMMON AREAS ON DETACHED SINGLE-FAMILY RESIDENCES.

S.B. 753, AN ACT DESIGNATING THE MONTH OF OCTOBER AS DISABILITY HISTORY AND AWARENESS MONTH AND REQUIRING LOCAL BOARDS OF EDUCATION TO PROVIDE INSTRUCTION ON DISABILITY HISTORY AND AWARENESS.

S.B. 876, AN ACT INCREASING THE AMOUNT OF TIME AN AGENCY HAS TO REQUEST A REVIEW OF A DECISION BY THE STATE CHIEF INFORMATION OFFICER TO DENY OR SUSPEND APPROVAL OF AN INFORMATION TECHNOLOGY PROJECT OR DENY A REQUEST FOR A DEVIATION.

S.B. 879, AN ACT PROVIDING FOR ADDITIONAL PROJECT MANAGERS ON INFORMATION TECHNOLOGY PROJECTS AND INCREASING THE THRESHOLD FOR THE MANDATORY DESIGNATION OF PROJECT MANAGER ASSISTANTS BY THE STATE CHIEF INFORMATION OFFICER.

S.B. 884, AN ACT TO ELIMINATE THE PROHIBITION AGAINST CERTAIN SPOUSES OF MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MEMBERS OF THE BOARD OF TRUSTEES OF A CONSTITUENT INSTITUTION, OR MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES FROM BEING EMPLOYEES OR OFFICERS OF THE STATE.

S.B. 1030, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP A FRAMEWORK FOR A REACHING ONE'S POTENTIAL FOR EXCELLENCE (ROPE) SCHOLARS PROGRAM.

H.B. 26, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO REPORT ON THE EFFICACY OF THE PREPARATION OF TEACHERS TO TEACH STUDENTS WITH DISABILITIES.

H.B. 232, AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY STRATEGIES FOR RECOVERING COSTS DUE TO DAMAGED AND LOST TEXTBOOKS.

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H.B. 648, AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION.

H.B. 698, AN ACT TO AMEND EXISTING CHILD WELFARE LAWS TO COMPLY WITH FEDERAL LAW AND REGULATIONS.

H.B. 973, AN ACT TO REQUIRE MANDATORY HEALTH INSURANCE COVERAGE OF CERTAIN MENTAL ILLNESSES AND TO REQUIRE AT LEAST A MINIMUM BENEFIT PACKAGE FOR OTHER MENTAL ILLNESSES.

H.B. 1330, AN ACT TO PROVIDE AN EXEMPTION FROM THE REQUIREMENT THAT A BACKSEAT PASSENGER WEAR A SEAT BELT WHILE BEING TRANSPORTED BY A LAW ENFORCEMENT OFFICER.

H.B. 1357, AN ACT TO ALLOW A CHILD WHO IS NOT A DOMICILIARY OF A LOCAL SCHOOL ADMINISTRATIVE UNIT TO ATTEND, WITHOUT PAYMENT OF TUITION, THE PUBLIC SCHOOLS OF THAT UNIT IF THE CHILD RESIDES WITH AN ADULT WHO IS A DOMICILIARY OF THAT UNIT BECAUSE THE CHILD'S PARENT OR GUARDIAN HAS BEEN CALLED TO ACTIVE MILITARY DUTY OR ACTIVE DUTY WITH THE NATIONAL GUARD.

H.B. 1412, AN ACT TO CLARIFY VETERANS PREFERENCE WITH STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS.

H.B. 1413, AN ACT PROVIDING FOR THE DESIGNATED APPOINTMENT OF A VETERAN OF THE ARMED FORCES TO THE STATE PERSONNEL COMMISSION.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 607, AN ACT AUTHORIZING THE CITY OF DURHAM TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS.

S.B. 608, AN ACT AUTHORIZING THE CITY OF DURHAM TO EXPEDITE REMOVAL OF REFUSE AND DEBRIS, AND OVERGROWN VEGETATION, BY AMENDING THE DEFINITION OF CHRONIC VIOLATOR.

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H.B. 464, AN ACT TO AUTHORIZE THE COUNTIES OF BURKE, CASWELL, GREENE, JONES, AND WAYNE TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY.

H.B. 483, AN ACT TO DEFINE A UNIFORM PROGRAM OF PUBLIC CAMPAIGN FINANCING AND TO AUTHORIZE THE TOWN OF CHAPEL HILL TO CONDUCT SUCH A PROGRAM.

H.B. 792, AN ACT TO AUTHORIZE NORTHAMPTON COUNTY TO LEVY A ROOM OCCUPANCY TAX.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 1350, AN ACT TO CLARIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS. (S.L. 2007-209)

H.B. 244, AN ACT TO PROVIDE FOR EQUITY BETWEEN THE PARTIES WITH RESPECT TO JUROR CHALLENGES IN CIVIL CASES. (S.L. 2007-210)

H.B. 995, AN ACT TO INCREASE THE PENALTY FOR THE MALICIOUS, INTENTIONAL STARVATION OF AN ANIMAL AND MAKE OTHER CHANGES TO THE ANIMAL CRUELTY STATUTE. (S.L. 2007-211)

H.B. 21, AN ACT TO CLARIFY THE COURT'S DISCRETION TO ALLOW COURT COSTS. (S.L. 2007-212)

H.B. 29, AN ACT TO CLARIFY THE PROCEDURE FOR SATELLITE-BASED MONITORING OF SEX OFFENDERS AND TO MAKE OTHER CHANGES TO THE SEX OFFENDER LAWS. (S.L. 2007-213)

H.B. 530, AN ACT AUTHORIZING HARNETT COUNTY TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT EXPANSION PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES. (S.L. 2007-214)

H.B. 638, AN ACT TO AUTHORIZE THE CITY OF KING AND THE TOWN OF MAIDEN TO ALLOW LAW ENFORCEMENT OFFICERS AND MUNICIPAL EMPLOYEES TO USE ALL-TERRAIN VEHICLES

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ON HIGHWAYS WITH POSTED SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS AND TO USE GOLF CARTS ON PUBLIC STREETS AND HIGHWAYS, OR ANY PROPERTY OWNED OR LEASED BY THE CITY OR TOWN. (S.L. 2007-215)

H.B. 619, AN ACT AUTHORIZING THE TOWN OF LOUISBURG TO DECLARE RESIDENTIAL AND NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET AREAS UNSAFE AND TO REMOVE OR DEMOLISH THOSE BUILDINGS, AND TO EXEMPT THE TOWN FROM THE COMPETITIVE BIDDING REQUIREMENTS FOR THE LOUISBURG ECONOMIC DEVELOPMENT PROJECT. (S.L. 2007-216)

H.B. 635, AN ACT AUTHORIZING THE RANDOLPH COUNTY BOARD OF COMMISSIONERS TO OBTAIN CERTIFIED AUDITS OF VOLUNTEER FIRE DEPARTMENTS, NONPROFIT CORPORATIONS, AND VOLUNTEER ORGANIZATIONS THAT RECEIVE AD VALOREM TAXES. (S.L. 2007-217)

S.B. 226, AN ACT TO ALLOW THE CITY OF WILMINGTON TO USE CIVILIAN TRAFFIC INVESTIGATORS TO INVESTIGATE PROPERTY DAMAGE CRASHES. (S.L. 2007-218)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 924 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELEMENT MAKING PASSING A STOPPED SCHOOL BUS AND STRIKING A PERSON A FELONY FROM REQUIRING "SERIOUS BODILY INJURY" AND REMOVING THE REQUIREMENT OF SIGNAGE BEING AT LEAST EIGHT INCHES FROM THE DEFINITION OF SCHOOL BUS TO CORRESPOND TO THE CHANGES MADE TO G.S. 20-217 IN THE 2005 SESSION AND REQUIRING THAT SCHOOL BUSES BE PAINTED YELLOW, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 17. The Senate committee substitute bill is placed on the Unfavorable Calendar.

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MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 588 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND IMPROVE LAWS COVERING UN-AUTHORIZED INSURERS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 17.

Senate Committee Substitute for **H.B. 735** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DENY STATE PROPERTY FIRE INSURANCE FUND COVERAGE FOR LOSSES INCURRED BY STATE AGENCIES THAT HAVE NOT SUBMITTED BUILDING CONSTRUCTION PLANS TO THE COMMISSIONER OF INSURANCE FOR APPROVAL, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 17.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1143 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF SUBDIVISION IN STANLY COUNTY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 17.

Senate Committee Substitute for **H.B. 1197** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO MODIFY THE POWERS AND DUTIES OF THE CIVIL SERVICE BOARD, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 17.

Upon concurrence the Senate committee substitute bill changes the title.

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H.B. 1536 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF DEALERS OF LIQUEFIED PETROLEUM GAS AND THEIR EMPLOYEES, AGENTS, AND SUBCONTRACTORS UNDER CERTAIN SPECIFIED CIRCUMSTANCES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 17.

H.B. 1724 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, TO REDESIGNATE ELK KNOB STATE NATURAL AREA AS ELK KNOB STATE PARK, AND TO REDESIGNATE DISMAL SWAMP STATE NATURAL AREA AS DISMAL SWAMP STATE PARK, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 17.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Owens and without objection, the Conference Report on Senate Committee Substitute for **H.B. 135** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE TRANSPORTER PLATES FOR MOTORCYCLE MANUFACTURERS IN NORTH CAROLINA, is withdrawn from the Calendar and placed on the Calendar of July 18.

On motion of Representative Owens and without objection, **H.B. 1217**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF NAVASSA TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, is withdrawn from the Calendar and placed on the Calendar of July 17.

On motion of Representative Alexander and without objection, **S.B. 103** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE

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OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, is withdrawn from the Calendar and placed on the Calendar of July 17.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1555 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOUR-YEAR TERMS FOR ALL APPOINTMENTS TO THE PROPERTY TAX COMMISSION.

On motion of Representative Owens, the House concurs in the Senate committee substitute bill, by electronic vote (92-0), and the bill is ordered enrolled and presented to the Governor.

S.B. 221 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE CITIES OF CHARLOTTE, GREENSBORO, AND RALEIGH, AND THE COUNTIES OF GUILFORD, MECKLENBURG, AND WAKE, passes its second reading and there being no objection is read a third time.

On motion of Representative Weiss and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of July 17.

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INTRODUCTION OF PAGES

Pages for the week of July 16 are introduced to the membership. They are: Megan Beaty of South Carolina; Gregory Brill of Davie; Bill Doster of Wake; Daniel Doster of Wake; Amanda Gaddis of Cherokee; Erin Gray of Pitt; Lorna Knick of Wake; Abbi Knier of Mecklenburg; Ben Ledford of Cherokee; Sarah Lineberry of Wake; Omar McFadden of Durham; Alison McMillen of Johnston; Colby Melvin of Catawba; Tiffany Owens of Durham; Stephanie Papadopoulos of Wake; Meredith Parks of Gaston; Logan Rains of Johnston; Alisia Samuels of Cumberland; Sara Shaw of Chatham; Samantha Smith of Mecklenburg; Chandler Thompson of Guilford; and Brea Wilkerson of Durham.

Serving as Honorary Page for the week is Ashley Killian.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1568, A JOINT RESOLUTION HONORING THE MEMORY OF JULIAN G. WHITENER, FORMER MAYOR OF THE CITY OF HICKORY, ON THE OCCASION OF HICKORY BEING NAMED A 2007 ALL-AMERICA CITY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 205**, A BILL TO BE ENTITLED AN ACT TO REPEAL A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS, is withdrawn from the Education Subcommittee on Universities and re-referred to the Committee on Appropriations.

On motion of Representative Owens, seconded by Representative Kiser, the House adjourns at 7:41 p.m. to reconvene July 17 at 3:00 p.m.

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ONE HUNDRED FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 17, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious God:

"The need for affirmation and acceptance is central to our human existence. Your gifts of life and love are so perfect in their intent, namely that we were made to worship Thee, to be friends with all of our neighbors and to experience the joy of being fully loved. Yet, as basic as this need may be, it can sometimes prove to be a most difficult thing for us to both give and to receive. Cultural and societal expectations are not always supportive of our expressions to need or to be needed by others. Dear God, break down the self-erected barriers we have created to keep our distance from each other and show us the way to a clearer understanding of ourselves that we might be willing to share the fullness of Your gifts with each other and ultimately with Thee. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Brubaker, Cole, Daughtridge, Earle, Howard, Johnson, Lewis, Neumann, Parmon, and Tillis for today. Representative Grady is excused for a portion of the Session.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Tucker, Chair, for the Committee on Local Government I:

S.B. 398, A BILL TO BE ENTITLED AN ACT MODIFYING THE STANDARDS FOR SATELLITE ANNEXATIONS FOR THE TOWN OF NORWOOD, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and

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recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The serial referral on the bill is stricken.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 18. The original bill is placed on the Unfavorable Calendar.

By Representative England, Acting Chair, for the Committee on Health:

S.B. 448 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, TO STUDY PROGRAM AND SERVICE LEVELS AND NEEDS FOR OLDER ADULTS IN BRUNSWICK, BUNCOMBE, GASTON, HENDERSON, MOORE, AND NEW HANOVER COUNTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 18.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 882, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE INDUSTRIAL COMMISSION TO EMPLOY SWORN LAW ENFORCEMENT OFFICERS TO PERFORM FRAUD INVESTIGATIONS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 18. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 17 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DELIVERY OF EDUCATIONAL AND OTHER SERVICES TO STUDENTS WITH DISABILITIES AT THE HIGH SCHOOL LEVEL AND REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 18.

H.B. 18 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO CLARIFY THE DEFINITION OF RESIDENCE FOR THE DELIVERY OF SPECIAL EDUCATION SERVICES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 18.

H.B. 292 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA TURNPIKE AUTHORITY TO STUDY AND UNDERTAKE PRELIMINARY DESIGN WORK FOR A REPLACEMENT FOR THE YADKIN RIVER BRIDGE, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 18.

Senate Committee Substitute for **H.B. 489**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TERMS OF THE HOUSING AUTHORITY OF THE CITY OF ASHEVILLE FROM FIVE YEARS TO FOUR YEARS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 18.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 731 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS PURCHASING ANNUITY PRODUCTS; ADDRESS PORTABILITY IN ACCIDENT AND HEALTH AND LIFE INSURANCE; MAKE MINOR CHANGES IN THE LAWS ON MANAGED CARE EXTERNAL REVIEWS; CLARIFY DEFINITIONS IN LONG-TERM CARE INSURANCE; ADDRESS SMALL EMPLOYER CARRIER PLAN ELECTIONS; DEFINE "CRITICAL PERIOD CONVERSION RATIO" FOR CREDIT INSURANCE; MAKE MISCELLANEOUS AMENDMENTS TO OTHER PROVISIONS RELATED TO LIFE AND HEALTH INSURANCE; AND MAKE TECHNICAL CORRECTIONS IN INSURANCE CODE REFERENCES TO THE TEACHERS'

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AND STATE EMPLOYEES' MAJOR MEDICAL PLAN, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 18.

Senate Committee Substitute for **H.B. 749** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT EFFICIENCIES WITHIN THE UNIVERSITY SYSTEM AS RECOMMENDED BY THE PRESIDENT'S ADVISORY COMMITTEE ON EFFICIENCY AND EFFECTIVENESS (PACE), is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 18.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1097 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CHAPEL HILL AND THE CITY OF ASHEVILLE TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 18.

H.B. 1400 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OR RECOVERY OF HUMAN TISSUE AT A FUNERAL ESTABLISHMENT BY ANY PERSON, WITH CERTAIN EXCEPTIONS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 18.

H.B. 1646 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATIONS OF LAWS TO PROTECT AIR QUALITY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 18.

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S.B. 540 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, MOTOR FUELS TAX LAWS, AND RELATED STATUTES, is read the first time and referred to the Committee on Finance.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 463, AN ACT TO MODIFY THE CREDIT FOR CERTAIN REAL PROPERTY DONATIONS.

H.B. 1025, AN ACT TO AUTHORIZE EMPLOYERS TO AMORTIZE THE PAYMENT OF THE COST OF PROBATIONARY EMPLOYMENT FOR MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

H.B. 1555, AN ACT PROVIDING FOUR-YEAR TERMS FOR ALL APPOINTMENTS TO THE PROPERTY TAX COMMISSION.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 442, AN ACT TO AUTHORIZE CASWELL COUNTY AND THE TOWN OF YANCEYVILLE TO LEVY A ROOM OCCUPANCY TAX.

H.B. 1250, AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF DURHAM.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1568, A JOINT RESOLUTION HONORING THE MEMORY OF JULIAN G. WHITENER, FORMER MAYOR OF THE CITY OF HICKORY, ON THE OCCASION OF HICKORY BEING NAMED A 2007 ALL-AMERICA CITY. (RESOLUTION 2007-56)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

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S.B. 607, AN ACT AUTHORIZING THE CITY OF DURHAM TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS. (S.L. 2007-219)

S.B. 608, AN ACT AUTHORIZING THE CITY OF DURHAM TO EXPEDITE REMOVAL OF REFUSE AND DEBRIS, AND OVERGROWN VEGETATION, BY AMENDING THE DEFINITION OF CHRONIC VIOLATOR. (S.L. 2007-220)

H.B. 464, AN ACT TO AUTHORIZE THE COUNTIES OF BURKE, CASWELL, GREENE, JONES, AND WAYNE TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY. (S.L. 2007-221)

H.B. 483, AN ACT TO DEFINE A UNIFORM PROGRAM OF PUBLIC CAMPAIGN FINANCING AND TO AUTHORIZE THE TOWN OF CHAPEL HILL TO CONDUCT SUCH A PROGRAM. (S.L. 2007-222)

H.B. 792, AN ACT TO AUTHORIZE NORTHAMPTON COUNTY TO LEVY A ROOM OCCUPANCY TAX. (S.L. 2007-223)

POINT OF ORDER

Representative Stam raises a point of order regarding **S.B. 398** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITIZENS OF UNION COUNTY TO DETERMINE IF DISTRICT REPRESENTATION SHOULD BE IMPLEMENTED FOR THE UNION COUNTY BOARD OF COMMISSIONERS, and states that the bill that was read in is not germane to the underlying bill pursuant to Rule 43. The Speaker notes the point of order.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1143 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE DEFINITION OF SUBDIVISION IN STANLY COUNTY.

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On motion of Representative Gibson, the House concurs in the Senate committee substitute bill, by electronic vote (106-0), and the bill is ordered enrolled.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Senate Committee Substitute for **H.B. 1197** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO MODIFY THE POWERS AND DUTIES OF THE CIVIL SERVICE BOARD.

On motion of Representative Ray, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (105-1), and the bill is ordered enrolled.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Lucas and without objection, **S.B. 1110** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CALCULATION OF THE DROPOUT RATE, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Senate Committee Substitute for **H.B. 367** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAW REGULATING THE SALE OF CERTAIN METALS BY SECONDARY METALS RECYCLERS, TO ADD WIRELESS AND CABLE TELECOMMUNICATIONS EQUIPMENT TO THE STATUTE PROVIDING PENALTIES FOR THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES, AND TO INCREASE THE CRIMINAL PENALTIES FOR VIOLATIONS OF THOSE REGULATIONS OF THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES.

On motion of Representative Current, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor.

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Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 588 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND IMPROVE LAWS COVERING UN-AUTHORIZED INSURERS.

On motion of Representative Goforth, the House concurs in the Senate committee substitute bill, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 646, A BILL TO BE ENTITLED AN ACT TO MAKE THE UNIVERSITY OF NORTH CAROLINA HEALTH CARE SYSTEM'S DEBT COLLECTION PRACTICES MORE PATIENT FRIENDLY AND TO ASSIST CERTAIN PATIENTS.

On motion of Representative Insko, the House concurs in the Senate amendment, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Senate Committee Substitute for **H.B. 735** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DENY STATE PROPERTY FIRE INSURANCE FUND COVERAGE FOR LOSSES INCURRED BY STATE AGENCIES THAT HAVE NOT SUBMITTED BUILDING CONSTRUCTION PLANS TO THE COMMISSIONER OF INSURANCE FOR APPROVAL.

On motion of Representative Goforth, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 1536 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF DEALERS OF LIQUEFIED PETROLEUM GAS AND THEIR EMPLOYEES, AGENTS, AND SUBCONTRACTORS UNDER CERTAIN SPECIFIED CIRCUMSTANCES.

On motion of Representative Gibson, the House concurs in the Senate committee substitute bill, by electronic vote (106-0), and the bill is ordered enrolled and presented to the Governor.

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Representative Faison states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (107-0).

H.B. 1724 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, TO REDESIGNATE ELK KNOB STATE NATURAL AREA AS ELK KNOB STATE PARK, AND TO REDESIGNATE DISMAL SWAMP STATE NATURAL AREA AS DISMAL SWAMP STATE PARK.

On motion of Representative England, the House concurs in the Senate amendment, by the following three-fifths majority vote, and the bill is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Jones, Justice, Killian, Kiser, Langdon, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 105.

Voting in the negative: Representative Love.

Excused absences: Representatives Barnhart, Brubaker, Cole, Daughtridge, Earle, Howard, Johnson, Lewis, Neumann, Parmon, and Tillis - 11.

Representative Love requests and is granted permission to change his vote from "no" to "aye". Representative Justus requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (107-0).

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Dickson and without objection, **S.B. 819**, A BILL TO BE ENTITLED AN ACT CLARIFYING THE LAW REGARDING THE GIFT OR SALE OF CRAFT ITEMS MADE WITH

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DONATED SUPPLIES AND EQUIPMENT BY VOLUNTEERS WHO ARE INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, is withdrawn from the Calendar of July 23 and re-referred to the Committee on Judiciary II.

CALENDAR (continued)

S.B. 221 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CONCERNING INVESTMENTS OF THE CITIES OF CHARLOTTE, GREENSBORO, AND RALEIGH, AND THE COUNTIES OF GUILFORD, MECKLENBURG, AND WAKE, passes its third reading, by electronic vote (107-0), and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Stiller and without objection, **H.B. 1217**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF NAVASSA TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, is withdrawn from the Calendar and placed on the Calendar of July 18.

CALENDAR (continued)

S.B. 103 (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE

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NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Jones, Justice, Justus, Killian, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 105.

Voting in the negative: Representative Michaux.

Excused absences: Representatives Barnhart, Brubaker, Cole, Daughtridge, Earle, Howard, Johnson, Lewis, Neumann, Parmon, and Tillis - 11.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 758 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WHO ARE CONVICTED OF CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES TO OBTAIN A LIMITED DRIVING PRIVILEGE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Bell, Blackwood, Blue, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Hurley, Insko, Jeffus, Jones, Justice, Justus, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Owens, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Steen, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright,

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Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 97.

Voting in the negative: Representatives Blust, Folwell, Hilton, Holloway, Killian, Kiser, Ray, Setzer, Starnes, and Stiller - 10.

Excused absences: Representatives Barnhart, Brubaker, Cole, Daughtridge, Earle, Howard, Johnson, Lewis, Neumann, Parmon, and Tillis - 11.

S.B. 924 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELEMENT MAKING PASSING A STOPPED SCHOOL BUS AND STRIKING A PERSON A FELONY FROM REQUIRING "SERIOUS BODILY INJURY" AND REMOVING THE REQUIREMENT OF SIGNAGE BEING AT LEAST EIGHT INCHES FROM THE DEFINITION OF SCHOOL BUS TO CORRESPOND TO THE CHANGES MADE TO G.S. 20-217 IN THE 2005 SESSION AND REQUIRING THAT SCHOOL BUSES BE PAINTED YELLOW.

On motion of Representative Folwell, the bill is temporarily displaced.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 999 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE MOTOR VEHICLE LAWS PERTAINING TO IMPAIRED DRIVING OFFENSES AND TO PROVIDE THAT THE COURT MAY ORDER SECURE CUSTODY OF A JUVENILE WHEN THE JUVENILE IS CHARGED WITH A VIOLATION OF EITHER DRIVING WHILE IMPAIRED OR UNDERAGE DRINKING AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE DISPOSITIONAL ALTERNATIVES FOR JUVENILES WHO ARE ADJUDICATED DELINQUENT FOR A DRIVING WHILE IMPAIRED OR AN UNDERAGE DRINKING VIOLATION, passes its second reading, by electronic vote (104-1), and there being no objection is read a third time.

Representative Williams requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (105-1).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

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S.B. 1218 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY CONVICTIONS, passes its second reading by electronic vote (105-2).

Representative Haire objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1464 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE WILDLIFE RESOURCES MANAGEMENT LAWS BY AUTHORIZING THE WILDLIFE RESOURCES COMMISSION TO RESPOND TO DISEASE THREATS; BY ALLOWING THE TAKING OF BEAVER WITH BOW AND ARROW; BY AMENDING CERTAIN LAWS GOVERNING THE TAKING OF DEER; BY PROVIDING FOR THE SAFETY OF BOW HUNTERS DURING FIREARMS SEASON; BY PROHIBITING THE FEEDING OF ALLIGATORS; BY ALLOWING THE USE OF ELECTRONIC CALLING DEVICES FOR SNOW GEESE; AND STUDYING THE TRACKING OF WOUNDED WILDLIFE AFTER LEGAL HUNTING HOURS, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2.

S.B. 924 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE ELEMENT MAKING PASSING A STOPPED SCHOOL BUS AND STRIKING A PERSON A FELONY FROM REQUIRING "SERIOUS BODILY INJURY" AND REMOVING THE REQUIREMENT OF SIGNAGE BEING AT LEAST EIGHT INCHES FROM THE DEFINITION OF SCHOOL BUS TO CORRESPOND TO THE CHANGES MADE TO G.S. 20-217 IN THE 2005 SESSION AND REQUIRING THAT SCHOOL BUSES BE PAINTED YELLOW, which was temporarily displaced, is before the Body.

Representative Folwell offers Amendment No. 1 which is adopted by electronic vote (107-0).

The bill, as amended, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

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SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1566, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SENATOR JEANNE HOPKINS LUCAS, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

PERMISSION GRANTED

Pursuant to Rule 28(e), the Speaker grants permission for committees to meet on days when the House is not in Session.

CONFEREES APPOINTED

The Speaker appoints the following conferees on Senate Committee Substitute for **H.B. 1415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE: Representative Martin, Chair; Representatives Coleman, Ross, J. Harrell, Barnhart, and Thomas.

The Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 1495 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE

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IDENTIFIED, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Transportation.

The House committee substitute bill is re-referred to the Committee on Transportation. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 473 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING ON PRIVATE PROPERTY WITHOUT WRITTEN PERMISSION FROM THE LAND-OWNER OR LESSEE AND TO PROHIBIT HUNTING ON PRIVATE PROPERTY WHILE UNDER THE INFLUENCE OF AN IMPAIRING SUBSTANCE, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 18. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 530 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 18.

Representative Owens moves, seconded by Representative Tucker, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conferences committees, to reconvene July 18 at 3:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

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By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 1675, A BILL TO BE ENTITLED AN ACT TO FURTHER LIMIT CONTRIBUTIONS BY LOBBYISTS TO POLITICAL CAMPAIGNS OF LEGISLATORS AND EXECUTIVE BRANCH OFFICIALS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1676, A BILL TO BE ENTITLED AN ACT TO PROHIBIT LEGISLATORS FROM INFLUENCING THE SELECTION OF LOBBYISTS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Ross, Chair, for the Committee on Ethics:

H.B. 600, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE ETHICS COMMISSION SHALL HEAR ETHICS COMPLAINTS AGAINST LEGISLATORS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

The House stands adjourned at 5:45 p.m.

ONE HUNDRED SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 18, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

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"Your endurance and patience with us is indefatigable. You are tireless in your pursuit of bringing out the best in us. As we set our hands to the plow and enter the final leg of this journey together, let our work be an example of all that is right and good. Strengthen us for the last lap of this Session and let us run the race that is before us with such stamina that we finish it with the grace and dignity that is befitting of this Honorable Body. Have mercy on us as we work our way toward the finish line, we humbly pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 367, AN ACT TO STRENGTHEN THE LAW REGULATING THE SALE OF CERTAIN METALS BY SECONDARY METALS RECYCLERS, TO ADD WIRELESS AND CABLE TELECOMMUNICATIONS EQUIPMENT TO THE STATUTE PROVIDING PENALTIES FOR THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES, TO INCREASE THE CRIMINAL PENALTIES FOR VIOLATIONS OF THOSE REGULATIONS OF THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES, AND TO PROVIDE FOR FORFEITURE OF VEHICLES USED IN FELONIOUS THEFT OF METALS.

H.B. 588, AN ACT TO UPDATE AND IMPROVE LAWS COVERING UNAUTHORIZED INSURERS.

H.B. 646, AN ACT TO MAKE THE UNIVERSITY OF NORTH CAROLINA HEALTH CARE SYSTEM'S DEBT COLLECTION PRACTICES MORE PATIENT FRIENDLY AND TO ASSIST CERTAIN PATIENTS.

H.B. 730, AN ACT TO MAKE TECHNICAL AND SUBSTANTIVE CHANGES IN THE LAWS GOVERNING MEDIATION OF PROPERTY INSURANCE CLAIMS ARISING OUT OF DISASTERS.

H.B. 735, AN ACT TO STREAMLINE THE CONSTRUCTION PLAN REVIEW PROCESS FOR CERTAIN PUBLIC BUILDINGS, AS

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REQUESTED BY THE HOUSE SELECT COMMITTEE ON PUBLIC SCHOOL CONSTRUCTION.

H.B. 1536, AN ACT TO LIMIT THE LIABILITY OF DEALERS OF LIQUEFIED PETROLEUM GAS AND THEIR EMPLOYEES, AGENTS, AND SUBCONTRACTORS UNDER CERTAIN SPECIFIED CIRCUMSTANCES.

H.B. 1724, AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, TO REDESIGNATE ELK KNOB STATE NATURAL AREA AS ELK KNOB STATE PARK, AND TO REDESIGNATE DISMAL SWAMP STATE NATURAL AREA AS DISMAL SWAMP STATE PARK.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1566, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SENATOR JEANNE HOPKINS LUCAS. (RESOLUTION 2007-57)

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 1143, AN ACT RELATING TO THE DEFINITION OF SUBDIVISION IN STANLY COUNTY.

H.B. 1197, AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO MODIFY THE POWERS AND DUTIES OF THE CIVIL SERVICE BOARD AND AMENDING THE ACT OF ESTABLISHING THE BUNCOMBE COUNTY SHERIFF'S PERSONNEL ADVISORY BOARD.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 442, AN ACT TO AUTHORIZE CASWELL COUNTY AND THE TOWN OF YANCEYVILLE TO LEVY A ROOM OCCUPANCY TAX. (S.L. 2007-224)

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H.B. 1250, AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF DURHAM. (S.L. 2007-225)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 922 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION AND TO CHANGE THE TIME WHEN THE MEMBERS OF THE HYDE COUNTY BOARD OF EDUCATION TAKE OFFICE, with recommendation that the House do not concur.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 19.

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 777 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 19. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 779 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CONTRIBUTORY DEATH BENEFIT PAYABLE ON BEHALF OF RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of July 19.

H.B. 1269 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL A BUDGET SPECIAL PROVISION GIVING A FULL TUITION GRANT TO GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, EFFECTIVE WITH PERSONS ENTERING THAT SCHOOL AFTER THE 2007-2008 ACADEMIC YEAR AND TO APPROPRIATE FUNDS FOR A STUDY OF AN ALTERNATE TUITION BENEFIT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 19.

H.B. 1304 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF REMAINING END-OF-YEAR TUITION ASSISTANCE PROGRAM FUNDS FOR REPAYMENT OF OUTSTANDING ELIGIBLE STUDENT LOANS FOR MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 19.

H.B. 1550, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATIONAL ASSISTANCE FOR MINIMUM WAGE WORKERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 19.

H.B. 1687, A BILL TO BE ENTITLED AN ACT TO PROVIDE LEGISLATORS WITH THE SAME MILEAGE RATES AS STATE EMPLOYEES AND TO ESTABLISH BOTH STATE EMPLOYEE AND LEGISLATIVE RATES AT THE FEDERAL EMPLOYEE RATE FOR TRAVEL, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 19. The original bill is placed on the Unfavorable Calendar.

H.B. 1738, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ADVISORY COMMISSION ON HOSPITAL INFECTION CONTROL AND DISCLOSURE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 19.

H.B. 1787 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INFORMATION AND FORMS FOR AN EXPUNCTION OF A PERSON'S RECORD WHEN THE COURT

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DISMISSES CHARGES AGAINST THE PERSON OR ENTERS A FINDING OF NOT GUILTY TO BE AVAILABLE ON THE INTERNET AND THAT INTERNET ADDRESS POSTED IN THE CLERK'S OFFICE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 19. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 294, A BILL TO BE ENTITLED AN ACT AMENDING THE CONSTITUTION TO LIMIT THE TERMS OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE TO TWO CONSECUTIVE GENERAL ASSEMBLIES, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representative Saunders, Chair, for the Committee on Public Utilities:

H.B. 1395, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE UTILITIES COMMISSION TO REASSIGN TERRITORIES OF ELECTRIC MEMBERSHIP CORPORATIONS TO MUNICIPAL ELECTRIC SUPPLIERS IN THE ABSENCE OF APPROVED TERRITORIAL AGREEMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture.

S.B. 1465 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY AND MAKE PERMANENT THE SWINE FARM ANIMAL WASTE MANAGEMENT SYSTEM PERFORMANCE STANDARDS THAT THE GENERAL ASSEMBLY ENACTED IN 1998 AND TO ASSIST FARMERS TO VOLUNTARILY CONVERT TO INNOVATIVE ANIMAL WASTE MANAGEMENT SYSTEMS, with a

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favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The House committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The Senate committee substitute bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 17, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 135** (Conference Report), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE DEALER PLATES WITH A SYMBOL NOTING THAT THE HOLDER IS A MANUFACTURER, TO EXEMPT MANUFACTURERS FROM THE RESTRICTIONS ON THE NUMBER OF DEALER PLATES THAT MAY BE ISSUED TO THEM, AND TO CLARIFY THAT THE DIVISION MAY ISSUE A DEALER PLATE IN A SUITABLY REDUCED SIZE FOR MOTORCYCLE DEALERS AND MANUFACTURERS, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 563** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN MOTOR VEHICLE LAW REGARDING THE WEARING OF A SAFETY HELMET BY USE OF A RETENTION STRAP, WHAT "PUBLIC SERVICE VEHICLE" MEANS, CHANGING THE WORD STOPLIGHT TO TRAFFIC SIGNAL, AND CHANGING THE TIME ALLOWED FOR REMOVAL

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OF A VEHICLE FROM A PUBLIC HIGHWAY OR REST AREA, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1016** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE THE TAX BENEFITS OF CONTRIBUTIONS TO THE PARENTAL SAVINGS TRUST FUND OF THE STATE EDUCATION ASSISTANCE AUTHORITY, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Finance.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

H.B. 1277 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REVOCATION OF THE DRIVERS LICENSE OF ANY PERSON CONVICTED OF GIVING ALCOHOLIC BEVERAGES TO, OR AIDING AND ABETTING THE PURCHASE OR POSSESSION OF ALCOHOLIC BEVERAGES BY, AN UNDERAGE PERSON AND TO ALLOW FOR A LIMITED DRIVING PRIVILEGE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

Senate Committee Substitute for **H.B. 1402**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF TRANSPORTATION TO CONSULT WITH THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS BEFORE BEGINNING THE DESIGN OR CONSTRUCTION OF NEW WELCOME CENTER BUILDINGS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

Upon concurrence the Senate committee substitute bill changes the title.

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S.B. 282 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, is read the first time and referred to the Committee on Finance.

S.B. 1068 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE E-NC AUTHORITY, TO INCREASE THE DISTRIBUTION TO LOCAL GOVERNMENTS OF THE SALES TAX ON TELECOMMUNICATIONS AND VIDEO PROGRAMMING SERVICES AND TO EARMARK A PORTION OF THE STATE'S SHARE OF THE SALES TAX ON THESE SERVICES FOR GRANTS FOR BROADBAND CONNECTIVITY, PEG CHANNELS, AND COMMUNITY MEDIA CENTERS, is read the first time and referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 958**, A BILL TO BE ENTITLED AN ACT ADOPTING THE AMERICAN BULLFROG AS THE OFFICIAL AMPHIBIAN OF THE STATE OF NORTH CAROLINA, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1546 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A COMMERCIAL DRIVERS LICENSE THAT HAS A SCHOOL BUS ENDORSEMENT TO EXPIRE THREE YEARS AFTER IT IS ISSUED, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

S.B. 119 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EMPLOYEES OF THE DEPARTMENT OF DEFENSE AND THEIR DEPENDENTS SHALL QUALIFY FOR THE IN-STATE TUITION RATE, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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S.B. 154 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DALLAS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is read the first time and referred to the Committee on Finance.

S.B. 1275 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PISGAH ASTRONOMICAL RESEARCH INSTITUTE, is read the first time and referred to the Committee on Appropriations.

CONFERENCE REPORT

The material Conference Report for Senate Committee Substitute for **H.B. 135** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE TRANSPORTER PLATES FOR MOTORCYCLE MANUFACTURERS IN NORTH CAROLINA, which changes the title, is adopted on its third roll call reading, by the following vote, and the Senate is so notified by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 117.

Voting in the negative: None.

Excused absences: None.

Representative Faison states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (118-0).

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The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled and presented to the Governor.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 489**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE TERMS OF THE HOUSING AUTHORITY OF THE CITY OF ASHEVILLE FROM FIVE YEARS TO FOUR YEARS.

On motion of Representative Fisher, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (116-0), and the bill is ordered enrolled.

H.B. 1097 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CHAPEL HILL AND THE CITY OF ASHEVILLE TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION.

On motion of Representative Insko, the House concurs in the Senate amendment, which changes the title, by electronic vote (118-0), and the bill is ordered enrolled.

H.B. 17 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DELIVERY OF EDUCATIONAL AND OTHER SERVICES TO STUDENTS WITH DISABILITIES AT THE HIGH SCHOOL LEVEL AND REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (118-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 18 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO CLARIFY THE DEFINITION OF RESIDENCE FOR THE DELIVERY OF SPECIAL EDUCATION SERVICES.

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On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (117-1), and the bill is ordered enrolled and presented to the Governor.

H.B. 292 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA TURNPIKE AUTHORITY TO STUDY AND UNDERTAKE PRELIMINARY DESIGN WORK FOR A REPLACEMENT FOR THE YADKIN RIVER BRIDGE.

On motion of Representative Coates, the House concurs in the Senate amendment, by electronic vote (116-1), and the bill is ordered enrolled and presented to the Governor.

H.B. 731 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS PURCHASING ANNUITY PRODUCTS; ADDRESS PORTABILITY IN ACCIDENT AND HEALTH AND LIFE INSURANCE; MAKE MINOR CHANGES IN THE LAWS ON MANAGED CARE EXTERNAL REVIEWS; CLARIFY DEFINITIONS IN LONG-TERM CARE INSURANCE; ADDRESS SMALL EMPLOYER CARRIER PLAN ELECTIONS; DEFINE "CRITICAL PERIOD CONVERSION RATIO" FOR CREDIT INSURANCE; MAKE MISCELLANEOUS AMENDMENTS TO OTHER PROVISIONS RELATED TO LIFE AND HEALTH INSURANCE; AND MAKE TECHNICAL CORRECTIONS IN INSURANCE CODE REFERENCES TO THE TEACHERS' AND STATE EMPLOYEES' MAJOR MEDICAL PLAN.

On motion of Representative Dockham, the House concurs in the Senate committee substitute bill, by electronic vote (117-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 749** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPLEMENT EFFICIENCIES WITHIN THE UNIVERSITY SYSTEM AS RECOMMENDED BY THE PRESIDENT'S ADVISORY COMMITTEE ON EFFICIENCY AND EFFECTIVENESS (PACE).

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (118-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 1400 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OR RECOVERY OF HUMAN TISSUE AT A FUNERAL ESTABLISHMENT BY ANY PERSON, WITH CERTAIN EXCEPTIONS.

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On motion of Representative Holloway, the House concurs in the Senate committee substitute bill, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 1646 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES FOR VIOLATIONS OF LAWS TO PROTECT AIR QUALITY.

Pursuant to Rule 24.1A(c), the request that Representative West be excused from voting on May 15 is continued.

On motion of Representative Allen, the House concurs in the Senate committee substitute bill, by electronic vote (77-39), and the bill is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 432, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTIES FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 117.

Voting in the negative: None.

Excused absences: None.

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WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Gibson and without objection, **S.B. 398** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITIZENS OF UNION COUNTY TO DETERMINE IF DISTRICT REPRESENTATION SHOULD BE IMPLEMENTED FOR THE UNION COUNTY BOARD OF COMMISSIONERS, is withdrawn from the Calendar and placed on the Calendar of July 19.

On motion of Representative Goodwin and without objection, **S.B. 1218** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY CONVICTIONS, is withdrawn from the Calendar and placed on the Calendar of July 24.

On motion of Representative T. Harrell and without objection, **S.B. 530** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES, is withdrawn from the Calendar and placed on the Calendar of July 23.

CALENDAR (continued)

H.B. 1217, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF NAVASSA TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

S.B. 473 (House Committee Substitute No. 2), 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, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

S.B. 103 (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 3 by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker,

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Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 117.

Voting in the negative: None.

Excused absences: None.

S.B. 758 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WHO ARE CONVICTED OF CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES TO OBTAIN A LIMITED DRIVING PRIVILEGE, passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Steen, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 106.

Voting in the negative: Representatives Blust, Folwell, Frye, Holloway, Killian, Kiser, McGee, Setzer, Starnes, Stiller, and West - 11.

Excused absences: None.

S.B. 448 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, TO STUDY PROGRAM AND SERVICE LEVELS AND NEEDS FOR OLDER ADULTS IN BRUNSWICK, BUNCOMBE, GASTON, HENDERSON, MOORE, AND NEW HANOVER COUNTIES.

On motion of Representative Wright and without objection, the bill is temporarily displaced.

S.B. 720 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN OPEN ENROLLMENT PERIOD IN THE CONTRIBUTORY DEATH BENEFIT FOR RETIRED MEMBERS

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OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 882 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE INDUSTRIAL COMMISSION TO EMPLOY SWORN LAW ENFORCEMENT OFFICERS TO PERFORM FRAUD INVESTIGATIONS.

Pursuant to Rule 36.1, Representative Michaux, Chair of the Committee on Appropriations, requests a fiscal note on the bill.

The bill is removed from the Calendar.

CONFERENCE REPORT

Representative Cole sends forth the Conference Report on **S.B. 652** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES AND ALLOWING THE COMPENSATION OF THE MAYOR AND COUNCIL OF THE CITY OF EDEN TO BE SET UNDER GENERAL LAW. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 19.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 1199 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY PROVISIONS IN THE LOCAL DEVELOPMENT ACT, TO CLARIFY URBAN PROGRESS ZONES AND AGRARIAN GROWTH ZONES, TO ALLOW MORE THAN ONE AGRARIAN GROWTH ZONE IN A COUNTY, TO CLARIFY WHEN THE LAST

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REPORT IS DUE FOR THE REPEALED LEE ACT CREDITS, AND TO MAKE TECHNICAL CHANGES CONCERNING THE TAX CREDITS FOR GROWING BUSINESSES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 1364 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SECONDARY PURCHASERS OF MOTOR VEHICLES FOR SCRAP METAL OR SALVAGE PARTS TO MAINTAIN RECORDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 19.

Representative Owens moves, seconded by Representative Howard, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene July 19 at 2:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 18, 2007

Mr. Speaker:

Pursuant to your message received on July 17, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1415** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE, and requests conferees, the President *Pro Tempore* appoints:

Senator Rand, Chair
Senator Purcell
Senator Brunstetter

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on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 254 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CONOVER TO ADOPT ORDINANCES REGULATING GOLF CARTS AND UTILITY VEHICLES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

H.B. 589 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF THE POULTRY PRODUCTS INSPECTION ACT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

H.B. 610 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SET THE NUMBER OF DESIGN-BUILD CONSTRUCTION CONTRACTS THAT MAY BE AWARDED BY THE DEPARTMENT OF TRANSPORTATION AT TWENTY-FIVE CONTRACTS EACH FISCAL YEAR, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

H.B. 1136 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE TOWNS OF DAVIDSON, FRANKLIN, AND MURPHY TO AREAS LAW ENFORCEMENT OFFICERS AND EMPLOYEES MAY USE ALL-TERRAIN VEHICLES ON HIGHWAYS WITH POSTED SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

Senate Committee Substitute for **H.B. 1671** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ARBITRATION FOR CAUSES OF ACTION FOR PERSONAL INJURY OR WRONGFUL DEATH BASED ON ALLEGED PROFESSIONAL NEGLIGENCE IN THE PROVISION OF HEALTH CARE, UPON THE AGREEMENT OF ALL PARTIES TO AN ACTION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 19.

Upon concurrence the Senate committee substitute bill changes the title.

The House stands adjourned at 4:55 p.m.

ONE HUNDRED THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, July 19, 2007

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Sam Wynn, Hollands United Methodist Church, Raleigh, North Carolina.

"Gracious God:

"You have called all people to lives of righteousness and justice. You have called all people to lives of peace and wholeness.

"We confess that sometimes we have cared more for lofty places than we have for places of service. We confess that sometimes we have worked more for places of power than we have for the good of the people. Forgive us we pray.

"Bless now the men and women who gather in this place. Give these men and women the gifts of discernment. Give them the gifts of wisdom.

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Give the gift of vision. To those who lead here grant the patience of cooperation. To those who debate here, grant clarity of thought. To those who decide here, grant the courage of truth.

"Keep ever before us the broken places of our life together, places of despair and disappointment. Set our ears to hear the cry of the poor. Set our eyes to see the needs of the sick. Set our hearts to beat in rhythm with Yours. And blend us with all people of good will, both in this place and beyond, in order that this State might be a lighthouse of hope and fulfillment.

"Even though we may miss the mark sometimes, this is a special day in the life of our State. It is a special day for the Lumbee People. We are honored as a people to offer our gifts and services; bless Jessica as she represents her God and the great State of North Carolina. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives McLawhorn and Thomas for today. Representative Insko is excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 758, AN ACT TO ALLOW PERSONS WHO ARE CONVICTED OF CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES TO OBTAIN A LIMITED DRIVING PRIVILEGE.

H.B. 17, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DELIVERY OF EDUCATIONAL AND OTHER SERVICES TO STUDENTS WITH DISABILITIES AT THE HIGH SCHOOL LEVEL AND REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

H.B. 18, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO CLARIFY THE DEFINITION OF RESIDENCE FOR THE DELIVERY OF SPECIAL EDUCATION SERVICES.

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H.B. 135, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE DEALER PLATES WITH A SYMBOL NOTING THAT THE HOLDER IS A MANUFACTURER, TO EXEMPT MANUFACTURERS FROM THE RESTRICTIONS ON THE NUMBER OF DEALER PLATES THAT MAY BE ISSUED TO THEM, AND TO CLARIFY THAT THE DIVISION MAY ISSUE A DEALER PLATE IN A SUITABLY REDUCED SIZE FOR MOTORCYCLE DEALERS AND MANUFACTURERS.

H.B. 292, AN ACT TO AUTHORIZE THE NORTH CAROLINA TURNPIKE AUTHORITY TO STUDY AND UNDERTAKE PRELIMINARY DESIGN WORK FOR A REPLACEMENT FOR THE YADKIN RIVER BRIDGE.

H.B. 731, AN ACT TO PROTECT CONSUMERS PURCHASING ANNUITY PRODUCTS; ADDRESS PORTABILITY IN ACCIDENT AND HEALTH AND LIFE INSURANCE; MAKE MINOR CHANGES IN THE LAWS ON MANAGED CARE EXTERNAL REVIEWS; CLARIFY DEFINITIONS IN LONG-TERM CARE INSURANCE; ADDRESS SMALL EMPLOYER CARRIER PLAN ELECTIONS; DEFINE "CRITICAL PERIOD CONVERSION RATIO" FOR CREDIT INSURANCE; MAKE MISCELLANEOUS AMENDMENTS TO OTHER PROVISIONS RELATED TO LIFE AND HEALTH INSURANCE; AND MAKE TECHNICAL CORRECTIONS IN INSURANCE CODE REFERENCES TO THE TEACHERS' AND STATE EMPLOYEES' MAJOR MEDICAL PLAN.

H.B. 749, AN ACT TO IMPLEMENT EFFICIENCIES WITHIN THE UNIVERSITY SYSTEM AND STATE GOVERNMENT AS RECOMMENDED BY THE PRESIDENT'S ADVISORY COMMITTEE ON EFFICIENCY AND EFFECTIVENESS (PACE).

H.B. 1400, AN ACT TO PROHIBIT THE TAKING OR RECOVERY OF HUMAN TISSUE AT A FUNERAL ESTABLISHMENT BY ANY PERSON, WITH CERTAIN EXCEPTIONS.

H.B. 1646, AN ACT TO INCREASE THE PENALTIES FOR VIOLATIONS OF LAWS TO PROTECT AIR QUALITY.

H.B. 1810, AN ACT TO BRING STATE LAW INTO COMPLIANCE WITH THE FEDERAL VIOLENCE AGAINST WOMEN ACT OF 2005.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

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H.B. 489, AN ACT TO REDUCE THE TERMS OF THE HOUSING AUTHORITY OF THE CITY OF ASHEVILLE FROM FIVE YEARS TO FOUR YEARS AND TO AUTHORIZE THE CITY OF ASHEVILLE AND THE ASHEVILLE CITY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR TEACHERS, POLICE OFFICERS, AND FIREFIGHTERS.

H.B. 941, AN ACT TO REPEAL A LOCAL ACT ON DISPOSITION OF PROPERTY BY BRUNSWICK COUNTY SO THE GENERAL LAW WILL APPLY.

H.B. 1097, AN ACT TO AUTHORIZE VARIOUS MUNICIPALITIES TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION.

H.B. 1182, AN ACT AMENDING THE CHARTER OF THE VILLAGE OF SUGAR MOUNTAIN TO EXTEND THE MAYOR'S TERM OF OFFICE FROM TWO YEARS TO FOUR YEARS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 401, AN ACT TO AUTHORIZE COUNTY WATER AND SEWER DISTRICTS TO ENGAGE IN INSTALLMENT PURCHASE FINANCING. (S.L. 2007-226)

H.B. 1086, AN ACT AUTHORIZING CUSTOMER USAGE TRACKING RATE ADJUSTMENT MECHANISMS FOR NATURAL GAS LOCAL DISTRIBUTION COMPANY RATES. (S.L. 2007-227)

S.B. 881, AN ACT TO DEFINE THE RESIDENCY REQUIREMENTS FOR LICENSURE UNDER THE LAWS PERTAINING TO BAIL BONDSMEN AND RUNNERS AND TO MAKE OTHER STYLISTIC CHANGES. (S.L. 2007-228)

H.B. 1132, AN ACT TO AUTHORIZE THE PAYMENT OF A PER DIEM TO PUBLIC HEALTH AUTHORITY BOARDS AND TO AUTHORIZE PUBLIC HEALTH AUTHORITY BOARDS TO ENTER INTO INSTALLMENT CONTRACTS. (S.L. 2007-229)

H.B. 642, AN ACT AMENDING THE LAW RELATING TO COMMUNITY COLLEGE PERFORMANCE STANDARDS. (S.L. 2007-230)

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H.B. 680, AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE UNIFORM BOILER AND PRESSURE VESSEL ACT AND TO REVISE SERVICE REQUIREMENTS TO CONFORM WITH RULE 4 OF THE NORTH CAROLINA RULES OF CIVIL PROCEDURE. (S.L. 2007-231)

H.B. 1359, AN ACT TO PROVIDE VETERINARIANS WITH IMMUNITY FROM LIABILITY FOR REPORTING ANIMAL CRUELTY. (S.L. 2007-232)

H.B. 1414, AN ACT TO REVISE THE LAW PROVIDING FOR CREDITABLE SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM FOR MEMBERS WHO SERVED IN THE UNIFORMED SERVICES. (S.L. 2007-233)

H.B. 1640, AN ACT TO REPEAL THE PROHIBITION ON THE USE OF MULTICOLOR PROCESS FOR PUBLICATIONS PUBLISHED AT STATE EXPENSE. (S.L. 2007-234)

S.B. 1118, AN ACT TO ALLOW THE UNBUNDLING OF VEHICLE LICENSE AND REGISTRATION FEES FROM RENTAL CAR RATES. (S.L. 2007-235)

S.B. 1086, AN ACT TO PROTECT CHILDREN IN THE PUBLIC SCHOOLS FROM EXPOSURE TO TOBACCO BY REQUIRING LOCAL BOARDS OF EDUCATION TO ADOPT WRITTEN POLICIES PROHIBITING THE USE OF TOBACCO PRODUCTS IN SCHOOL BUILDINGS, IN SCHOOL FACILITIES, ON SCHOOL CAMPUSES, OR AT SCHOOL-RELATED OR SCHOOL-SPONSORED EVENTS, AND IN OR ON OTHER SCHOOL PROPERTY. (S.L. 2007-236)

H.B. 1143, AN ACT RELATING TO THE DEFINITION OF SUBDIVISION IN STANLY COUNTY. (S.L. 2007-237)

H.B. 1197, AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO MODIFY THE POWERS AND DUTIES OF THE CIVIL SERVICE BOARD AND AMENDING THE ACT OF ESTABLISHING THE BUNCOMBE COUNTY SHERIFF'S PERSONNEL ADVISORY BOARD. (S.L. 2007-238)

GUEST

Representatives Sutton, Wiley, Jones, Hurley, Adams, Jeffus, Holliman, and Dockham escort Jessica Jacobs, Miss North Carolina, to the Well of the House, where she makes brief remarks.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 1362 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE MAKING, AND TO INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 1828, A BILL TO BE ENTITLED AN ACT TO REGULATE POLITICAL ORGANIZATIONS AS DEFINED BY SECTION 527 OF THE INTERNAL REVENUE CODE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

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S.B. 488, A BILL TO BE ENTITLED AN ACT TO AMEND THE CARRBORO CHARTER TO ALLOW THE TOWN TO REQUIRE CANDIDATES FOR ELECTIVE TOWN OFFICE TO DISCLOSE THE NAMES OF CAMPAIGN CONTRIBUTORS AND TO LIMIT BY ORDINANCE THE AMOUNT THAT PERSONS MAY CONTRIBUTE TO A CANDIDATE OR THEIR POLITICAL COMMITTEE, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 23. The original bill is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 2063, A JOINT RESOLUTION HONORING THE TUSKEGEE AIRMEN AND EXPRESSING APPRECIATION FOR THEIR SERVICE DURING WORLD WAR II, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar. The original resolution is placed on the Unfavorable Calendar.

H.J.R. 2064, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES PRESTON "JIMMY" GREEN, JR., AN ATTORNEY AND A MAN OF GREAT COMPASSION WHO WORKED TIRELESSLY IN HIS COMMUNITY TO IMPROVE THE LIVES OF THE LESS FORTUNATE, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar. The original resolution is placed on the Unfavorable Calendar.

H.J.R. 2065, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. JAMES PRESTON GREEN, SR., A PHYSICIAN AND FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar. The original resolution is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

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S.B. 576, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING BUSINESS ENTITIES TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES REGARDING MERGERS AND THE AUTHORITY OF BOARD COMMITTEES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 23.

S.B. 744 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE TEN PERCENT CEILING ON THE EXPENSE RESERVE FUND OF THE NORTH CAROLINA REAL ESTATE COMMISSION UNDER THE REAL ESTATE LICENSING LAWS AND TO AMEND THE LAWS PERTAINING TO CONTESTED CASE HEARINGS UNDER THE ADMINISTRATIVE PROCEDURE ACT TO ALLOW OCCUPATIONAL LICENSING BOARDS TO SERVE NOTICE OF HEARING BY FIRST-CLASS MAIL ON APPLICANTS REQUESTING HEARINGS REGARDING THE APPLICANTS' CHARACTER OR FITNESS FOR LICENSURE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1270 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF THEFT OF INFANT FORMULA AND ORGANIZED RETAIL THEFT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 23. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

H.B. 1294 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 23.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 19, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 652** (Conference Report), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES AND ALLOWING THE CITY OF EDEN TO AMEND BY ORDINANCE A PROVISION OF ITS CHARTER, and when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 986 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Senate Committee Substitute for **H.B. 118** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON

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CHARGED WITH A SEX OFFENSE WHO IS ORDERED TO BE TESTED FOR A SEXUALLY TRANSMITTED INFECTION MUST BE TESTED WITHIN FORTY-EIGHT HOURS OF THE COURT ORDER AND TO PROVIDE THAT HIV TESTING UNDER THESE PROVISIONS WILL USE THE VIRAL LOAD DETECTION METHOD OF DETERMINING HIV INFECTION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 23.

Upon concurrence the Senate committee substitute bill changes the title.

CONFERENCE REPORT

Representative Cole moves the adoption of the following Conference Report.

House Committee Substitute No. 2 for S.B. 652

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 652, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES AND ALLOWING THE COMPENSATION OF THE MAYOR AND COUNCIL OF THE CITY OF EDEN TO BE SET UNDER GENERAL LAW, House Committee Substitute #2 Favorable 6/27/07, submit the following report:

The Senate concurs in the House Committee substitute with amendments:

(1) On page 1, lines 12-13, by rewriting those lines to read:

"**SECTION 2.(a)** The City of Eden by ordinance may amend its charter to repeal Section 3.4, as found in Section 6 of Chapter 967 of the 1967 Session Laws.

SECTION 2.(b) In order to take any action under subsection (a) of this section, the city council shall adopt an ordinance amending the charter. If such ordinance is adopted, the city clerk shall file a certified true copy with the Secretary of State and the Legislative Library."

(2) On page 1, lines 4-6, by rewriting those lines to read:

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"THE CITIES' OVERGROWN VEGETATION ORDINANCES AND ALLOWING THE CITY OF EDEN TO AMEND BY ORDINANCE A PROVISION OF ITS CHARTER."

The House agrees to the same.

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

Date conferees approved report: July 18, 2007.

*Conferees for the
Senate*

*Conferees for the
House of Representatives*

S/ William R. Purcell, Chair
S/ Phil Berger
S/ Malcolm Graham

S/ Melanie Wade Goodwin, Chair
S/ Nelson Cole
S/ Bonner L. Stiller

The Conference Report, which changes the title, is adopted, by electronic vote (113-0), and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

H.B. 254 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CONOVER TO ADOPT ORDINANCES REGULATING GOLF CARTS AND UTILITY VEHICLES.

On motion of Representative Hilton, the House concurs in the Senate committee substitute bill and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 922** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION.

On motion of Representative Spear, the House does not concur in the Senate committee substitute bill and conferees are requested.

The Speaker appoints Representatives Spear and Mobley as conferees on the part of the House and the Senate is so notified by Special Message.

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H.B. 1136 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE TOWNS OF DAVIDSON, FRANKLIN, AND MURPHY TO AREAS LAW ENFORCEMENT OFFICERS AND EMPLOYEES MAY USE ALL-TERRAIN VEHICLES ON HIGHWAYS WITH POSTED SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS.

On motion of Representative Haire, the House does not concur in the Senate committee substitute bill and conferees are requested.

Senate Committee Substitute for **H.B. 563** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN MOTOR VEHICLE LAW REGARDING THE WEARING OF A SAFETY HELMET BY USE OF A RETENTION STRAP, WHAT "PUBLIC SERVICE VEHICLE" MEANS, CHANGING THE WORD STOPLIGHT TO TRAFFIC SIGNAL, AND CHANGING THE TIME ALLOWED FOR REMOVAL OF A VEHICLE FROM A PUBLIC HIGHWAY OR REST AREA.

On motion of Representative Sutton, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (80-34), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 589 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF THE POULTRY PRODUCTS INSPECTION ACT.

On motion of Representative Hill, the House concurs in the Senate committee substitute bill, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 610 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SET THE NUMBER OF DESIGN-BUILD CONSTRUCTION CONTRACTS THAT MAY BE AWARDED BY THE DEPARTMENT OF TRANSPORTATION AT TWENTY-FIVE CONTRACTS EACH FISCAL YEAR.

On motion of Representative Crawford, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 958**, A BILL TO BE ENTITLED AN ACT ADOPTING THE AMERICAN BULLFROG AS THE OFFICIAL AMPHIBIAN OF THE STATE OF NORTH CAROLINA.

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On motion of Representative Spear, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1277 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REVOCATION OF THE DRIVERS LICENSE OF ANY PERSON CONVICTED OF GIVING ALCOHOLIC BEVERAGES TO, OR AIDING AND ABETTING THE PURCHASE OR POSSESSION OF ALCOHOLIC BEVERAGES BY, AN UNDERAGE PERSON AND TO ALLOW FOR A LIMITED DRIVING PRIVILEGE.

On motion of Representative T. Harrell, the House concurs in the Senate committee substitute bill, by electronic vote (112-1), and the bill is ordered enrolled and presented to the Governor by Special Message.

Representative Blackwood requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (111-2).

Senate Committee Substitute for **H.B. 1402**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF TRANSPORTATION TO CONSULT WITH THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS BEFORE BEGINNING THE DESIGN OR CONSTRUCTION OF NEW WELCOME CENTER BUILDINGS.

On motion of Representative Wilkins, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **H.B. 1136** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE TOWNS OF DAVIDSON, FRANKLIN, AND MURPHY TO AREAS LAW ENFORCEMENT OFFICERS AND EMPLOYEES MAY USE ALL-TERRAIN VEHICLES ON HIGHWAYS WITH POSTED SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS: Representatives Haire, West, and Sutton.

The Senate is so notified by Special Message.

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CALENDAR (continued)

Senate Committee Substitute for **H.B. 1546**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A COMMERCIAL DRIVERS LICENSE THAT HAS A SCHOOL BUS ENDORSEMENT TO EXPIRE THREE YEARS AFTER IT IS ISSUED.

On motion of Representative Johnson, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1671** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ARBITRATION FOR CAUSES OF ACTION FOR PERSONAL INJURY OR WRONGFUL DEATH BASED ON ALLEGED PROFESSIONAL NEGLIGENCE IN THE PROVISION OF HEALTH CARE, UPON THE AGREEMENT OF ALL PARTIES TO AN ACTION.

On motion of Representative England, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

S.B. 448 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, TO STUDY PROGRAM AND SERVICE LEVELS AND NEEDS FOR OLDER ADULTS IN BRUNSWICK, BUNCOMBE, GASTON, HENDERSON, MOORE, AND NEW HANOVER COUNTIES.

Representative Wright offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 432, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTIES FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, passes its third reading, by the following vote, and is ordered enrolled.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives McLawhorn and Thomas - 2.

S.B. 398 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITIZENS OF UNION COUNTY TO DETERMINE IF DISTRICT REPRESENTATION SHOULD BE IMPLEMENTED FOR THE UNION COUNTY BOARD OF COMMISSIONERS.

Representative Stam inquires about the point of order he raised on July 18 regarding Rule 43.

The Speaker states that the point of order is overruled. He states that the rules distinguish between committee substitutes and amendments and comports with the custom, usage, and precedence of the House.

The bill passes its second reading by electronic vote (65-50).

Representative Blackwood objects to the third reading. The bill remains on the Calendar.

BILL PLACED ON CALENDAR

On motion of the Speaker and without objection, **H.B. 986** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED

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TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION, is placed on today's Calendar for immediate consideration.

On motion of Representative Crawford, the House concurs in the Senate amendment, by the following three-fifths majority vote.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Jeffus, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Insko, McLawhorn, and Thomas - 3.

The bill is ordered enrolled and presented to the Governor by Special Message.

CALENDAR (continued)

H.B. 777 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

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H.B. 779 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CONTRIBUTORY DEATH BENEFIT PAYABLE ON BEHALF OF RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1269 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL A BUDGET SPECIAL PROVISION GIVING A FULL TUITION GRANT TO GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, EFFECTIVE WITH PERSONS ENTERING THAT SCHOOL AFTER THE 2007-2008 ACADEMIC YEAR AND TO APPROPRIATE FUNDS FOR A STUDY OF AN ALTERNATE TUITION BENEFIT.

Pursuant to Rule 24.1A, Representative Lewis requests that he be excused from voting on this bill because his neighbor and close friend's child attends the institution discussed in this bill and he feels that he has a conflict in voting on this bill. This request is granted.

The Speaker stops debate and attends to the following business.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 986, AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION.

CALENDAR (continued)

H.B. 1269 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL A BUDGET SPECIAL PROVISION GIVING A FULL TUITION GRANT TO GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, EFFECTIVE WITH

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PERSONS ENTERING THAT SCHOOL AFTER THE 2007-2008 ACADEMIC YEAR AND TO APPROPRIATE FUNDS FOR A STUDY OF AN ALTERNATE TUITION BENEFIT.

The bill passes its second reading by electronic vote (80-31).

Representative Stiller objects to the third reading. The bill remains on the Calendar.

H.B. 1304 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF REMAINING END-OF-YEAR TUITION ASSISTANCE PROGRAM FUNDS FOR REPAYMENT OF OUTSTANDING ELIGIBLE STUDENT LOANS FOR MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Blackwood and without objection, **H.B. 1550**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATIONAL ASSISTANCE FOR MINIMUM WAGE WORKERS, is withdrawn from the Calendar and placed on the Calendar of July 24.

On motion of Representative Cole and without objection, **S.B. 1364** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SECONDARY PURCHASERS OF MOTOR VEHICLES FOR SCRAP METAL OR SALVAGE PARTS TO MAINTAIN RECORDS, is withdrawn from the Calendar and placed on the Calendar of July 25.

CALENDAR (continued)

H.B. 1687 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE LEGISLATORS WITH THE SAME MILEAGE RATES AS STATE EMPLOYEES AND TO ESTABLISH BOTH STATE EMPLOYEE AND LEGISLATIVE RATES AT THE FEDERAL EMPLOYEE RATE FOR TRAVEL, passes its second reading, by electronic vote (109-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

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H.B. 1738, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ADVISORY COMMISSION ON HOSPITAL INFECTION CONTROL AND DISCLOSURE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1787 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INFORMATION AND FORMS FOR AN EXPUNCTION OF A PERSON'S RECORD WHEN THE COURT DISMISSES CHARGES AGAINST THE PERSON OR ENTERS A FINDING OF NOT GUILTY TO BE AVAILABLE ON THE INTERNET AND THAT INTERNET ADDRESS POSTED IN THE CLERK'S OFFICE, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 19, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 56**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, and requests conferees. The President *Pro Tempore* appoints:

Senator Bingham, Chair
Senator Berger of Franklin
Senator Nesbitt
Senator Purcell

July 19, 2007

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representatives Weiss, Bordsen, Farmer-Butterfield, Clary, Barnhart, and England as conferees on the part of the House and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 19, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 1479** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS, and requests conferees. The President *Pro Tempore* appoints:

Senator Dalton, Chair
Senator Hagan
Senator Queen

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representatives Jeffus, Lucas, McLawhorn, and Pate as conferees on the part of the House and the Senate is so notified by Special Message.

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SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 892 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE LICENSURE ACT FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 23.

H.B. 1625 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE EYEWITNESS IDENTIFICATION REFORM ACT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 23.

H.B. 1626 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CUSTODIAL INTERROGATION IN A HOMICIDE CASE MUST BE ELECTRONICALLY RECORDED IN ITS ENTIRETY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 23.

S.B. 1332 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO RAISE THE CEILING ON CERTAIN FEES AND AMENDING AND UPDATING CERTAIN OTHER PROVISIONS UNDER THE LAWS REGULATING HEARING AID DEALERS AND FITTERS, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Finance.

S.B. 1518 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JEANNE HOPKINS LUCAS SCHOLARSHIP FUND, is read the first time and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

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By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 1245 (Committee Substitute), A BILL TO BE ENTITLED AN ACT INCREASING THE BIDDING THRESHOLD FOR PUBLIC CONSTRUCTION CONTRACTS AND AMENDING THE LAWS RELATED TO RETAINAGE PAYMENTS ON CONSTRUCTION CONTRACTS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary II.

The House committee substitute bill is re-referred to the Committee on Judiciary II. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 1465 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) CODIFY AND MAKE PERMANENT THE SWINE FARM ANIMAL WASTE MANAGEMENT SYSTEM PERFORMANCE STANDARDS THAT THE GENERAL ASSEMBLY ENACTED IN 1998, (2) PROVIDE FOR THE REPLACEMENT OF A LAGOON THAT IS AN IMMINENT HAZARD, (3) ASSIST FARMERS TO VOLUNTARILY CONVERT TO INNOVATIVE ANIMAL WASTE MANAGEMENT SYSTEMS, AND (4) ESTABLISH THE SWINE FARM METHANE CAPTURE PILOT PROGRAM, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 23. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Standing Committee on Appropriations, refer **H.B. 1912** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE FUNDS FOR LOCAL SCHOOL ADMINISTRATIVE UNITS TO RETROFIT SCHOOL BUSES IN ORDER TO REDUCE DIESEL EMISSIONS FROM CERTAIN DIESEL SCHOOL BUSES REGISTERED IN COUNTIES

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LOCATED IN AREAS DESIGNATED AS NONATTAINMENT OR MAINTENANCE FOR OZONE OR PARTICULATE MATTER, to the Appropriations Subcommittee on Education.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

H.B. 1432, A BILL TO BE ENTITLED AN ACT TO LIMIT THE ROLE OF POLITICAL PARTIES IN CAMPAIGN FUND-RAISING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The serial referral on the bill is stricken.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative J. Harrell, Chair, for the Committee on Ways and Means:

S.B. 692 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOXING ADVISORY COMMISSION, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 23. The Senate committee substitute bill is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1381**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO CONDUCT INSPECTIONS OF THE PREMISES AND RECORDS OF FACILITIES EMPLOYING RESPIRATORY CARE PRACTITIONERS OR PROVIDING RESPIRATORY CARE, RAISE THE CEILING ON ITS LICENSURE FEES AND ESTABLISH CERTAIN NEW FEES, AND ISSUE AN ENDORSEMENT TO LICENSEES

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PROVIDING ADVANCED PRACTICE RESPIRATORY CARE, is withdrawn from the Committee on Health and re-referred to the Committee on Finance.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 1452** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL BUSES OR OTHER VEHICLES FOR STUDENT TRANSPORTATION THAT ARE CAPABLE OF OPERATING ON DIESEL FUEL TO BE CAPABLE OF OPERATING ON DIESEL FUEL WITH A MINIMUM BIODIESEL CONCENTRATION OF B-20, is withdrawn from the Committee on Education and re-referred to the Committee on Environment and Natural Resources.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 1271** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE PAYROLL DEDUCTIONS FOR CERTAIN EMPLOYEE ASSOCIATIONS, is withdrawn from the Committee on State Personnel and re-referred to the Committee on Local Government II.

Representative Owens moves, seconded by Representative Goodwin, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene Monday, July 23, 2007, at 7:00 p.m.

The motion carries.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 1500 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEFENDANT ACCESS TO DNA TESTING OF EVIDENCE WHEN CURRENT TESTING PROCEDURES ARE MORE ACCURATE THAN PAST TESTING PROCEDURES, TO AMEND THE LAW GOVERNING THE PRESERVATION AND DISPOSITION OF POSSIBLE DNA EVIDENCE AND POSTCONVICTION DNA TESTING, AND TO PROVIDE A RIGHT OF APPEAL TO A DEFENDANT FOR DENIAL OF A MOTION TO CONDUCT DNA TESTING, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 23.

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Senate Committee Substitute for **H.B. 1598** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO CLARIFY HOW THE CREDIT CAP FOR INDIVIDUALS APPLIES TO MARRIED COUPLES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 23.

Upon concurrence the Senate committee substitute bill changes the title.

S.B. 831 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT STREAMLINING LOCAL GOVERNMENT REGULATION OF WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES AND THE COLLOCATION OF WIRELESS FACILITIES, is read the first time and referred to the Committee on Finance.

S.B. 1226 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE RETIRED NURSES TO RETURN TO EMPLOYMENT WITH LOCAL HEALTH DEPARTMENTS IN CLEVELAND COUNTY WITHOUT LOSING RETIREMENT BENEFITS, is read the first time and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Glazier, McLawhorn, and Rapp, Chairs, for the Appropriations Subcommittee on Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 1912 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE FUNDS FOR LOCAL SCHOOL ADMINISTRATIVE UNITS TO RETROFIT SCHOOL BUSES IN ORDER TO REDUCE DIESEL EMISSIONS FROM CERTAIN DIESEL SCHOOL BUSES REGISTERED IN COUNTIES LOCATED IN AREAS DESIGNATED AS NONATTAINMENT OR MAINTENANCE FOR OZONE OR PARTICULATE MATTER, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 1023 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE STATUS OF LOCAL ENTITY EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 23. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1096, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN INMATE WORK ASSIGNMENTS FROM THE STATE SURPLUS LAWS AND TO REMOVE ANTIQUATED LANGUAGE REGARDING THE USE OF FEMALE INMATES IN PRISON LABOR PROJECTS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 23. The original bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 346, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A SALES AND USE TAX REFUND FOR TOURISM DEVELOPMENT AUTHORITIES AND OTHER ENTITIES AUTHORIZED TO SPEND OCCUPANCY TAX PROCEEDS FOR THE PROMOTION OF TRAVEL AND TOURISM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 23. The original bill is placed on the Unfavorable Calendar.

H.B. 679 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION, with a favorable

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report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 898 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A YOUTHFUL OFFENDER'S CRIMINAL RECORD MAY BE EXPUNGED OF NONVIOLENT FELONIES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1036, A BILL TO BE ENTITLED AN ACT TO AMEND THE ALLOCATION AMONG LOCAL GOVERNMENTS OF THE TENNESSEE VALLEY AUTHORITY PAYMENT IN LIEU OF TAXES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 23. The original bill is placed on the Unfavorable Calendar.

The committee substitute changes the bill from local to public.

S.B. 220 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ROANOKE RAPIDS AND THE TOWNS OF AHOSKIE, COLUMBUS, AND WELDON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 23.

S.B. 1303 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO ESTABLISH AND IMPLEMENT A MOUNTAIN HERITAGE TROUT WATERS PROGRAM, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 23. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1482 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE REQUIREMENTS OF G.S. 163-102.6 SUBDIVISIONS LOCATED WITHIN THE EXTRATERRITORIAL PLANNING JURISDICTION OF MUNICIPALITIES HAVING A POPULATION OF AT LEAST 500,000, IN AND TO THE EXTENT THAT SUCH SUBDIVISIONS CONTAIN STREETS THAT HAVE BEEN APPROVED BY ANY SUCH MUNICIPALITY AS MEETING THE PUBLIC STREET STANDARDS OF SUCH MUNICIPALITY PRIOR TO THE EFFECTIVE DATE OF THIS ACT, AND TO EXEMPT SUCH SUBDIVISIONS FROM ANY ORDINANCE REQUIREMENT THAT SUCH PUBLIC STREETS MEET THE STANDARDS OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 23.

The House stands adjourned at 5:54 p.m.

ONE HUNDRED FOURTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 23, 2007

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Creator God:

"When we consider all the incredible landscapes throughout Your glorious earth, it's hard to imagine that You overlooked anything. The seas and the sky know their place. The flowers continue to bloom around the globe in their cacophony of colors. The purple mountains rise in majesty while canyons and rain forests parade Your creative genius before the whole world. It truly is awesome!

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"Obviously, our work in this place pales in comparison to the wonder of Your creation. Nevertheless, You have called us to excellence and as such, our efforts ought to be a positive reflection of Your gifts. As we work at wrapping things up, keep us from overlooking anything that needs our attention. Help these folks to do their level best so that they may parade their work before their constituents and to this State with pride and in the knowledge that, individually and as one Body, they will have done the very best job afforded to them. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, J. Harrell, Lucas, McLawhorn, Parmon, Tillis, Underhill, and Wright for today. Representative Weiss is excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 1167, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF ADMINISTRATION TO INFORM COUNTIES AND MUNICIPALITIES BEFORE ACQUIRING LAND WITHIN THEIR BOUNDARIES, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 24. The original bill is placed on the Unfavorable Calendar.

S.B. 1351 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE FRANCHISE LAWS AS THEY RELATE TO AUTOMOBILE DEALER WARRANTY OBLIGATIONS, CIVIL ACTIONS FOR VIOLATIONS, COERCION, AND INSTALLMENT SALES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 24. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 1383 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY, THAT HAS PURCHASED OR LEASES OR MANAGES LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS FOR THE PURPOSE OF CYCLING; PROVIDED HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD BE DETRIMENTAL TO THE CYCLIST, OTHER INDIVIDUALS, OR THE ENVIRONMENT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 24. The Senate committee substitute bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Justice, Cunningham, McComas, and Pate (Primary Sponsors); and Martin:

H.R. 2066, A HOUSE RESOLUTION URGING THE SECRETARY OF THE NAVY TO HOLD A COMMISSIONING CEREMONY FOR THE NEW USS NORTH CAROLINA IN THE PORT OF WILMINGTON, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

H.B. 729 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADDRESS NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE RATE EVASION FRAUD AND TO AUTHORIZE THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE TO STUDY THE ISSUES RELATED TO AUTOMOBILE

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INSURANCE RATE EVASION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 24.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 118** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON CHARGED WITH A SEX OFFENSE WHO IS ORDERED TO BE TESTED FOR A SEXUALLY TRANSMITTED INFECTION MUST BE TESTED WITHIN FORTY-EIGHT HOURS OF THE COURT ORDER AND TO PROVIDE THAT HIV TESTING UNDER THESE PROVISIONS WILL USE THE VIRAL LOAD DETECTION METHOD OF DETERMINING HIV INFECTION.

On motion of Representative Goforth, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (104-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 892 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE LICENSURE ACT FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS.

On motion of Representative Faison, the House concurs in the Senate committee substitute bill, by electronic vote (108-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1294 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES.

On motion of Representative Howard, the House does not concur in the Senate committee substitute bill, by electronic vote (110-0), and conferees are requested.

The Speaker appoints Representatives Howard, Holliman, and England as conferees on the part of the House and the Senate is so notified by Special Message.

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H.B. 1500 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEFENDANT ACCESS TO DNA TESTING OF EVIDENCE WHEN CURRENT TESTING PROCEDURES ARE MORE ACCURATE THAN PAST TESTING PROCEDURES, TO AMEND THE LAW GOVERNING THE PRESERVATION AND DISPOSITION OF POSSIBLE DNA EVIDENCE AND POSTCONVICTION DNA TESTING, AND TO PROVIDE A RIGHT OF APPEAL TO A DEFENDANT FOR DENIAL OF A MOTION TO CONDUCT DNA TESTING.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1598** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO CLARIFY HOW THE CREDIT CAP FOR INDIVIDUALS APPLIES TO MARRIED COUPLES.

On motion of Representative Gibson, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1625 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE EYEWITNESS IDENTIFICATION REFORM ACT.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1626 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CUSTODIAL INTERROGATION IN A HOMICIDE CASE MUST BE ELECTRONICALLY RECORDED IN ITS ENTIRETY.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 514, AN ACT TO PROHIBIT BUSINESSES THAT SUPPLY PERISHABLE PRODUCTS FROM MISREPRESENTING THE GEO-

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GRAPHICAL LOCATIONS OF THEIR BUSINESSES IN TELEPHONE DIRECTORIES, DIRECTORY ASSISTANCE DATABASES, ON THE INTERNET, AND IN PRINT ADVERTISEMENTS.

S.B. 924, AN ACT TO CHANGE THE ELEMENT MAKING PASSING A STOPPED SCHOOL BUS AND STRIKING A PERSON A FELONY FROM REQUIRING "SERIOUS BODILY INJURY" AND REMOVING THE REQUIREMENT OF SIGNAGE BEING AT LEAST EIGHT INCHES FROM THE DEFINITION OF SCHOOL BUS TO CORRESPOND TO THE CHANGES MADE TO G.S. 20-217 IN THE 2005 SESSION AND REQUIRING THAT SCHOOL BUSES BE PAINTED YELLOW.

S.B. 999, AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE MOTOR VEHICLE LAWS PERTAINING TO IMPAIRED DRIVING OFFENSES AND TO PROVIDE THAT THE COURT MAY ORDER SECURE CUSTODY OF A JUVENILE WHEN THE JUVENILE IS CHARGED WITH A VIOLATION OF EITHER DRIVING WHILE IMPAIRED OR UNDERAGE DRINKING AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE DISPOSITIONAL ALTERNATIVES FOR JUVENILES WHO ARE ADJUDICATED DELINQUENT FOR A DRIVING WHILE IMPAIRED OR AN UNDERAGE DRINKING VIOLATION.

S.B. 1058, AN ACT TO PROHIBIT THE FRAUDULENT OBTAINING, SELLING, OR SOLICITING OF TELEPHONE RECORDS.

S.B. 1327, AN ACT TO ADD AN EXCEPTION TO THE CIRCUMSTANCES UNDER WHICH A SURETY ON A BAIL BOND IS NOT REQUIRED TO RETURN THE PREMIUM ON THE BOND UNDER THE LAWS REGULATING BAIL BONDSMEN AND RUNNERS.

S.B. 1464, AN ACT TO AMEND THE WILDLIFE RESOURCES MANAGEMENT LAWS BY AUTHORIZING THE WILDLIFE RESOURCES COMMISSION TO RESPOND TO DISEASE THREATS; BY ALLOWING THE TAKING OF BEAVER WITH BOW AND ARROW; BY AMENDING CERTAIN LAWS GOVERNING THE TAKING OF DEER; BY PROVIDING FOR THE SAFETY OF BOW HUNTERS DURING FIREARMS SEASON; BY PROHIBITING THE FEEDING OF ALLIGATORS; BY ALLOWING THE USE OF ELECTRONIC CALLING DEVICES FOR SNOW GEESE; AND STUDYING THE TRACKING OF WOUNDED WILDLIFE AFTER LEGAL HUNTING HOURS.

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S.B. 1466, AN ACT TO MAKE CHANGES RELATING TO HEALTH AND SAFETY TO THE MIGRANT HOUSING ACT OF NORTH CAROLINA AND TO DIRECT THE NORTH CAROLINA HOUSING FINANCE AGENCY TO STUDY THE DEVELOPMENT OF A LOW-INTEREST LOAN PROGRAM FOR AGRICULTURAL EMPLOYERS.

S.B. 1468, AN ACT TO PROMOTE INNOVATIVE STORMWATER MANAGEMENT AND WATER QUALITY PROTECTION EFFORTS.

H.B. 563, AN ACT TO MAKE CHANGES IN MOTOR VEHICLE LAW REGARDING WHAT "PUBLIC SERVICE VEHICLE" MEANS, CHANGING THE WORD STOPLIGHT TO TRAFFIC SIGNAL, CHANGING THE TIME ALLOWED FOR REMOVAL OF A VEHICLE FROM A PUBLIC HIGHWAY OR REST AREA, AUTHORIZING LOCAL GOVERNMENTS TO ADOPT ORDINANCES REGULATING DEMONSTRATIONS ON STATE ROADS AND HIGHWAYS, AND THE WEARING OF A SAFETY HELMET BY USE OF A RETENTION STRAP.

H.B. 589, AN ACT TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF THE POULTRY PRODUCTS INSPECTION ACT.

H.B. 610, AN ACT TO SET THE NUMBER OF DESIGN-BUILD CONSTRUCTION CONTRACTS THAT MAY BE AWARDED BY THE DEPARTMENT OF TRANSPORTATION AT TWENTY-FIVE CONTRACTS EACH FISCAL YEAR.

H.B. 958, AN ACT TO DESIGNATE THE GRAVEYARD OF THE ATLANTIC MUSEUM AS A MEMBER OF THE STATE HISTORY MUSEUMS DIVISION IN THE DEPARTMENT OF CULTURAL RESOURCES.

H.B. 1277, AN ACT TO PROVIDE FOR THE REVOCATION OF THE DRIVERS LICENSE OF ANY PERSON CONVICTED OF GIVING ALCOHOLIC BEVERAGES TO, OR AIDING AND ABETTING THE PURCHASE OR POSSESSION OF ALCOHOLIC BEVERAGES BY, AN UNDERAGE PERSON AND TO ALLOW FOR A LIMITED DRIVING PRIVILEGE.

H.B. 1402, AN ACT REQUIRING THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF TRANSPORTATION TO CONSULT WITH THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS BEFORE BEGINNING THE DESIGN OR CONSTRUCTION OF NEW WELCOME CENTER OR VISITOR

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CENTER BUILDINGS AND CLARIFYING THAT THE DEPARTMENT OF TRANSPORTATION MAY PROCEED WITH THE CONSTRUCTION OF VISITOR CENTER BUILDINGS UNDERWAY IN RANDOLPH AND WILKES COUNTIES.

H.B. 1546, AN ACT TO REQUIRE A COMMERCIAL DRIVERS LICENSE THAT HAS A SCHOOL BUS ENDORSEMENT TO EXPIRE THREE YEARS AFTER IT IS ISSUED.

H.B. 1671, AN ACT TO PROVIDE FOR THE ARBITRATION OF CLAIMS FOR PERSONAL INJURY OR WRONGFUL DEATH BASED ON ALLEGED NEGLIGENCE IN THE PROVISION OF HEALTH CARE, UPON THE AGREEMENT OF ALL PARTIES.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 221, AN ACT CONCERNING INVESTMENTS OF THE CITIES OF CHARLOTTE, GREENSBORO, AND RALEIGH, AND THE COUNTIES OF GUILFORD, MECKLENBURG, AND WAKE.

S.B. 227, AN ACT TO AUTHORIZE THE COUNTY OF NEW HANOVER AND THE CITY OF WILMINGTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S PUBLIC NUISANCE ORDINANCE.

S.B. 432, AN ACT REMOVING CERTAIN DESCRIBED PROPERTIES FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO.

S.B. 649, AN ACT TO REPEAL EXEMPTIONS FROM A LOCAL ACT LIMITING HEIGHT OF BUILDINGS IN THE CITY OF HENDERSONVILLE AND TO NARROW ITS APPLICABILITY TO A DEFINED AREA WITHIN THAT CITY.

S.B. 652, AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES AND ALLOWING THE CITY OF EDEN TO AMEND BY ORDINANCE A PROVISION OF ITS CHARTER.

H.B. 254, AN ACT TO ALLOW THE CITY OF CONOVER TO ADOPT ORDINANCES REGULATING GOLF CARTS AND UTILITY VEHICLES.

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CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 489, AN ACT TO REDUCE THE TERMS OF THE HOUSING AUTHORITY OF THE CITY OF ASHEVILLE FROM FIVE YEARS TO FOUR YEARS AND TO AUTHORIZE THE CITY OF ASHEVILLE AND THE ASHEVILLE CITY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR TEACHERS, POLICE OFFICERS, AND FIREFIGHTERS. (S.L. 2007-239)

H.B. 941, AN ACT TO REPEAL A LOCAL ACT ON DISPOSITION OF PROPERTY BY BRUNSWICK COUNTY SO THE GENERAL LAW WILL APPLY. (S.L. 2007-240)

H.B. 1097, AN ACT TO AUTHORIZE VARIOUS MUNICIPALITIES TO PROVIDE DEVELOPMENT INCENTIVES IN EXCHANGE FOR REDUCTIONS IN ENERGY CONSUMPTION. (S.L. 2007-241)

H.B. 1182, AN ACT AMENDING THE CHARTER OF THE VILLAGE OF SUGAR MOUNTAIN TO EXTEND THE MAYOR'S TERM OF OFFICE FROM TWO YEARS TO FOUR YEARS. (S.L. 2007-242)

S.B. 60, AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO AS SOON AS PRACTICABLE DESIGNATE A TEMPORARY LOCATION FOR REGISTRATION DOCUMENT AND PLATE ACQUISITION WHEN CLOSING THE ONLY CONTRACT LICENSE PLATE AGENCY IN A COUNTY. (S.L. 2007-243)

H.B. 257, AN ACT TO AMEND THE SALES TAX DEFINITIONS TO COMPLY WITH THE STREAMLINED SALES TAX AGREEMENT AND TO MAKE OTHER SALES TAX CHANGES. (S.L. 2007-244)

H.B. 676, AN ACT TO INCREASE THE MAXIMUM ANNUAL PENSION BENEFIT PAYABLE THROUGH THE REGISTER OF DEEDS' SUPPLEMENTAL PENSION FUND AND TO MAKE OTHER ADJUSTMENTS TO THE FUND. (S.L. 2007-245)

H.B. 833, AN ACT TO RENAME THE FIREMEN'S RELIEF FUND THE FIREFIGHTERS' RELIEF FUND IN RECOGNITION OF THE NUMEROUS FEMALE FIREFIGHTERS WHO SERVE. (S.L. 2007-246)

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H.B. 1338, AN ACT AUTHORIZING THE ELECTRICAL CONTRACTORS BOARD TO RAISE THE PROJECT VALUE LIMITS FOR LICENSE CLASSIFICATIONS UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO RAISE THE PROJECT VALUE LIMITS FOR LICENSE CLASSIFICATIONS UNDER THE LAWS REGULATING GENERAL CONTRACTORS. (S.L. 2007-247)

H.B. 1369, AN ACT PERTAINING TO THE PRESERVATION OF PRESCRIPTION DRUG ORDERS BY PHARMACIES AND TO PERMIT MEDICAL CONSENT AND AUTHORIZATION FORMS TO BE KEPT IN THE SAME ELECTRONIC FORMAT AS OTHER MEDICAL RECORDS. (S.L. 2007-248)

S.B. 1287, AN ACT TO PROVIDE THAT THE OFFICE OF INDIGENT DEFENSE SERVICES OF THE JUDICIAL DEPARTMENT MAY HAVE ACCESS TO SOCIAL SECURITY INFORMATION SUBMITTED AS PART OF AN APPLICATION FOR A DRIVERS LICENSE AND KEPT ON FILE AT THE DIVISION OF MOTOR VEHICLES. (S.L. 2007-249)

S.B. 238, AN ACT TO ADJUST THE ADDITIONAL TAX RATE ON PROPERTY COVERAGE CONTRACTS TO BE REVENUE NEUTRAL BASED ON AN EXPANSION OF THE TAX BASE ENACTED IN S.L. 2006-196, TO INCREASE THE DISTRIBUTION OF THE TAX PROCEEDS TO THE VOLUNTEER FIRE DEPARTMENT FUND, TO AMEND THE VOLUNTEER FIRE DEPARTMENT GRANT PROGRAM TO ALLOW MORE DEPARTMENTS TO QUALIFY FOR GRANTS, AND TO MODIFY THE DISTRIBUTION OF TAX PROCEEDS TO THE LOCAL FIREMEN'S RELIEF FUNDS. (S.L. 2007-250)

S.B. 1432, AN ACT TO ALLOW FOR A MEANINGFUL CHALLENGE TO AN ADMINISTRATIVE SUBPOENA. (S.L. 2007-251)

S.B. 632, AN ACT TO REPEAL THE LAW ESTABLISHING THE BLACK MOUNTAIN ADVANCEMENT CENTER FOR WOMEN. (S.L. 2007-252)

H.B. 91, AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES. (S.L. 2007-253)

CALENDAR (continued)

S.B. 220 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ROANOKE RAPIDS AND THE TOWNS OF

July 23, 2007

AHOSKIE, COLUMBUS, AND WELDON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Luebke, Martin, McAllister, McComas, McElraft, McGee, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 109.

Voting in the negative: Representative Boylan.

Excused absences: Representatives Brubaker, J. Harrell, Lucas, McLawhorn, Parmon, Tillis, Underhill, and Wright - 8.

S.B. 398 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITIZENS OF UNION COUNTY TO DETERMINE IF DISTRICT REPRESENTATION SHOULD BE IMPLEMENTED FOR THE UNION COUNTY BOARD OF COMMISSIONERS, passes its third reading, by electronic vote (61-49), and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Harrell and without objection, **S.B. 530** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES, is withdrawn from the Calendar and placed on the Calendar of July 26.

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On motion of Representative Braxton and without objection, **S.B. 1270** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT, is withdrawn from the Calendar and placed on the Calendar of July 24.

On motion of Representative Insko and without objection, **S.B. 488** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CARRBORO CHARTER TO ALLOW THE TOWN TO REQUIRE CANDIDATES FOR ELECTIVE TOWN OFFICE TO DISCLOSE THE NAMES OF CAMPAIGN CONTRIBUTORS AND TO LIMIT BY ORDINANCE THE AMOUNT THAT PERSONS MAY CONTRIBUTE TO A CANDIDATE OR THEIR POLITICAL COMMITTEE, is withdrawn from the Calendar and placed on the Calendar of July 26.

On motion of Representative Love and without objection, **S.B. 1096** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN INMATE WORK ASSIGNMENTS FROM THE STATE SURPLUS LAWS, TO REMOVE ANTIQUATED LANGUAGE REGARDING THE USE OF FEMALE INMATES IN PRISON LABOR PROJECTS, AND TO CLARIFY THE LAW REGARDING THE GIFT OR SALE OF CRAFT ITEMS MADE WITH DONATED SUPPLIES AND EQUIPMENT BY VOLUNTEERS WHO ARE INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, is withdrawn from the Calendar and placed on the Calendar of July 25.

CALENDAR (continued)

S.B. 1303 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MOUNTAIN HERITAGE TROUT WATERS THREE-DAY FISHING LICENSE AND TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO ESTABLISH AND IMPLEMENT A MOUNTAIN HERITAGE TROUT WATERS PROGRAM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson,

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Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Luebke, Martin, McAllister, McComas, McElraft, McGee, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Brubaker, J. Harrell, Lucas, McLawhorn, Parmon, Tillis, Underhill, and Wright - 8.

H.B. 1269 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL A BUDGET SPECIAL PROVISION GIVING A FULL TUITION GRANT TO GRADUATES OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, EFFECTIVE WITH PERSONS ENTERING THAT SCHOOL AFTER THE 2007-2008 ACADEMIC YEAR AND TO APPROPRIATE FUNDS FOR A STUDY OF AN ALTERNATE TUITION BENEFIT.

Pursuant to Rule 24.1A(c), the request that Representative Lewis be excused from voting on July 19 is continued.

The bill passes its third reading, by electronic vote (80-28), and is ordered sent to the Senate by Special Message.

H.B. 346 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A SALES AND USE TAX REFUND FOR TOURISM DEVELOPMENT AUTHORITIES AND OTHER ENTITIES AUTHORIZED TO SPEND OCCUPANCY TAX PROCEEDS FOR THE PROMOTION OF TRAVEL AND TOURISM, passes its second reading, by electronic vote (104-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1036 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE ALLOCATION AMONG LOCAL GOVERNMENTS OF THE TENNESSEE VALLEY AUTHORITY PAYMENT IN LIEU OF TAXES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1912 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE FUNDS FOR LOCAL SCHOOL ADMINISTRATIVE UNITS TO RETROFIT SCHOOL BUSES IN ORDER TO REDUCE DIESEL EMISSIONS FROM CERTAIN DIESEL SCHOOL BUSES REGISTERED IN COUNTIES LOCATED IN AREAS DESIGNATED AS NONATTAINMENT OR MAINTENANCE FOR OZONE OR PARTICULATE MATTER.

Representative Samuelson offers Amendment No. 1 which is adopted by electronic vote (109-0).

The bill, as amended, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1558, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF GOLDSTON ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar.

The resolution passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

S.B. 576, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING BUSINESS ENTITIES TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES REGARDING MERGERS AND THE AUTHORITY OF BOARD COMMITTEES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 692 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOXING ADVISORY COMMISSION, passes its second reading by electronic vote (54-53).

Representative Clary states that her voting equipment malfunctioned and she requests to change her vote from "aye" to "no". This request is granted. Representative Ross requests and is granted permission to be recorded as voting "aye". The Speaker votes "aye". The adjusted vote total is (55-54).

Representative Stam objects to the third reading. The bill remains on the Calendar.

S.B. 1023 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUS OF LOCAL ENTITY EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, TO MODIFY THE PUBLIC RECORDS LAWS APPLICABLE TO THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGES, TO PROTECT THE PRIVACY OF APPLICANTS WHO ARE NOT ADMITTED OR WHO DO NOT ENROLL, AND TO PROVIDE THAT CERTAIN AUDIT RECORDS ARE PUBLIC DOCUMENTS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Killian and without objection, **S.B. 1482** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE REQUIREMENTS OF G.S. 163-102.6 SUBDIVISIONS LOCATED WITHIN THE EXTRATERRITORIAL PLANNING JURISDICTION OF MUNICIPALITIES HAVING A POPULATION OF AT LEAST 500,000, IN AND TO THE EXTENT THAT SUCH SUBDIVISIONS CONTAIN STREETS THAT HAVE BEEN APPROVED BY ANY SUCH MUNICIPALITY AS MEETING THE PUBLIC STREET STANDARDS OF SUCH MUNICIPALITY PRIOR TO THE EFFECTIVE DATE OF THIS ACT, AND TO EXEMPT SUCH SUBDIVISIONS FROM ANY ORDINANCE REQUIREMENT THAT SUCH PUBLIC STREETS MEET THE STANDARDS OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, is withdrawn from the Calendar and placed on the Calendar of July 24.

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CALENDAR (continued)

S.B. 1465 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO (1) CODIFY AND MAKE PERMANENT THE SWINE FARM ANIMAL WASTE MANAGEMENT SYSTEM PERFORMANCE STANDARDS THAT THE GENERAL ASSEMBLY ENACTED IN 1998, (2) PROVIDE FOR THE REPLACEMENT OF A LAGOON THAT IS AN IMMINENT HAZARD, (3) ASSIST FARMERS TO VOLUNTARILY CONVERT TO INNOVATIVE ANIMAL WASTE MANAGEMENT SYSTEMS, AND (4) ESTABLISH THE SWINE FARM METHANE CAPTURE PILOT PROGRAM.

Pursuant to Rule 24.1A, Representative Neumann requests that he be excused from voting on this bill because he is working on hog waste technology. This request is granted.

The bill passes its second reading, by electronic vote (108-0) and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1483, A JOINT RESOLUTION OBSERVING THE ONE HUNDREDTH ANNIVERSARY OF THE HISTORIC MITCHELL COUNTY COURTHOUSE, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar.

The resolution passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

Representative Folwell requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-0).

The resolution passes its third reading and is ordered enrolled.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 23, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives respectfully requesting the return of **S.B. 1226** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE RETIRED NURSES TO RETURN TO EMPLOYMENT WITH LOCAL HEALTH DEPARTMENTS IN CLEVELAND COUNTY WITHOUT LOSING RETIREMENT BENEFITS, for further consideration by the Senate.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

On motion of Representative Owens and without objection, the bill is withdrawn from the Committee on Appropriations and returned to the Senate.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION TO THE DESCRIPTION OF THE BOUNDARY BETWEEN THE NASH-ROCKY MOUNT SCHOOL ADMINISTRATIVE UNIT AND THE EDGECOMBE COUNTY PUBLIC SCHOOL SYSTEM, is read the first time and referred to the Committee on Finance.

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CLAYTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE AND TO ALLOW THE TOWN OF CLAYTON TO ANNEX BY VOLUNTARY PETITION AREAS THAT ARE MORE THAN THREE MILES FROM THE TOWN'S PRIMARY CORPORATE LIMITS IF THE AREAS ARE CONTIGUOUS TO THE TOWN'S

July 23, 2007

SATELLITE CORPORATE LIMITS, is read the first time and referred to the Committee on Finance.

INTRODUCTION OF PAGES

Pages for the week of July 23 are introduced to the membership. They are: Jonathan Branch of Guilford; Seth Collie of Catawba; Tiara Fennell of Duplin; Erin Gibbens of Cumberland; Kelley Grindstaff of Gaston; Darci Hackney of New Hanover; Taylor Harpe of Harnett; Courtney Hendricks of Craven; Landon Hill of Union; Madison Hilliard of Wake; Brittany Hines of Sampson; Danon Hirsch of Cumberland; April Hodges of Carteret; Valerie Long of Nash; Phyllis Marshall of Nash; Haylee McLean of Wake; Will Nance of Harnett; Katherine Proctor of Craven; Matt Spencer of Guilford; Alexandra Swain of Durham; Erika Wesonga of Nash; and Jessica West of Cumberland.

Representative Owens moves, seconded by Representative Womble, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees to reconvene July 24 at 3:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 23, 2007

Mr. Speaker:

Pursuant to your message received on July 19, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 922** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION, and requests conferees, the President *Pro Tempore* appoints:

Senator Jenkins, Chair

July 23, 2007

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 514**, A BILL TO BE ENTITLED AN ACT TO ALLOW PASSENGER BUSES THAT HAVE AN OVER-ALL LENGTH OF SIXTY-ONE FEET TO OPERATE ON PUBLIC STREETS AND HIGHWAYS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 24.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 555**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE GREATER FLEXIBILITY IN THE PAYMENT OF SPECIAL ASSESSMENTS AND THE COLLECTION OF DELINQUENT SPECIAL ASSESSMENT PAYMENTS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 24.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

H.B. 649, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO LANDSCAPE CONTRACTORS, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 24.

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The Speaker rules the Senate amendment to be material, thus constituting its first reading.

H.B. 1321 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A WEIGHT AND SIZE EXCEPTION TO STATE AND LOCAL FIREFIGHTING AGENCIES TRANSPORTING OVERWEIGHT AND OVERSIZED VEHICLES BEING USED TO COMBAT FOREST FIRES, WILDFIRES, AND OTHER EMERGENCIES OR DISASTERS, TO AUTHORIZE THE ISSUANCE OF AN ANNUAL OR SINGLE TRIP PERMIT FOR OVERSIZE AND OVERWEIGHT COMMERCIAL VEHICLES USED IN EMERGENCY RESPONSE, AND TO AUTHORIZE THE ISSUANCE OF A SINGLE TRIP PERMIT FOR OVERSIZE OR OVERWEIGHT VEHICLES OR VEHICLE COMBINATIONS RESPONDING TO AN EMERGENCY EVENT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 24.

H.B. 1488 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PSYCHOLOGY PRACTICE ACT TO CLARIFY REQUIREMENTS FOR PERMANENT LICENSURE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 24.

S.B. 854 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS AFFECTING ARMED SECURITY GUARDS, is read the first time and referred to the Committee on Judiciary II.

The House stands adjourned at 8:55 p.m.

ONE HUNDRED FIFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 24, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

July 24, 2007

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Gracious Lord:

"This brief moment of quiet rest, reflection and prayer is a welcome gift. All too often we run from place to place, we flit from meeting to event, we scurry from dinner to bed without taking the time to rest in Your presence or fully experience Your grace. Even though our time now is but a nanosecond, let us bask in Your light and soak up the sunshine of Your love. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, J. Harrell, Howard, Parmon, Pate, and Ray for today. Representative Underhill is excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 576, AN ACT TO AMEND THE LAWS GOVERNING BUSINESS ENTITIES TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES REGARDING MERGERS AND THE AUTHORITY OF BOARD COMMITTEES.

S.B. 720, AN ACT TO PROVIDE FOR AN OPEN ENROLLMENT PERIOD IN THE CONTRIBUTORY DEATH BENEFIT FOR RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM.

H.B. 14, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO PROVIDE HOMEBOUND INSTRUCTION FOR DISCIPLINE PURPOSES WHEN IT IS THE LEAST RESTRICTIVE ALTERNATIVE FOR STUDENTS WITH DISABILITIES AND TO REQUIRE A REGULAR EVALUATION OF THE APPROPRIATENESS OF THE HOMEBOUND INSTRUCTION.

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H.B. 20, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO ESTABLISH STANDARDS FOR HOMEBOUND INSTRUCTION.

H.B. 118, AN ACT TO PROVIDE THAT A PERSON CHARGED WITH A SEX OFFENSE WHO IS ORDERED TO BE TESTED FOR A SEXUALLY TRANSMITTED INFECTION MUST BE TESTED WITHIN FORTY-EIGHT HOURS OF THE COURT ORDER AND TO PROVIDE THAT HIV TESTING UNDER THESE PROVISIONS WILL USE THE HIV-RNA DETECTION TEST FOR DETERMINING HIV INFECTION.

H.B. 705, AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO ENTER INTO LEASE PURCHASE OR INSTALLMENT PURCHASE CONTRACTS FOR FOOD SERVICE EQUIPMENT.

H.B. 892, AN ACT TO UPDATE THE LICENSURE ACT FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS.

H.B. 1500, AN ACT TO PROVIDE THE DEFENDANT ACCESS TO DNA TESTING OF EVIDENCE WHEN CURRENT TESTING PROCEDURES ARE MORE ACCURATE THAN PAST TESTING PROCEDURES, TO AMEND THE LAW GOVERNING THE PRESERVATION AND DISPOSITION OF POSSIBLE DNA EVIDENCE AND POST-CONVICTION DNA TESTING, AND TO PROVIDE A RIGHT OF APPEAL TO A DEFENDANT FOR DENIAL OF A MOTION TO CONDUCT DNA TESTING.

H.B. 1598, AN ACT TO EXTEND THE SUNSET ON THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO EXTEND THE TIME FOR FILING AN APPLICATION TO OCTOBER 15.

H.B. 1625, AN ACT TO ENACT THE EYEWITNESS IDENTIFICATION REFORM ACT.

H.B. 1626, AN ACT TO PROVIDE THAT A CUSTODIAL INTERROGATION IN A HOMICIDE CASE MUST BE ELECTRONICALLY RECORDED IN ITS ENTIRETY.

H.B. 1707, AN ACT TO ALLOW DETENTION OFFICERS EMPLOYED BY THE SHERIFF TO CARRY FIREARMS AT THE COUNTY COURTHOUSE.

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H.B. 1739, AN ACT TO ALLOW STUDENTS PLACED ON SHORT-TERM SUSPENSIONS TO TAKE THEIR TEXTBOOKS HOME FOR THE DURATION OF THE SHORT-TERM SUSPENSION AND TO HAVE ACCESS TO HOMEWORK ASSIGNMENTS AND TO ENSURE THAT PARENTS RECEIVE ACTUAL NOTICE OF A STUDENT'S EXPULSION OR SUSPENSION FROM SCHOOL.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 473, 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.

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1483, A JOINT RESOLUTION OBSERVING THE ONE HUNDREDTH ANNIVERSARY OF THE HISTORIC MITCHELL COUNTY COURTHOUSE. (RESOLUTION 2007-58)

S.J.R. 1558, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF GOLDSTON ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY. (RESOLUTION 2007-59)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 227, AN ACT TO AUTHORIZE THE COUNTY OF NEW HANOVER AND THE CITY OF WILMINGTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S PUBLIC NUISANCE ORDINANCE. (S.L. 2007-254)

S.B. 221, AN ACT CONCERNING INVESTMENTS OF THE CITIES OF CHARLOTTE, GREENSBORO, AND RALEIGH, AND THE COUNTIES OF GUILFORD, MECKLENBURG, AND WAKE. (S.L. 2007-255)

S.B. 432, AN ACT REMOVING CERTAIN DESCRIBED PROPERTIES FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO. (S.L. 2007-256)

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S.B. 649, AN ACT TO REPEAL EXEMPTIONS FROM A LOCAL ACT LIMITING HEIGHT OF BUILDINGS IN THE CITY OF HENDERSONVILLE AND TO NARROW ITS APPLICABILITY TO A DEFINED AREA WITHIN THAT CITY. (S.L. 2007-257)

S.B. 652, AN ACT AUTHORIZING THE CITIES OF EDEN, REIDSVILLE, AND ROCKINGHAM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITIES' OVERGROWN VEGETATION ORDINANCES AND ALLOWING THE CITY OF EDEN TO AMEND BY ORDINANCE A PROVISION OF ITS CHARTER. (S.L. 2007-258)

H.B. 254, AN ACT TO ALLOW THE CITY OF CONOVER TO ADOPT ORDINANCES REGULATING GOLF CARTS AND UTILITY VEHICLES. (S.L. 2007-259)

S.B. 1359, AN ACT TO ALLOW THE OPERATOR OF A MOTORCYCLE TO PROCEED THROUGH AN INTERSECTION CONTROLLED BY A TRAFFIC SIGNAL ONLY IF THE TRAFFIC SIGNAL USES AN INDUCTIVE LOOP VEHICLE SENSOR THAT ACTIVATES THE TRAFFIC SIGNAL AND THE INDUCTIVE LOOP FAILS TO DETECT THE MOTORCYCLE AND ACTIVATE THE TRAFFIC SIGNAL. (S.L. 2007-260)

H.B. 183, AN ACT TO MAKE IT UNLAWFUL TO USE A MOBILE TELEPHONE OR ADDITIONAL TECHNOLOGY WHILE OPERATING A PUBLIC OR PRIVATE SCHOOL BUS, WHILE OPERATING A SCHOOL ACTIVITY BUS, OR WHILE TRANSPORTING STUDENTS FOR HIRE IN ANY VEHICLE. (S.L. 2007-261)

H.B. 445, AN ACT TO AUTHORIZE CHILD PLACEMENT AGENCIES TO ACT AS CONFIDENTIAL INTERMEDIARIES BETWEEN ADULT ADOPTEES, AN ADULT LINEAL DESCENDANT OF A DECEASED ADOPTEE, AND A BIOLOGICAL PARENT. (S.L. 2007-262)

H.B. 27, AN ACT TO PROVIDE THAT A FILM AND PHOTOGRAPHIC PRINT PROCESSOR OR A COMPUTER TECHNICIAN WHO, IN THE PERSON'S SCOPE OF EMPLOYMENT, OBSERVES AN IMAGE OF A MINOR OR A PERSON WHO REASONABLY APPEARS TO BE A MINOR ENGAGING IN SEXUAL ACTIVITY MUST REPORT THE NAME OF THE PERSON REQUESTING THE PROCESSING OF THE FILM OR PHOTOGRAPHS OR IN POSSESSION OF THE COMPUTER TO THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN OR TO THE APPROPRIATE LOCAL LAW ENFORCEMENT OFFICER. (S.L. 2007-263)

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S.B. 473, 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. (S.L. 2007-264)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1228, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA AND TO DEFINE WHAT CLEAR PROCEEDS SHALL BE TRANSFERRED TO THE SCHOOL SYSTEM AND THE AMOUNT OF FUNDS THAT MAY BE USED TO COVER THE ADMINISTRATIVE COSTS OF OPERATING THE RED LIGHT CAMERA SYSTEMS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Harrison, Chair, for the Committee on Energy and Energy Efficiency:

S.B. 3 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, (6) PROVIDE AN INCOME TAX CREDIT FOR

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BUILDERS OF ENERGY-EFFICIENT HOMES, AND (7) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Public Utilities.

The House committee substitute bill is re-referred to the Committee on Public Utilities. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 581 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING COUNTIES TO PROVIDE BUILDING PERMIT FEE REDUCTIONS OR REBATES TO ENCOURAGE CONSTRUCTION OF BUILDINGS USING SUSTAINABLE DESIGN PRINCIPLES TO ACHIEVE ENERGY PERFORMANCE STANDARDS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1277 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL VEHICLES TRANSFERRED TO OR PURCHASED BY THE STATE THAT ARE CAPABLE OF OPERATING ON DIESEL FUEL SHALL HAVE A MANUFACTURER'S WARRANTY THAT COVERS THE USE OF B-20 FUEL, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 25. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Sutton, Chair, for the Committee on Judiciary III:

S.B. 1117 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PRESIDING TRIAL JUDGE IN CIVIL CASES HAS THE SOLE DISCRETION TO DETERMINE WHETHER JURORS MAY TAKE EXHIBITS INTRODUCED INTO EVIDENCE IN THE JURY ROOM AND THAT THE CONSENT OF ALL PARTIES IS

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NOT NECESSARY AND TO PROVIDE THAT DEPOSITIONS MAY ONLY BE TAKEN INTO THE JURY ROOM WITH CONSENT OF THE PARTIES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 25. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

S.B. 1292, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT A POLICY REQUIRING TEACHERS TO TAKE CREDITS IN THEIR ACADEMIC SUBJECT AREA AS PART OF THE LICENSURE RENEWAL PROCESS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 25.

S.B. 1353, A BILL TO BE ENTITLED AN ACT PROVIDING FOR A REVIEW OF THE APPLICATION OF THE STATE PERSONNEL ACT TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 25.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

H.B. 1780, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH AND COLLECT CERTAIN FEES UNDER THE RADIATION PROTECTION ACT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

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By Representatives Cole, Coates, Dollar, Setzer, and Steen:

H.J.R. 2067, A JOINT RESOLUTION ACKNOWLEDGING THE CONTRIBUTIONS OF THE SCOTS AND SCOTS-IRISH TO NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 488 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO PROVIDE FOR AN ADMINISTRATIVE INITIAL SCREENING OF RE-ASSIGNMENT APPEALS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

Senate Committee Substitute for **H.B. 1471** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN EXISTING CHARTER SCHOOL TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN; AND TO ALLOW AN EXISTING CHARTER SCHOOL TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE NORTH CAROLINA TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

Upon concurrence the Senate committee substitute bill changes the title.

CONFERENCE REPORT

Representative Jeffus sends forth the Conference Report on **S.B. 1479** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 25.

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CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 555** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE GREATER FLEXIBILITY IN THE PAYMENT OF SPECIAL ASSESSMENTS AND THE COLLECTION OF DELINQUENT SPECIAL ASSESSMENT PAYMENTS.

On motion of Representative Insko, the House concurs in the material Senate committee substitute bill, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 110.

Voting in the negative: Representative Tillis.

Excused absences: Representatives Brubaker, J. Harrell, Howard, Parmon, Pate, Ray, and Underhill - 7.

Representative Tillis states that his voting equipment malfunctioned and he request to change his vote from "no" to "aye". This request is granted. The adjusted vote total is (111-0).

H.B. 649, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO LANDSCAPE CONTRACTORS.

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On motion of Representative Gibson and without objection, the bill is temporarily displaced.

Senate Committee Substitute for **H.B. 514**, A BILL TO BE ENTITLED AN ACT TO ALLOW PASSENGER BUSES THAT HAVE AN OVER-ALL LENGTH OF SIXTY-ONE FEET TO OPERATE ON PUBLIC STREETS AND HIGHWAYS.

On motion of Representative Saunders, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 729 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADDRESS NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE RATE EVASION FRAUD AND TO AUTHORIZE THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE TO STUDY THE ISSUES RELATED TO AUTOMOBILE INSURANCE RATE EVASION.

On motion of Representative Holliman and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of July 25.

H.B. 1321 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A WEIGHT AND SIZE EXCEPTION TO STATE AND LOCAL FIREFIGHTING AGENCIES TRANSPORTING OVERWEIGHT AND OVERSIZED VEHICLES BEING USED TO COMBAT FOREST FIRES, WILDFIRES, AND OTHER EMERGENCIES OR DISASTERS, TO AUTHORIZE THE ISSUANCE OF AN ANNUAL OR SINGLE TRIP PERMIT FOR OVERSIZE AND OVERWEIGHT COMMERCIAL VEHICLES USED IN EMERGENCY RESPONSE, AND TO AUTHORIZE THE ISSUANCE OF A SINGLE TRIP PERMIT FOR OVERSIZE OR OVERWEIGHT VEHICLES OR VEHICLE COMBINATIONS RESPONDING TO AN EMERGENCY EVENT.

On motion of Representative Moore, the House concurs in the Senate committee substitute bill, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1488 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PSYCHOLOGY PRACTICE ACT TO CLARIFY REQUIREMENTS FOR PERMANENT LICENSURE.

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On motion of Representative Goodwin, the House concurs in the Senate committee substitute bill, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

S.B. 220 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ROANOKE RAPIDS AND THE TOWNS OF AHOSKIE, COLUMBUS, AND WELDON, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Brubaker, J. Harrell, Howard, Parmon, Pate, Ray, and Underhill - 7.

H.B. 649, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO LANDSCAPE CONTRACTORS, which was temporarily displaced, is before the Body.

On motion of Representative Gibson, the House does not concur in the Senate amendment, by the following vote, and conferees are requested.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary,

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Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Brubaker, J. Harrell, Howard, Parmon, Pate, Ray, and Underhill - 7.

The Senate is so notified by Special Message.

S.B. 1303 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MOUNTAIN HERITAGE TROUT WATERS THREE-DAY FISHING LICENSE AND TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO ESTABLISH AND IMPLEMENT A MOUNTAIN HERITAGE TROUT WATERS PROGRAM, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Bordsen, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 111.

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Voting in the negative: None.

Excused absences: Representatives Brubaker, J. Harrell, Howard, Parmon, Pate, Ray, and Underhill - 7.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

Without objection, **H.J.R. 2065** (Committee Substitute), A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. JAMES PRESTON GREEN, SR., A PHYSICIAN AND FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, is moved up in the order of business.

The resolution passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

Without objection, **H.J.R. 2064** (Committee Substitute), A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES PRESTON "JIMMY" GREEN, JR., AN ATTORNEY AND A MAN OF GREAT COMPASSION WHO WORKED TIRELESSLY IN HIS COMMUNITY TO IMPROVE THE LIVES OF THE LESS FORTUNATE, is moved up in the order of business.

The resolution passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

S.B. 692 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BOXING ADVISORY COMMISSION, passes its third reading, by electronic vote (63-46), and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

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S.B. 1218 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY CONVICTIONS.

On motion of Representative Goodwin and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of July 26.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Blackwood and without objection, **H.B. 1550**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATIONAL ASSISTANCE FOR MINIMUM WAGE WORKERS, is withdrawn from the Calendar and placed on the Calendar of August 1.

CALENDAR (continued)

The fiscal note requested by Representative Michaux on July 18 is attached to **S.B. 882** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE INDUSTRIAL COMMISSION TO EMPLOY SWORN LAW ENFORCEMENT OFFICERS TO PERFORM FRAUD INVESTIGATIONS, and the bill appears on today's Calendar.

The bill passes its second reading, by electronic vote (109-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1167 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF ADMINISTRATION TO INFORM COUNTIES AND MUNICIPALITIES BEFORE ACQUIRING LAND WITHIN THEIR BOUNDARIES, passes its second reading by electronic vote (109-1).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

S.B. 1270 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT.

Representative Weiss offers Amendment No. 1 which is adopted by electronic vote (93-16).

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On motion of Representative Michaux, the bill is withdrawn from the Calendar, ordered engrossed and re-referred to the Committee on Appropriations.

S.B. 1351 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE FRANCHISE LAWS AS THEY RELATE TO AUTOMOBILE DEALER WARRANTY OBLIGATIONS, CIVIL ACTIONS FOR VIOLATIONS, COERCION, AND INSTALLMENT SALES; AND TO REQUIRE THAT FAIR COMPENSATION BE PAID TO FRANCHISED MOTOR VEHICLE DEALERS TERMINATED AS A RESULT OF INDUSTRY REORGANIZATION.

Representative Cole offers Amendment No. 1 which is adopted by electronic vote (111-0).

The bill, as amended, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

On motion of Representative Jones, the bill is withdrawn from the Calendar and placed on the Calendar of July 25.

S.B. 1383 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY, THAT HAS PURCHASED OR LEASES OR MANAGES LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS FOR THE PURPOSE OF CYCLING; PROVIDED HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD CAUSE SUBSTANTIAL HARM TO THE LAND OR THE ENVIRONMENT, AND TO ALLOW THE PUBLIC TO USE THE LAND FOR THE PURPOSE OF HIKING OR WALKING.

On motion of Representative Stam, the bill is temporarily displaced.

S.B. 1482 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM THE REQUIREMENTS OF G.S. 163-102.6 SUBDIVISIONS LOCATED WITHIN THE EXTRATERRITORIAL PLANNING JURISDICTION OF MUNICIPALITIES HAVING A POPULATION OF AT LEAST 500,000, IN AND TO THE EXTENT THAT SUCH SUBDIVISIONS CONTAIN STREETS THAT HAVE BEEN APPROVED BY ANY SUCH MUNICIPALITY AS MEETING THE PUBLIC STREET STANDARDS OF SUCH MUNICIPALITY PRIOR TO THE EFFECTIVE DATE OF THIS ACT, AND TO EXEMPT SUCH SUBDIVISIONS FROM ANY ORDINANCE REQUIREMENT THAT SUCH PUBLIC STREETS MEET THE STANDARDS OF THE

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NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1383 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY, THAT HAS PURCHASED OR LEASES OR MANAGES LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS FOR THE PURPOSE OF CYCLING; PROVIDED HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD CAUSE SUBSTANTIAL HARM TO THE LAND OR THE ENVIRONMENT, AND TO ALLOW THE PUBLIC TO USE THE LAND FOR THE PURPOSE OF HIKING OR WALKING, which was temporarily displaced, is before the Body.

The bill passes its second reading by electronic vote (105-6).

Representative Stam objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 206, A BILL TO BE ENTITLED AN ACT TO DISTINGUISH BETWEEN SPECIAL PLATES ISSUED TO BRONZE STAR RECIPIENTS FOR MERITORIOUS SERVICE OR FOR VALOR IN COMBAT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 25. The original bill is placed on the Unfavorable Calendar.

H.B. 964 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF HOME CARE SERVICES TO INCLUDE IN-HOME COMPANION, SITTER, AND RESPITE CARE

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SERVICES PROVIDED TO AN INDIVIDUAL, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 25. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1381, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO CONDUCT INSPECTIONS OF THE PREMISES AND RECORDS OF FACILITIES EMPLOYING RESPIRATORY CARE PRACTITIONERS OR PROVIDING RESPIRATORY CARE, RAISE THE CEILING ON ITS LICENSURE FEES AND ESTABLISH CERTAIN NEW FEES, AND ISSUE AN ENDORSEMENT TO LICENSEES PROVIDING ADVANCED PRACTICE RESPIRATORY CARE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 25. The original bill is placed on the Unfavorable Calendar.

H.B. 1587 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING REQUIREMENTS FOR LOCAL GOVERNMENTS THAT PROVIDE COMMUNICATIONS SERVICES TO THE PUBLIC, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 25. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1652, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE AN E-911 TELECOMMUNICATOR SPECIAL REGISTRATION PLATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 25. The original bill is placed on the Unfavorable Calendar.

S.B. 728, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE MEDIATION IN DISTRICT CRIMINAL COURTS AND TO ESTABLISH A PROGRAM WITHIN THE DISPUTE RESOLUTION

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COMMISSION FOR THE CERTIFICATION OF MEDIATORS WORKING IN THE DISTRICT CRIMINAL COURTS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 25. The original bill is placed on the Unfavorable Calendar.

S.B. 1240 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL BREAD SOLD AT A BAKERY THRIFT STORE IS TAXED AT THE SAME SALES TAX RATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 25.

By Representative England, Acting Chair, for the Committee on Health:

S.B. 768 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE PAYMENT OF A STIPEND TO PUBLIC HEALTH AUTHORITY BOARDS AND TO AUTHORIZE PUBLIC HEALTH AUTHORITY BOARDS TO ENTER INTO INSTALLMENT CONTRACTS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 25. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1828 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE MATCHING FUNDS PROVISION OF THE JUDICIAL PUBLIC CAMPAIGN ACT; AND TO APPROPRIATE FUNDS FOR IMPLEMENTATION, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 24, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute No. 3 to **S.B. 103** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, AND HOSPICE CARE, and requests conferees. The President *Pro Tempore* appoints:

Senator Atwater, Chair
Senator Kerr
Senator Clodfelter
Senator Goodall

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

July 24, 2007

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 24, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 1479** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS, and when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 78 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BURKE COUNTY TO LEVY AN ADDITIONAL THREE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

H.B. 767 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL LAW ENFORCEMENT OFFICERS AND ALL FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES PERSONNEL THROUGHOUT THE STATE TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES; TO ALLOW CERTAIN MUNICIPAL AND COUNTY EMPLOYEES CURRENTLY AUTHORIZED TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES TO CONTINUE; TO REPEAL LOCAL ACTS ON THE SUBJECT;

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AND TO MANDATE THAT ATV SAFETY COURSES BE APPROVED BY THE COMMISSIONER OF INSURANCE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

Senate Committee Substitute for **H.B. 772** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO SUSPEND ADMISSIONS OR SERVICES IN HOSPITALS AS PART OF TAKING ADVERSE ACTION AGAINST A HOSPITAL'S LICENSE; TO ALLOW FOR THE WAIVER OF HOSPITAL LICENSURE RULES DURING AN EMERGENCY; TO ALLOW CRIMINAL BACKGROUND CHECKS OF EMPLOYEES OF LICENSED MENTAL HEALTH FACILITIES BY PRIVATE ENTITIES; TO MAKE TECHNICAL CORRECTIONS IN THE HEALTH CARE PERSONNEL REGISTRY STATUTES; TO REQUIRE FINES TO BE PAID PRIOR TO TRANSFER OF OWNERSHIP OF ADULT CARE HOMES; AND TO CHANGE TIME FRAMES OF INVESTIGATIONS OF ADULT CARE HOMES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 976 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PUBLIC VEHICULAR AREA IN MOTOR VEHICLE LAW AND TO REQUIRE ACCESS TO GATED COMMUNITIES FOR EMERGENCY SERVICE VEHICLES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

Senate Committee Substitute for **H.B. 1755** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND IMPROVE THE ADMINISTRATION OF THE STATE'S 911 SYSTEM THROUGH A STATEWIDE 911 EMERGENCY LOCATING BOARD, ENSURING THAT ALL VOICE SERVICES CONTRIBUTE TO THE 911 SYSTEM, AND PROVIDING PARITY IN THE QUALITY OF SERVICE AND THE

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LEVEL OF 911 CHARGES ACROSS VOICE COMMUNICATIONS SERVICE PROVIDERS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

S.B. 1241 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is read the first time and referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Goforth and Holliman, Chairs, for the Committee on Insurance:

S.B. 490, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT INDUSTRIAL MACHINERY IS NOT SUBJECT TO REGULATION UNDER THE BUILDING CODE, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 25. The original bill is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 653**, A BILL TO BE ENTITLED AN ACT TO STABILIZE THE MOTOR FUEL TAX BY IMPOSING A CAP ON THE VARIABLE WHOLESALE COMPONENT OF THE MOTOR FUEL TAX RATE AT ITS CURRENT RATE AND PROVIDING RELIEF FOR CONSUMERS BY PROVIDING FOR PRICE GOUGING INVESTI-

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GATIONS BY THE ATTORNEY GENERAL, is withdrawn from the Committee on Transportation and re-referred to the Committee on Finance.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1813**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STATE TO ACQUIRE LOCKS AND DAMS 1, 2, AND 3 ON THE CAPE FEAR RIVER FROM THE UNITED STATES, is withdrawn from the Committee on Ways and Means and re-referred to the Committee on Appropriations.

Representative Owens moves, seconded by Representative Kiser, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene July 25 at 3:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 24, 2007

Mr. Speaker:

Pursuant to your message received on July 19, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1136** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE TOWNS OF DAVIDSON, FRANKLIN, AND MURPHY TO AREAS LAW ENFORCEMENT OFFICERS AND EMPLOYEES MAY USE ALL-TERRAIN VEHICLES ON HIGHWAYS WITH POSTED SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS, and requests conferees, the President *Pro Tempore* appoints:

Senator Snow, Chair
Senator Brown
Senator Bingham
Senator Berger of Franklin

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on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

CONFEREES APPOINTED

The Speaker appoints the following conferees on **S.B. 103** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS: Representatives Alexander, Carney, Weiss, Womble, Pate, Howard, and Sutton.

The Senate is so notified by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 73 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE THE STATE CAPITAL FACILITIES PROGRAM BY DIRECTING THE STATE BUILDING COMMISSION TO

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REVIEW THE PROGRAM AND IMPLEMENT MEASURES TO REDUCE DELAYS AND INCREASE ACCOUNTABILITY AMONG THE PARTIES TO THE DESIGN AND CONSTRUCTION PROCESS, BY INCREASING THE BIDDING AND DESIGNER SELECTION THRESHOLDS FOR STATE CONSTRUCTION CONTRACTS, AND BY DIRECTING THE STATE PERSONNEL OFFICE TO CONDUCT A MARKET STUDY OF ARCHITECT AND ENGINEERING POSITION CLASSIFICATIONS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 25.

H.B. 1191 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF EASTOVER, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 25.

The House stands adjourned at 5:40 p.m.

ONE HUNDRED SIXTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, July 25, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"When the mountains rise up against us...Lord, deliver us.

When the seas breach the shoreline... Lord, deliver us.

When the rain clouds open up and the thunder claps...Lord, deliver us.

"We know all too well Lord, that life has its unique way of sneaking up on us and hurting our hearts. Deliver us from those times when we think all hope is lost. To those of us who have doubt, give light. To those who are weak, strength; to all who sinned, mercy; to all of us, Lord, grant Your peace. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, Steen, Underhill, and Wainwright for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 448. AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, TO STUDY PROGRAM AND SERVICE LEVELS AND NEEDS FOR OLDER ADULTS IN BRUNSWICK, BUNCOMBE, GASTON, HENDERSON, MOORE, AND NEW HANOVER COUNTIES.

S.B. 1482. AN ACT TO EXEMPT FROM THE REQUIREMENTS OF G.S. 136-102.6 SUBDIVISIONS LOCATED WITHIN THE EXTRA-TERRITORIAL PLANNING JURISDICTION OF MUNICIPALITIES HAVING A POPULATION OF AT LEAST 500,000, IN AND TO THE EXTENT THAT SUCH SUBDIVISIONS CONTAIN STREETS THAT HAVE BEEN APPROVED BY ANY SUCH MUNICIPALITY AS MEETING THE PUBLIC STREET STANDARDS OF SUCH MUNICIPALITY PRIOR TO THE EFFECTIVE DATE OF THIS ACT, AND TO EXEMPT SUCH SUBDIVISIONS FROM ANY ORDINANCE REQUIREMENT THAT SUCH PUBLIC STREETS MEET THE STANDARDS OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION.

H.B. 349. AN ACT TO REPEAL THE LAW ALLOWING THE STATE BOARD OF EDUCATION TO REMOVE LOCAL SCHOOL BOARD MEMBERS.

H.B. 514. AN ACT TO ALLOW PASSENGER BUSES THAT HAVE AN OVERALL LENGTH OF FORTY-FIVE FEET TO OPERATE ON PUBLIC STREETS AND HIGHWAYS.

H.B. 1321. AN ACT TO PROVIDE A WEIGHT AND SIZE EXCEPTION TO STATE AND LOCAL FIREFIGHTING AGENCIES TRANSPORTING OVERWEIGHT AND OVERSIZED VEHICLES BEING USED TO COMBAT FOREST FIRES, WILDFIRES, AND OTHER EMERGENCIES OR DISASTERS, TO AUTHORIZE THE ISSUANCE OF AN ANNUAL OR SINGLE TRIP PERMIT FOR OVERSIZE AND OVERWEIGHT COMMERCIAL VEHICLES USED IN EMERGENCY

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RESPONSE, AND TO AUTHORIZE THE ISSUANCE OF A SINGLE TRIP PERMIT FOR OVERSIZE OR OVERWEIGHT VEHICLES OR VEHICLE COMBINATIONS RESPONDING TO AN EMERGENCY EVENT.

H.B. 1488, AN ACT AMENDING THE PSYCHOLOGY PRACTICE ACT TO CLARIFY REQUIREMENTS FOR PERMANENT LICENSURE.

The following resolution are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 2064, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES PRESTON "JIMMY" GREEN, JR., AN ATTORNEY AND A MAN OF GREAT COMPASSION WHO WORKED TIRELESSLY IN HIS COMMUNITY TO IMPROVE THE LIVES OF THE LESS FORTUNATE. (RESOLUTION 2007-60)

H.J.R. 2065, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. JAMES PRESTON GREEN, SR., A PHYSICIAN AND FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES. (RESOLUTION 2007-61)

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 473, 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. (S.L. 2007-264)

EXCUSED VOTE REQUEST

Pursuant to Rule 24.1A, Representative Church requests that he be excused from voting on **S.B. 868** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WATER THAT IS REPRESENTED AS NORTH CAROLINA NATURAL SPRING WATER AND OFFERED FOR SALE AS A BEVERAGE IS MISBRANDED AND, AS SUCH, THE PERSONS WHO BOTTLE, SELL, OR DELIVER SUCH ITEM ARE SUBJECT TO CIVIL AND CRIMINAL PENALTIES AND INJUNCTIONS, UNLESS IT IS FROM A NORTH CAROLINA NATURAL SPRING, WHICH IS WATER THAT IS DERIVED FROM AN UNDERGROUND LAND FORMATION FROM WHICH THE WATER FREELY

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FLOWS WITHOUT THE USE OF A BOREHOLE AND WITHOUT THE AID OF MECHANICAL MEANS AND THAT IS COLLECTED AT THE SPRING'S NATURAL ORIFICE IN THE EARTH'S SURFACE, because of a conflict of interest. This request is granted.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

S.B. 353, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ELECTION OF TWO PRESIDENTIAL ELECTORS AT LARGE AND ONE FROM EACH CONGRESSIONAL DISTRICT, with a favorable report.

The serial referral on the bill is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

S.B. 661, A BILL TO BE ENTITLED AN ACT TO AMEND ALCOHOLIC BEVERAGE CONTROL ELECTION LAWS TO ALLOW CITIES WHICH ARE LOCATED IN MORE THAN ONE COUNTY TO HAVE A CITYWIDE ELECTION FOR MIXED BEVERAGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

By Representatives Goforth and Holliman, Chairs, for the Committee on Insurance:

S.B. 1527 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS RELATING TO LICENSING OF INSURANCE PRODUCERS AND BAIL BONDSMEN; TO MAKE CHANGES IN THE FEE STRUCTURES FOR AGENTS AND ADJUSTERS; TO AUTHORIZE THE OUTSOURCING OF CERTAIN FUNCTIONS RELATING TO THE ADMINISTRATION OF CONTINUING EDUCATION AND ADMINISTRATIVE PROGRAMS; AND TO MAKE OTHER SUBSTANTIVE CHANGES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

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The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Tucker, Chair, for the Committee on Local Government I:

S.B. 15 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE TOWNS OF CAROLINA BEACH, KURE BEACH, TOPSAIL BEACH, AND WRIGHTSVILLE BEACH TO AREAS WHERE LAW ENFORCEMENT OFFICERS AND EMPLOYEES MAY USE ALL-TERRAIN VEHICLES ON HIGHWAYS WITH POSTED SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative England, Acting Chair, for the Committee on Health:

H.B. 1898, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT CERTAIN INDIVIDUALS RELEASED FROM THE CUSTODY OF THE DEPARTMENT OF CORRECTION BE TESTED FOR AIDS VIRUS INFECTION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary II.

The committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

By Representative Martin, Chair, for the Committee on Homeland Security, Military, and Veterans Affairs:

S.B. 509 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO CHANGE THE PENALTIES ASSESSED ON MOTORISTS FOR CERTAIN EMISSIONS VIOLATIONS, with a favorable report as to the House committee substitute

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bill, which changes the title, unfavorable as to the Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 1046 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RIGHT TO MAKE ADVANCE DIRECTIVES AND TO DESIGNATE HEALTH CARE AGENTS AND TO IMPROVE AND SIMPLIFY THE MEANS OF MAKING THESE DIRECTIVES AND DESIGNATIONS, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 26. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 1452 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL BUSES OR OTHER VEHICLES FOR STUDENT TRANSPORTATION THAT ARE CAPABLE OF OPERATING ON DIESEL FUEL TO BE CAPABLE OF OPERATING ON DIESEL FUEL WITH A MINIMUM BIODIESEL CONCENTRATION OF B-20, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

H.B. 1740, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FISCAL ACCOUNTABILITY OF SCHOOL BOARDS BY AUTHORIZING LOCAL BOARDS TO RAISE REVENUE FOR THE SUPPORT

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OF PUBLIC EDUCATION AND BY MAKING THOSE BOARDS RESPONSIBLE TO THE VOTERS FOR THE DECISIONS, reported without prejudice as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 1115 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM FOR LATERAL ENTRY TEACHERS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 26. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 806 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LENGTHEN THE TIME GOODS PURCHASED BY PAWNBROKERS MUST BE HELD BEFORE RESALE, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 26. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 1546, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 26. The original bill is placed on the Unfavorable Calendar.

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 22, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

H.B. 431 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ADMINISTRATION OF THIMEROSAL-FREE VACCINES TO CERTAIN-AGED CHILDREN AND PREGNANT WOMEN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

H.B. 679 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

H.B. 769 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENSURE COMPLIANCE WITH MOTOR CARRIER AND COMMERCIAL DRIVERS LICENSE PROVISIONS OF CHAPTER 20 OF THE GENERAL STATUTES AND TO AUTHORIZE THE COMMISSIONER OF MOTOR VEHICLES TO ENTER INTO THE UNIFIED MOTOR CARRIER REGISTRATION AGREEMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

H.B. 1076 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO WAIVE FEES AS WELL AS TUITION FOR CERTAIN PERSONS ATTENDING CLASSES AT A CONSTITUENT INSTITUTION OF THE UNIVERSITY OF NORTH CAROLINA OR AT A COMMUNITY COLLEGE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 26. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1443, A BILL TO BE ENTITLED AN ACT TO AMEND THE MEDICAID ESTATE RECOVERY PLAN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 26. The original bill is placed on the Unfavorable Calendar.

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H.B. 1761, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF JDIG GRANTS TO MAINTAIN EXISTING JOBS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 26. The original bill is placed on the Unfavorable Calendar.

S.B. 1065, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO IMPLEMENT A TUITION SURCHARGE AND TO USE ENDOWED SCHOLARSHIP FUNDS TO OFFSET THE COST OF A TUITION SURCHARGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

S.B. 1362 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE MAKING, AND TO INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES, with a favorable report.

Pursuant to Rule 38(b), the bill is re-referred to the Committee on Finance.

S.B. 1365, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INTEREST EARNED ON THE WILDLIFE CONSERVATION ACCOUNT SHALL BE CREDITED TO THE ACCOUNT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

By Representatives Bell and J. Harrell, Chairs, for the Committee on Pensions and Retirement:

H.B. 1563, A BILL TO BE ENTITLED AN ACT TO PROVIDE LINE-OF-DUTY DEATH BENEFITS AND WORKERS' COMPENSATION TO FIRE AND RESCUE INSTRUCTORS WHO ARE OTHERWISE ELIGIBLE FOR THESE BENEFITS BUT WHO ARE NOT CURRENTLY

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COVERED WHILE CONDUCTING FIRE AND RESCUE TRAINING OUTSIDE THEIR OWN DEPARTMENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 580 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCAL GOVERNMENT POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, AND TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative J. Harrell, Chair, for the Committee on Ways and Means:

S.B. 1090 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN PROVISIONS TO ALLOW FOR PROVISIONAL LICENSURE OF CLINICAL SOCIAL WORKERS UNDER THE LAWS REGULATING THE PRACTICE OF SOCIAL WORK, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

By Representative Saunders, Chair, for the Committee on Public Utilities:

S.B. 3 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE

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TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, (6) PROVIDE AN INCOME TAX CREDIT FOR BUILDERS OF ENERGY-EFFICIENT HOMES, AND (7) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 773 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT MEMBERS OF THE UNITED STATES ARMED FORCES FROM DISHONEST AND PREDATORY LIFE INSURANCE AND ANNUITY SALES PRACTICES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 26.

S.B. 668 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS, is read the first time and referred to the Committee on Energy and Energy Efficiency.

S.B. 150 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE THE DEPARTMENT OF TRANSPORTATION OUTDOOR ADVERTISING SELECTIVE VEGETATION REMOVAL POLICY, is read the first time and referred to the Committee on Commerce, Small Business, and Entrepreneurship and, if favorable, to the Committee on Finance.

CONFERENCE REPORT

Representative Spear sends forth the Conference Report on Senate Committee Substitute for **H.B. 922** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 26.

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CONFERENCE REPORT

Representative Jeffus moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 1479

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1479, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS, House Committee Substitute Favorable 7/10/07, submit the following report:

The Senate and House agree to the following amendment and the Senate concurs in House Committee Substitute Favorable 7/10/07, as amended:

on page 1, line 17, delete the word "may" and substitute the word "shall".

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

Date conferees approved report: July 24, 2007.

*Conferees for the
Senate*

S/ Walter H. Dalton, Chair
S/ Kay R. Hagan
S/ Joe Sam Queen

*Conferees for the
House of Representatives*

S/ Maggie Jeffus, Chair
S/ Marvin W. Lucas
S/ Marian McLawhorn
S/ Louis M. Pate, Jr.

The Conference Report is adopted, by electronic vote (107-0), and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 555**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE GREATER FLEXIBILITY IN THE PAYMENT OF

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SPECIAL ASSESSMENTS AND THE COLLECTION OF DELINQUENT SPECIAL ASSESSMENT PAYMENTS.

On motion of Representative Insko, the House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 107.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, Steen, Underhill, and Wainwright - 10.

H.B. 78 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BURKE COUNTY TO LEVY AN ADDITIONAL THREE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES.

On motion of Representative Church, the House concurs in the Senate amendment, by electronic vote (93-13), and the bill is ordered enrolled.

H.B. 1191 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF EASTOVER.

On motion of Representative Glazier, the House concurs in the Senate amendment, by electronic vote (108-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1755** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND IMPROVE THE ADMINISTRATION OF THE STATE'S 911 SYSTEM THROUGH A STATEWIDE 911 EMERGENCY LOCATING BOARD, ENSURING

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THAT ALL VOICE SERVICES CONTRIBUTE TO THE 911 SYSTEM, AND PROVIDING PARITY IN THE QUALITY OF SERVICE AND THE LEVEL OF 911 CHARGES ACROSS VOICE COMMUNICATIONS SERVICE PROVIDERS.

On motion of Representative Saunders, the House concurs in the material Senate committee substitute bill, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 107.

Voting in the negative: Representative Allred.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, Steen, Underhill, and Wainwright - 10.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

Without objection, **H.J.R. 2063** (Committee Substitute), A JOINT RESOLUTION HONORING THE TUSKEGEE AIRMEN AND EXPRESSING APPRECIATION FOR THEIR SERVICE DURING WORLD WAR II, is moved up in the order of business.

On motion of Representative Stam and without objection, the remarks of Representative Mobley are spread upon the Journal.

REMARKS BY REPRESENTATIVE MOBLEY

"Today we celebrate all of the Tuskegee Airmen and their heroic contributions to World War II and the momentum they encouraged for Civil Rights. We especially recognize those Tuskegee Airmen born or residing in North Carolina as a symbol of valor and bravery for all North Carolinians who serve in our military.

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"On March 29, 2007, about 350 Tuskegee Airmen and their widows were collectively awarded the Congressional Gold Medal at a Ceremony in the United States Capitol Rotunda. It was then that I decided that we must do something on the local level in that there were three men from Ahoskie (Hertford County). I wanted it to be a joint effort with all Members, and information was provided for both the House and the Senate Members.

"I spoke with a constituent back in Hertford County while trying to locate family members of Clarence E. Reynolds, one of the Airmen from Hertford County. She reflected on the day of Mr. Reynolds' funeral and how the planes flew over in formation. They had never seen anything like that before in such a small community as Ahoskie.

"Two other Airmen were from Hertford County, Graham Smith and Reginald V. Smith. Today I shook hands and chatted with the grandson of Reginald V. Smith.

"Mr. Speaker and Members, I commend the Resolution to you."

The resolution passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 73 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE THE STATE CAPITAL FACILITIES PROGRAM BY DIRECTING THE STATE BUILDING COMMISSION TO REVIEW THE PROGRAM AND IMPLEMENT MEASURES TO REDUCE DELAYS AND INCREASE ACCOUNTABILITY AMONG THE PARTIES TO THE DESIGN AND CONSTRUCTION PROCESS, BY INCREASING THE BIDDING AND DESIGNER SELECTION THRESHOLDS FOR STATE CONSTRUCTION CONTRACTS, AND BY DIRECTING THE STATE PERSONNEL OFFICE TO CONDUCT A MARKET STUDY OF ARCHITECT AND ENGINEERING POSITION CLASSIFICATIONS.

On motion of Representative Owens, the House concurs in the Senate committee substitute bill, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Representative Faison requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-0).

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H.B. 488 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO PROVIDE FOR AN ADMINISTRATIVE INITIAL SCREENING OF REASSIGNMENT APPEALS.

On motion of Representative Gulley, the House concurs in the Senate committee substitute bill, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 729 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADDRESS NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE RATE EVASION FRAUD AND TO AUTHORIZE THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE TO STUDY THE ISSUES RELATED TO AUTOMOBILE INSURANCE RATE EVASION.

On motion of Representative Goforth, the House concurs in the Senate committee substitute bill, by electronic vote (108-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 767 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL LAW ENFORCEMENT OFFICERS AND ALL FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES PERSONNEL THROUGHOUT THE STATE TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES; TO ALLOW CERTAIN MUNICIPAL AND COUNTY EMPLOYEES CURRENTLY AUTHORIZED TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES TO CONTINUE; TO REPEAL LOCAL ACTS ON THE SUBJECT; AND TO MANDATE THAT ATV SAFETY COURSES BE APPROVED BY THE COMMISSIONER OF INSURANCE.

On motion of Representative Sutton, the House does not concur in the Senate committee substitute bill, by electronic vote (107-0), and conferees are requested.

The Speaker appoints Representatives Sutton, Haire, and West as conferees on the part of the House and the Senate is so notified by Special Message.

Senate Committee Substitute for **H.B. 772** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO SUSPEND ADMISSIONS OR SERVICES IN HOSPITALS AS PART OF TAKING

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ADVERSE ACTION AGAINST A HOSPITAL'S LICENSE; TO ALLOW FOR THE WAIVER OF HOSPITAL LICENSURE RULES DURING AN EMERGENCY; TO ALLOW CRIMINAL BACKGROUND CHECKS OF EMPLOYEES OF LICENSED MENTAL HEALTH FACILITIES BY PRIVATE ENTITIES; TO MAKE TECHNICAL CORRECTIONS IN THE HEALTH CARE PERSONNEL REGISTRY STATUTES; TO REQUIRE FINES TO BE PAID PRIOR TO TRANSFER OF OWNERSHIP OF ADULT CARE HOMES; AND TO CHANGE TIME FRAMES OF INVESTIGATIONS OF ADULT CARE HOMES.

On motion of Representative England, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (106-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 976 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF PUBLIC VEHICULAR AREA IN MOTOR VEHICLE LAW AND TO REQUIRE ACCESS TO GATED COMMUNITIES FOR EMERGENCY SERVICE VEHICLES.

On motion of Representative Boylan, the House concurs in the Senate committee substitute bill, by electronic vote (108-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1471** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN EXISTING CHARTER SCHOOL TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN; AND TO ALLOW AN EXISTING CHARTER SCHOOL TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE NORTH CAROLINA TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

On motion of Representative Faison, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (108-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 206 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISTINGUISH BETWEEN SPECIAL PLATES ISSUED TO BRONZE STAR RECIPIENTS FOR MERITORIOUS SERVICE OR FOR VALOR IN COMBAT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland,

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Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 108.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridg, Howard, Pate, Ray, Steen, Underhill, and Wainwright - 10.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 898 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A YOUTHFUL OFFENDER'S CRIMINAL RECORD MAY BE EXPUNGED OF NONVIOLENT FELONIES BUT TO ALLOW THE CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION AND THE SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION ACCESS TO THE RECORDS OF EXPUNCTION.

Representative Hall offers Amendment No. 1 which is adopted by electronic vote (105-1).

Representative Hall offers Amendment No. 2 which is adopted by electronic vote (107-0).

Representative Blust offers Amendment No. 3.

Representative Owens calls the previous question on the amendment and the call is sustained by electronic vote (74-32).

Amendment No. 3 fails of adoption by electronic vote (40-64).

Representative Blust offers amendment No. 4 which fails of adoption by electronic vote (38-70).

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Representative Martin states that his voting equipment malfunctioned and he requests to change his vote from "aye" to "no". This request is granted. The adjusted vote total is (37-71).

Representative Allred offers Amendment No. 5 which is adopted by electronic vote (98-7).

Representative Owens calls the previous question on the passage of the bill and the call is sustained by electronic vote (74-30).

The bill, as amended, passes its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blue, Boylan, Bryant, Carney, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, J. Harrell, T. Harrell, Harrison, Holliman, Holmes, Insko, Jeffus, Jones, Lewis, Love, Lucas, Luebke, Martin, McAllister, McElraft, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Saunders, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Walend, E. Warren, Weiss, Wilkins, Womble, Wray, Wright, and Yongue - 65.

Voting in the negative: Representatives Avila, Blackwood, Blust, Braxton, Brisson, Brown, Clary, Cleveland, Coates, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Gulley, Hill, Hilton, Holloway, Hurley, Johnson, Justice, Justus, Killian, Kiser, Langdon, McComas, McGee, McLawhorn, Moore, Neumann, Samuelson, Setzer, Spear, Stam, Starnes, Tillis, Walker, R. Warren, West, and Wiley - 41.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, Steen, Underhill, and Wainwright - 10.

H.B. 964 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF HOME CARE SERVICES TO INCLUDE IN-HOME COMPANION, SITTER, AND RESPITE CARE SERVICES PROVIDED TO AN INDIVIDUAL, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley,

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Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 106.

Voting in the negative: Representatives Blackwood and McGee - 2.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, Steen, Underhill, and Wainwright - 10.

H.B. 1381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO RAISE THE CEILING ON CERTAIN LICENSURE FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blackwood, Blue, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 92.

Voting in the negative: Representatives Avila, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Setzer, West, and Wiley - 16.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, Steen, Underhill, and Wainwright - 10.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Ross and without objection, **S.B. 1383** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY,

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THAT HAS PURCHASED OR LEASED LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS FOR THE PURPOSE OF CYCLING; PROVIDED, HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD CAUSE SUBSTANTIAL HARM TO THE LAND OR THE ENVIRONMENT, AND TO ALLOW THE PUBLIC TO USE THE LAND FOR THE PURPOSE OF HIKING OR WALKING, is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

On motion of Representative T. Harrell and without objection, **S.B. 530** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES AND PERMITTING THE CITY OF RALEIGH TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO TWENTY DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE CITY, is withdrawn from the Calendar of July 26 and re-referred to the Committee on Finance.

CALENDAR (continued)

H.B. 1652 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE AN E-911 TELECOMMUNICATOR SPECIAL REGISTRATION PLATE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Stam, Starnes, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 103.

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Voting in the negative: Representatives Daughtry, Kiser, and Sutton - 3.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, Steen, Underhill, and Wainwright - 10.

H.B. 1587 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE TO STUDY LOCAL GOVERNMENT OWNED AND OPERATED COMMUNICATIONS SERVICES.

Pursuant to Rule 24.1A, Representative Gibson requests that he be excused from voting on this bill. This request is granted.

The bill passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 25, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 922** (Conference Report), A BILL TO BE ENTITLED AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION AND TO CHANGE THE TIME WHEN THE MEMBERS OF THE HYDE COUNTY BOARD OF EDUCATION TAKE OFFICE, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

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SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 454** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE IDENTITY OF INDIVIDUALS BY AUTHORIZING THE TAKING OF A PHOTOGRAPH OF A PERSON OPERATING A MOTOR VEHICLE WHO DOES NOT PRODUCE A VALID DRIVERS LICENSE UPON THE REQUEST OF A LAW ENFORCEMENT OFFICER WHERE THE LAW ENFORCEMENT OFFICER HAS A REASONABLE SUSPICION REGARDING THE TRUE IDENTITY OF THE PERSON, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 26.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 810**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TRAINING AND QUALIFICATION REQUIREMENTS APPLICABLE TO ANIMAL WASTE MANAGEMENT TECHNICAL SPECIALISTS IN THE PROVISION OF SERVICES RELATED TO THE DEVELOPMENT, IMPLEMENTATION, OR OPERATION OF AN ANIMAL WASTE MANAGEMENT PLAN OR ANIMAL WASTE MANAGEMENT SYSTEM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 26.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1176 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECKLESS USE OF A FIREARM OR BOW AND ARROW AND TO REGULATE HUNTING FROM THE STATE RIGHT-OF-WAY IN TYRRELL COUNTY, is returned for concurrence in Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on the Calendar of July 26.

Senate Committee Substitute No. 2 for **H.B. 1372** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE REVISED UNIFORM ANATOMICAL GIFT ACT; TO PROVIDE THAT THE DECISION TO

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HAVE THE HEART SYMBOL ON ONE'S DRIVERS LICENSE IS LEGALLY SUFFICIENT CONSENT TO ORGAN AND TISSUE DONATION UNLESS REVOKED BY THE DONOR; TO IMPROVE DONOR OR PROSPECTIVE DONOR ONLINE ACCESS TO INDICATE OR REVOKE ORGAN AND TISSUE DONATION; AND TO MAKE CONFORMING CHANGES TO OTHER AFFECTED GENERAL STATUTES, is returned for concurrence in the Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on the Calendar of July 26.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1529**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE COMMITTEE ON ACTUARIAL VALUATION OF RETIRED EMPLOYEES' HEALTH BENEFITS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 26.

Upon concurrence the Senate committee substitute bill changes the title.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Carney, Chair, for the Committee on Transportation:

H.B. 1688, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER CHANGES TO THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The serial referral on the bill is stricken.

Pursuant to Rule 38(b), the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 1036 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO

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DEVELOP THE BLUE RIDGE PARKWAY PLATE FOR MOTORCYCLES AND TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE BACK COUNTRY HORSEMEN OF NORTH CAROLINA AND FOR THE MAGGIE VALLEY TROUT FESTIVAL, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 1495 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE IDENTIFIED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 296, A BILL TO BE ENTITLED AN ACT TO PROVIDE COMPENSATION TO THE PERSONS STERILIZED THROUGH THE STATE'S EUGENIC STERILIZATION PROGRAM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 26. The original bill is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 747 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH REQUIREMENTS FOR BUILDER DESIGNATIONS UNDER THE LAWS PERTAINING TO GENERAL CONTRACTORS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

By Representative Jones, Chair, for the Committee on Local Government II:

S.B. 224 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWNS OF OCEAN ISLE BEACH, EMERALD ISLE, AND HOLDEN BEACH TO SET CANAL DREDGING

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FEES BASED ON A PROPERTY OWNER'S FRONTAGE ABUTTING A DREDGING PROJECT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 335, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED THROUGH A SPECIAL ELECTION PROCESS IN SOME CIRCUMSTANCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

S.B. 381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A FOUR-YEAR TERM FOR THE MAYOR OF THE TOWN OF CHADBOURN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 26.

S.B. 616 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF RIVER BEND TO ANNEX AND EXERCISE EXTRATERRITORIAL JURISDICTION AS PROVIDED UNDER GENERAL LAW, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Weiss sends forth the Conference Report on **S.B. 56** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, EXPAND THE HEALTH CARE PERSONNEL REGISTRY AND AUTHORIZE THE MEDICAL CARE COMMISSION TO ADOPT RULES ALLOWING THE ISSUANCE OF RATED CERTIFICATES TO ADULT CARE HOMES. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 26.

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RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 897**, A BILL TO BE ENTITLED AN ACT TO UPDATE LEGISLATORS' PER DIEM TO THE CURRENT FEDERAL RATES, is withdrawn from the Committee on Judiciary III and re-referred to the Committee on Appropriations.

Representative Owens moves, seconded by Representative Wiley, that the House adjourn, subject to committee assignments, the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene July 26 at 2:00 p.m.

The motion carries.

No committee assignments, ratification of bills, receipt of Committee Reports, receipt of Conference Reports, receipt of Messages from the Senate, or appointment of conference committees, having been received, the House stands adjourned at 5:42 p.m.

ONE HUNDRED SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 26, 2007

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"When we come to You in this midday moment of prayer, undoubtedly there are some of us who are aware of Your Presence. Perhaps there are some of us who are trying to figure out who You are or what Your Presence means. Still there may be others who are simply waiting for this Constitutional requirement to pass. Wherever our hearts may be, at least You have our attention. Pray we have Yours. Amen."

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Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, and Steen for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 1023, AN ACT TO CLARIFY THE STATUS OF LOCAL ENTITY EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, TO MODIFY THE PUBLIC RECORDS LAWS APPLICABLE TO THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGES, TO PROTECT THE PRIVACY OF APPLICANTS WHO ARE NOT ADMITTED OR WHO DO NOT ENROLL, AND TO PROVIDE THAT CERTAIN AUDIT RECORDS ARE PUBLIC DOCUMENTS.

S.B. 1465, AN ACT TO (1) CODIFY AND MAKE PERMANENT THE SWINE FARM ANIMAL WASTE MANAGEMENT SYSTEM PERFORMANCE STANDARDS THAT THE GENERAL ASSEMBLY ENACTED IN 1998, (2) PROVIDE FOR THE REPLACEMENT OF A LAGOON THAT IS AN IMMINENT HAZARD, (3) ASSIST FARMERS TO VOLUNTARILY CONVERT TO INNOVATIVE ANIMAL WASTE MANAGEMENT SYSTEMS, AND (4) ESTABLISH THE SWINE FARM METHANE CAPTURE PILOT PROGRAM.

S.B. 1479, AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS.

H.B. 73, AN ACT TO IMPROVE THE STATE CAPITAL FACILITIES PROGRAM BY DIRECTING THE STATE BUILDING COMMISSION TO REVIEW THE PROGRAM AND IMPLEMENT MEASURES TO REDUCE DELAYS AND INCREASE ACCOUNTABILITY AMONG THE PARTIES TO THE DESIGN AND CONSTRUCTION PROCESS, BY INCREASING THE BIDDING AND DESIGNER SELECTION THRESHOLDS FOR STATE CONSTRUCTION CONTRACTS, AND BY DIRECTING THE STATE PERSONNEL OFFICE TO CONDUCT A MARKET STUDY OF ARCHITECT AND ENGINEERING POSITION CLASSIFICATIONS.

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H.B. 488, AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO PROVIDE FOR AN ADMINISTRATIVE INITIAL SCREENING OF REASSIGNMENT APPEALS.

H.B. 729, AN ACT TO ADDRESS NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE RATE EVASION FRAUD AND TO AUTHORIZE THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE TO STUDY THE ISSUES RELATED TO AUTOMOBILE INSURANCE RATE EVASION.

H.B. 772, AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO SUSPEND ADMISSIONS OR SERVICES IN HOSPITALS AS PART OF TAKING ADVERSE ACTION AGAINST A HOSPITAL'S LICENSE; TO ALLOW FOR THE WAIVER OF HOSPITAL LICENSURE RULES DURING AN EMERGENCY; TO ALLOW CRIMINAL BACKGROUND CHECKS OF EMPLOYEES OF LICENSED MENTAL HEALTH FACILITIES BY PRIVATE ENTITIES; TO MAKE TECHNICAL CORRECTIONS IN THE HEALTH CARE PERSONNEL REGISTRY STATUTES; TO REQUIRE FINES TO BE PAID PRIOR TO TRANSFER OF OWNERSHIP OF ADULT CARE HOMES; TO CHANGE TIME FRAMES OF INVESTIGATIONS OF ADULT CARE HOMES; AND TO REQUIRE THE CODIFIER OF RULES TO CHANGE THE NAME OF THE DIVISION OF FACILITY SERVICES AND THE HEALTH SERVICES COMMISSION.

H.B. 976, AN ACT TO CLARIFY THE DEFINITION OF PUBLIC VEHICULAR AREA IN MOTOR VEHICLE LAW AND TO REQUIRE ACCESS TO GATED COMMUNITIES FOR EMERGENCY SERVICE VEHICLES.

H.B. 1471, AN ACT TO ALLOW EXISTING CHARTER SCHOOLS TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN; AND TO ALLOW AN EXISTING CHARTER SCHOOL TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE NORTH CAROLINA TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

H.B. 1649, AN ACT TO INCREASE THE NUMBER OF VOTING MEMBERS ON THE GOVERNOR'S CRIME COMMISSION FROM THIRTY-SIX TO THIRTY-EIGHT.

H.B. 1650, AN ACT TO INCREASE MEMBERSHIP ON THE ACUPUNCTURE LICENSING BOARD FROM SIX TO NINE.

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H.B. 1702, AN ACT TO CONSERVE ENERGY AND TO REQUIRE A STUDY OF THE DEGREE OF INSULATION FOR HOT WATER-LINES THAT SHOULD BE REQUIRED.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 78, AN ACT TO AUTHORIZE BURKE COUNTY TO LEVY AN ADDITIONAL THREE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES.

H.B. 555, AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE GREATER FLEXIBILITY IN THE PAYMENT OF SPECIAL ASSESSMENTS AND THE COLLECTION OF DELINQUENT SPECIAL ASSESSMENT PAYMENTS, AND TO ALLOW THE CITY OF ROANOKE RAPIDS TO ASSESS BENEFITED PROPERTIES FOR MAINTENANCE OF PARKING LOTS.

H.B. 1191, AN ACT TO INCORPORATE THE TOWN OF EASTOVER.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 2063, A JOINT RESOLUTION HONORING THE TUSKEGEE AIRMEN AND EXPRESSING APPRECIATION FOR THEIR SERVICE DURING WORLD WAR II. (RESOLUTION 2007-62)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 1009 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A WITNESS'S ORAL STATEMENTS TO A PROSECUTING ATTORNEY DO NOT NEED TO BE RECORDED UNLESS THE STATEMENT CONTAINS SIGNIFICANTLY NEW OR DIFFERENT INFORMATION FROM A PRIOR STATEMENT AND TO PROVIDE WHAT TYPE OF WITNESS IDENTIFICATION INFORMATION MUST BE DISCLOSED TO THE DEFENDANT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

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S.B. 1211 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE FINGERPRINTING OF ANY PERSON ARRESTED FOR ANY OFFENSES INVOLVING IMPAIRED DRIVING OR FOR DRIVING WHILE LICENSE REVOKED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

By Representative England, Acting Chair, for the Committee on Health:

S.B. 1332 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO RAISE THE CEILING ON CERTAIN FEES AND AMENDING AND UPDATING CERTAIN OTHER PROVISIONS UNDER THE LAWS REGULATING HEARING AID DEALERS AND FITTERS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Williams, Chair, for the Committee on Wildlife Resources:

S.B. 493, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING ROAD HUNTING AND HUNTING ON THE LAND OF ANOTHER IN BERTIE COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 1340 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE SALE OF BLOCKS OF TEN TEN-DAY COASTAL RECREATIONAL FISHING LICENSES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The House committee substitute bill is re-referred to the Committee on Environment and Natural Resources. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

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By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 403 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 1408 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY DISCIPLINARY AUTHORITY OF THE NORTH CAROLINA APPRAISAL BOARD UNDER THE NORTH CAROLINA APPRAISERS ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 205, A BILL TO BE ENTITLED AN ACT TO REPEAL A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 27. The original bill is placed on the Unfavorable Calendar.

H.B. 897, A BILL TO BE ENTITLED AN ACT TO UPDATE LEGISLATORS' PER DIEM TO THE CURRENT FEDERAL RATES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1517 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE CANDIDATES FOR CERTAIN COUNCIL OF STATE OFFICES WITH THE OPTION OF FINANCING THEIR CAMPAIGNS FROM A PUBLICLY SUPPORTED FUND, PROVIDED THAT THEY GAIN AUTHORIZATION TO DO SO FROM REGISTERED VOTERS AND THAT THEY ABIDE BY STRICT FUND-RAISING AND SPENDING LIMITS; AND TO APPROPRIATE

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FUNDS TO FINANCE THE PROGRAM, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1837, A BILL TO BE ENTITLED AN ACT TO ENACT THE STEM CELL RESEARCH HEALTH AND WELLNESS ACT TO PERMIT STEM CELL RESEARCH UNDER LIMITED CIRCUMSTANCES AND TO APPROPRIATE FUNDS TO THE HEALTH AND WELLNESS TRUST FUND FOR ALLOCATION AS STEM CELL RESEARCH GRANTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 27. The original bill is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 2066, A HOUSE RESOLUTION URGING THE SECRETARY OF THE NAVY TO HOLD A COMMISSIONING CEREMONY FOR THE NEW USS NORTH CAROLINA IN THE PORT OF WILMINGTON, with recommendation that the committee substitute resolution be adopted, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of July 27. The original resolution is placed on the Unfavorable Calendar.

H.J.R. 2067, A JOINT RESOLUTION ACKNOWLEDGING THE CONTRIBUTIONS OF THE SCOTS AND SCOTS-IRISH TO NORTH CAROLINA, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar. The original resolution is placed on the Unfavorable Calendar.

By Representative Hill, Chair, for the Committee on Agriculture:

S.B. 868 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WATER THAT IS REPRESENTED AS NORTH CAROLINA NATURAL SPRING WATER AND OFFERED

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FOR SALE AS A BEVERAGE IS MISBRANDED AND, AS SUCH, THE PERSONS WHO BOTTLE, SELL, OR DELIVER SUCH ITEM ARE SUBJECT TO CIVIL AND CRIMINAL PENALTIES AND INJUNCTIONS, UNLESS IT IS FROM A NORTH CAROLINA NATURAL SPRING, WHICH IS WATER THAT IS DERIVED FROM AN UNDERGROUND LAND FORMATION FROM WHICH THE WATER FREELY FLOWS WITHOUT THE USE OF A BOREHOLE AND WITHOUT THE AID OF MECHANICAL MEANS AND THAT IS COLLECTED AT THE SPRING'S NATURAL ORIFICE IN THE EARTH'S SURFACE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Braxton and Wainwright (Primary Sponsors):

H.R. 2068, A HOUSE RESOLUTION HONORING THE MEMORY OF RICHARD CASWELL, REVOLUTIONARY WAR HERO AND THE GOVERNOR OF NORTH CAROLINA, AND RECOGNIZING THE MONTH OF AUGUST 2007 AS RICHARD CASWELL MONTH, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 1718 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN CITIES TO ENACT FAIR HOUSING ORDINANCES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 27.

S.B. 1226 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENABLE RETIRED NURSES TO RETURN TO EMPLOYMENT WITH LOCAL HEALTH DEPARTMENTS IN CLEVELAND COUNTY WITHOUT LOSING RETIREMENT BENEFITS, is read the first time and referred to the Committee on Health.

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CONFERENCE REPORTS

Representative Mobley moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 922

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 922, A BILL TO BE ENTITLED AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION AND TO CHANGE THE TIME WHEN THE MEMBERS OF THE HYDE COUNTY BOARD OF EDUCATION TAKE OFFICE, Senate State and Local Committee Substitute Adopted 5/16/07 Corrected Copy 5/17/07 Fifth Edition Engrossed 5/17/07, submit the following report:

The House concurs in the Senate Committee Substitute with an amendment and the Senate agrees to the same: On page 2, line 4 delete "June" and substitute "July".

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

Date conferees approved report: July 24, 2007.

*Conferee for the
Senate*

*Conferees for the
House of Representatives*

S/ Clark Jenkins, Chair

S/ Timothy L. Spear, Chair
S/ Annie W. Mobley

The Conference Report, which changes the title, is adopted, by electronic vote (105-0), and the Senate is so notified by Special Message.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled.

Representative Weiss moves the adoption of the following Conference Report.

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House Committee Substitute for S.B. 56

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 56, A BILL TO BE ENTITLED AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, EXPAND THE HEALTH CARE PERSONNEL REGISTRY AND AUTHORIZE THE MEDICAL CARE COMMISSION TO ADOPT RULES ALLOWING THE ISSUANCE OF RATED CERTIFICATES TO ADULT CARE HOMES, House Committee Substitute Favorable 7/11/07, submit the following report:

The Senate concurs in the House Committee Substitute.

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

Date conferees approved report: July 25, 2007.

*Conferees for the
Senate*

S/ Stan Bingham, Chair
S/ Doug Berger
S/ Martin Nesbitt, Jr.
S/ William R. Purcell

*Conferees for the
House of Representatives*

S/ Jennifer Weiss, Chair
S/ Beverly M. Earle
S/ Jean Farmer-Butterfield
S/ Debbie Clary
S/ Jeff Barnhart
S/ Bob England, M.D.

The Conference Report is adopted, by electronic vote (109-0), and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

H.B. 1176 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECKLESS USE OF A FIREARM OR BOW AND ARROW AND TO REGULATE HUNTING FROM THE STATE RIGHT-OF-WAY IN TYRRELL COUNTY.

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On motion of Representative Owens, the House concurs in Senate Committee Substitute Bill No. 2, by electronic vote (110-0), and the bill is ordered enrolled.

H.B. 206 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISTINGUISH BETWEEN SPECIAL PLATES ISSUED TO BRONZE STAR RECIPIENTS FOR MERITORIOUS SERVICE OR FOR VALOR IN COMBAT, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridg, Howard, Pate, Ray, and Steen - 8.

H.B. 898 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A YOUTHFUL OFFENDER'S CRIMINAL RECORD MAY BE EXPUNGED OF NONVIOLENT FELONIES BUT TO ALLOW THE CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION AND THE SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION ACCESS TO THE RECORDS OF EXPUNCTION.

Representative Avila offers Amendment No. 6 which fails of adoption for lack of a majority vote (55-55).

Representative Dollar offers Amendment No. 7 which fails of adoption by electronic vote (45-65).

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The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blue, Bryant, Carney, Church, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Insko, Jeffus, Jones, Lewis, Love, Lucas, Luebke, Martin, McAllister, McElraft, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, E. Warren, Weiss, Wilkins, Womble, Wray, Wright, and Yongue - 67.

Voting in the negative: Representatives Avila, Blackwood, Blust, Boylan, Braxton, Brisson, Brown, Clary, Cleveland, Coates, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Hilton, Holloway, Holmes, Hurley, Johnson, Justice, Justus, Killian, Kiser, Langdon, McComas, McGee, McLawhorn, Moore, Neumann, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Tillis, Walker, R. Warren, West, Wiley, and Williams - 43.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, and Steen - 8.

H.B. 964 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF HOME CARE SERVICES TO INCLUDE IN-HOME COMPANION, SITTER, AND RESPITE CARE SERVICES PROVIDED TO AN INDIVIDUAL, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Blackwood, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Setzer, Spear, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 104.

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Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, and Steen - 8.

H.B. 1381 (Committee Substitute). A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO RAISE THE CEILING ON CERTAIN LICENSURE FEES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blackwood, Blust, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Spear, Starnes, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 91.

Voting in the negative: Representatives Allred, Avila, Boylan, Brown, Cleveland, Folwell, Gillespie, Hilton, Holloway, Moore, Setzer, Stiller, West, and Wiley - 14.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, and Steen - 8.

H.B. 1652 (Committee Substitute). A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE AN E-911 TELECOMMUNICATOR SPECIAL REGISTRATION PLATE, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian,

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Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 108.

Voting in the negative: Representative Sutton.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, and Steen - 8.

H.B. 679 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 108.

Voting in the negative: Representatives Allred and Starnes - 2.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, and Steen - 8.

H.B. 769 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENSURE COMPLIANCE WITH MOTOR CARRIER AND COMMERCIAL DRIVERS LICENSE PROVISIONS OF CHAPTER 20 OF THE GENERAL STATUTES AND TO AUTHORIZE THE COMMISSIONER OF MOTOR VEHICLES TO ENTER INTO THE UNIFIED MOTOR CARRIER REGISTRATION AGREEMENT, passes its second reading, by the following vote, and remains on the Calendar.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Howard, Pate, Ray, and Steen - 8.

H.B. 22, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 296 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A STUDY OF COMPENSATION TO THE PERSONS STERILIZED THROUGH THE STATE'S EUGENIC STERILIZATION PROGRAM, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 431 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ADMINISTRATION OF THIMEROSAL-FREE VACCINES TO CERTAIN-AGED CHILDREN AND PREGNANT WOMEN, passes its second reading, by electronic vote (100-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

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H.B. 1076 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO WAIVE FEES AS WELL AS TUITION FOR CERTAIN PERSONS ATTENDING CLASSES AT A CONSTITUENT INSTITUTION OF THE UNIVERSITY OF NORTH CAROLINA OR AT A COMMUNITY COLLEGE, passes its second reading, by electronic vote (105-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1443 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE MEDICAID ESTATE RECOVERY PLAN.

Representative Clary offers Amendment No. 1 which is adopted by electronic vote (107-0).

The bill, as amended, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1761 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND, passes its second reading, by electronic vote (105-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1013, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HAYWOOD COUNTY TO LEVY AN ADDITIONAL ONE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, with a favorable report.

Pursuant to Rule 36(b) and without objection, the bill is placed on the today's Calendar for immediate consideration.

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The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blue, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 90.

Voting in the negative: Representatives Avila, Blackwood, Blust, Boylan, Cleveland, Dollar, Frye, Gillespie, Gulley, Hilton, Holloway, Killian, Moore, Neumann, Setzer, Tillis, and Wiley - 17.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridg, Howard, Pate, Ray, and Steen - 8.

Representative Folwell requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (89-18).

CALENDAR (continued)

Senate Committee Substitute for **H.B. 1755** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND IMPROVE THE ADMINISTRATION OF THE STATE'S 911 SYSTEM THROUGH A STATEWIDE 911 EMERGENCY LOCATING BOARD, ENSURING THAT ALL VOICE SERVICES CONTRIBUTE TO THE 911 SYSTEM, AND PROVIDING PARITY IN THE QUALITY OF SERVICE AND THE LEVEL OF 911 CHARGES ACROSS VOICE COMMUNICATIONS SERVICE PROVIDERS.

The House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan,

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Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 109.

Voting in the negative: Representative Allred.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridg, Howard, Pate, Ray, and Steen - 8.

Senate Committee Substitute for **H.B. 454** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE IDENTITY OF INDIVIDUALS BY AUTHORIZING THE TAKING OF A PHOTOGRAPH OF A PERSON OPERATING A MOTOR VEHICLE WHO DOES NOT PRODUCE A VALID DRIVERS LICENSE UPON THE REQUEST OF A LAW ENFORCEMENT OFFICER WHERE THE LAW ENFORCEMENT OFFICER HAS A REASONABLE SUSPICION REGARDING THE TRUE IDENTITY OF THE PERSON.

On motion of Representative Folwell, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (104-5), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 773 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT MEMBERS OF THE UNITED STATES ARMED FORCES FROM DISHONEST AND PREDATORY LIFE INSURANCE AND ANNUITY SALES PRACTICES.

On motion of Representative Martin, the House concurs in the Senate committee substitute bill, by electronic vote (107-1), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 810**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TRAINING AND QUALIFICATION REQUIREMENTS APPLICABLE TO ANIMAL WASTE MANAGEMENT TECHNICAL SPECIALISTS IN THE PROVISION OF SERVICES

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RELATED TO THE DEVELOPMENT, IMPLEMENTATION, OR OPERATION OF AN ANIMAL WASTE MANAGEMENT PLAN OR ANIMAL WASTE MANAGEMENT SYSTEM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

On motion of Representative Allen, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (108-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute No. 2 for **H.B. 1372** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE REVISED UNIFORM ANATOMICAL GIFT ACT; TO PROVIDE THAT THE DECISION TO HAVE THE HEART SYMBOL ON ONE'S DRIVERS LICENSE IS LEGALLY SUFFICIENT CONSENT TO ORGAN AND TISSUE DONATION UNLESS REVOKED BY THE DONOR; TO IMPROVE DONOR OR PROSPECTIVE DONOR ONLINE ACCESS TO INDICATE OR REVOKE ORGAN AND TISSUE DONATION; AND TO MAKE CONFORMING CHANGES TO OTHER AFFECTED GENERAL STATUTES.

On motion of Representative Folwell, the House concurs in Senate Committee Substitute Bill No. 2, which changes the title, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1529 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE COMMITTEE ON ACTUARIAL VALUATION OF RETIRED EMPLOYEES' HEALTH BENEFITS.

On motion of Representative Crawford, the House concurs in the Senate committee substitute bill, by electronic vote (109-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

S.B. 1167 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF ADMINISTRATION TO INFORM COUNTIES AND MUNICIPALITIES BEFORE ACQUIRING LAND WITHIN THEIR BOUNDARIES, passes its third reading, by electronic vote (106-1), and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1351 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE FRANCHISE LAWS AS THEY RELATE TO AUTOMOBILE DEALER WARRANTY OBLI-

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GATIONS, CIVIL ACTIONS FOR VIOLATIONS, COERCION, AND INSTALLMENT SALES; AND TO REQUIRE THAT FAIR COMPENSATION BE PAID TO FRANCHISED MOTOR VEHICLE DEALERS TERMINATED AS A RESULT OF INDUSTRY REORGANIZATION.

Representative Sutton offers Amendment No. 2 which is adopted by electronic vote (106-0).

The bill, as amended, passes its third reading, by electronic vote (107-0), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Insko and without objection, **S.B. 488** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CARRBORO CHARTER TO ALLOW THE TOWN TO REQUIRE CANDIDATES FOR ELECTIVE TOWN OFFICE TO DISCLOSE THE NAMES OF CAMPAIGN CONTRIBUTORS AND TO LIMIT BY ORDINANCE THE AMOUNT THAT PERSONS MAY CONTRIBUTE TO A CANDIDATE OR THEIR POLITICAL COMMITTEE, is withdrawn from the Calendar and placed on the Calendar of July 28.

CALENDAR (continued)

S.B. 335, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED THROUGH A SPECIAL ELECTION PROCESS IN SOME CIRCUMSTANCES.

Representative Faison moves that the bill be postponed indefinitely.

The motion fails by electronic vote (39-71).

The bill passes its second reading, by electronic vote (74-34), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 381 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A FOUR-YEAR TERM FOR THE MAYOR OF THE TOWN OF CHADBOURN, passes its second reading and there being no objection is read a third time.

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The bill passes its third reading and is ordered enrolled.

S.B. 1218 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY CONVICTIONS.

Representative Goodwin offers Amendment No. 1 which is adopted by electronic vote (108-0).

The bill, as amended, passes its third reading, by electronic vote (109-0), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Representative Johnson requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (110-0).

S.B. 353, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ELECTION OF TWO PRESIDENTIAL ELECTORS AT LARGE AND ONE FROM EACH CONGRESSIONAL DISTRICT.

Representative Owens calls the previous question on the passage of the bill and the call is sustained by electronic vote (62-47).

The bill passes its second reading by electronic vote (60-49).

Representative Stam objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 320 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO DEVELOP AND ADMINISTER A STATEWIDE UNIFORM CERTIFICATION PROGRAM FOR HISTORICALLY UNDERUTILIZED BUSINESSES DOING BUSINESS WITH STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS, AND POLITICAL SUBDIVISIONS OF THE STATE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 27. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1228 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1780 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH AND COLLECT CERTAIN FEES UNDER THE RADIATION PROTECTION ACT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 15 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF HAMPSTEAD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

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S.B. 16 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF BOILING SPRINGS TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MCDOWELL COUNTY TO LEVY AN ADDITIONAL TWO PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION TO THE DESCRIPTION OF THE BOUNDARY BETWEEN THE NASH-ROCKY MOUNT SCHOOL ADMINISTRATIVE UNIT AND THE EDGEcombe COUNTY PUBLIC SCHOOL SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 154 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DALLAS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 282 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 489 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE OCCUPANCY TAX OF THE CITY OF LUMBERTON, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 27. The Senate committee substitute bill is placed on the Unfavorable Calendar.

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S.B. 580 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCAL GOVERNMENT POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, AND TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 27. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 616 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF RIVER BEND TO ANNEX AND EXERCISE EXTRATERRITORIAL JURISDICTION AS PROVIDED UNDER GENERAL LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 1241 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

S.B. 1527 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS RELATING TO LICENSING OF INSURANCE PRODUCERS AND BAIL BONDSMEN; TO MAKE CHANGES IN THE FEE STRUCTURES FOR AGENTS AND ADJUSTERS; TO AUTHORIZE THE OUTSOURCING OF CERTAIN FUNCTIONS RELATING TO THE ADMINISTRATION OF CONTINUING EDUCATION AND ADMINISTRATIVE PROGRAMS; TO REQUIRE THE DEPARTMENT OF INSURANCE TO STUDY ISSUES RELATED TO LIFE INSURANCE BENEFICIARY NOTIFICATION; TO EXEMPT INSURERS FROM AUTOMATIC RENEWAL DISCLOSURE CLAUSE REQUIREMENTS; TO INSTITUTE A METHOD OF STREAMLINING CERTAIN APPEALS OF DISPUTES BETWEEN LOCAL INSPECTORS

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AND PERSONS SUBJECT TO THE STATE BUILDING CODE AND TO REQUIRE THE DEPARTMENT OF INSURANCE TO ISSUE ITS DECISION ON THESE LIMITED APPEALS WITHIN TEN BUSINESS DAYS; AND TO MAKE OTHER SUBSTANTIVE CHANGES, with a favorable report, as amended.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 27.

By Representative Sutton, Chair, for the Committee on Judiciary III:

H.B. 274 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA STREET GANG PREVENTION ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Jones, Chair, for the Committee on Science and Technology:

H.B. 1777, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMPREHENSIVE AND CONVENIENT INFORMATION TECHNOLOGY COMPUTING, DISPLAY, AND PRINTING DEVICE RECOVERY PROGRAM BASED ON INDIVIDUAL MANUFACTURER RESPONSIBILITY AND THE SHARED RESPONSIBILITY OF CONSUMERS, RETAILERS, AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The serial referral on the bill is stricken.

Pursuant to Rule 38(b), the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 1383 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY, THAT HAS PURCHASED OR LEASES OR MANAGES LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS

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FOR THE PURPOSE OF CYCLING; PROVIDED HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD CAUSE SUBSTANTIAL HARM TO THE LAND OR THE ENVIRONMENT, AND TO ALLOW THE PUBLIC TO USE THE LAND FOR THE PURPOSE OF HIKING OR WALKING, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 27. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Carney, Chair, for the Committee on Transportation:

S.B. 1147 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A COPY OF THE REGISTRATION CARD ISSUED FOR A DEALER REGISTRATION PLATE BE IN THE VEHICLE, TO MODIFY RETENTION AND INSPECTION PROCEDURES FOR DEALER RECORDS, AND CLARIFY WHEN A VEHICLE MUST BE INSPECTED, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 27. The Senate committee substitute bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 116**, A BILL TO BE ENTITLED AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS FOR THE ELLENBORO TOWN COUNCIL, AND A FOUR-YEAR TERM FOR MAYOR, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), placed on the Calendar of July 27.

Representative Owens moves, seconded by Representative Wiley, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene July 27 at 1:00 p.m.

The motion carries.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 26, 2007

Mr. Speaker:

Pursuant to your message received on July 23, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1294** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES, and requests conferees, the President *Pro Tempore* appoints:

Senator Purcell, Chair
Senator Forrester

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 242 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR ADMINISTRATIVE AND JUDICIAL REVIEW OF DISPUTED TAX MATTERS AND TO LIMIT A CORPORATION'S ABILITY TO USE REAL ESTATE INVESTMENT TRUSTS TO AVOID STATE TAXES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

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By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 1245 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO RETAINAGE PAYMENTS ON PUBLIC CONSTRUCTION CONTRACTS, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 27. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 556, A BILL TO BE ENTITLED AN ACT AUTHORIZING MUNICIPALITIES TO ADOPT ORDINANCES ESTABLISHING A NONRESIDENTIAL BUILDING OR STRUCTURE CODE, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary II.

The House committee substitute bill is re-referred to the Committee on Judiciary II. The original bill is placed on the Unfavorable Calendar.

S.B. 1457 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BONDS FOR CONTRACTS ISSUED BY THE DIVISION OF MOTOR VEHICLES TO COMMISSION CONTRACTORS WHO OPERATE LICENSE PLATE AGENCIES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 27. The Senate committee substitute bill is placed on the Unfavorable Calendar.

The House stands adjourned at 7:25 p.m.

ONE HUNDRED EIGHTH DAY

HOUSE OF REPRESENTATIVES
Friday, July 27, 2007

July 27, 2007

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign God:

"You created the world and all that is in it. All that is belongs to You. Indeed, it is only by Your mercy that we have been given the privilege to share in the stewardship of this tiny piece of real estate upon the vast landscape of Your great big earth. As we prepare to vote on the proposed budget, we will be invited to consider the many physical and emotional resources of our people. We will be asked to consider the best way to use all of our available resources to insure our land, our institutions, our health and well-being, and our most precious resource...our people. This is a huge task and we are quite humbled by it. As we consider the magnanimity of our duty, let our debate be serious yet civil. May our words always be kind and collegial. And, let us finish our work in such a way that You will be pleased with us. Have mercy upon this most Honorable Body dear God, we humbly pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bordsen, Brubaker, Current, Daughtridge, Faison, Howard, Pate, Steen, and Underhill for today. Representatives Alexander, Earle, Gillespie, Jeffus, Jones, Neumann, Ray, and Thomas are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 454, AN ACT TO PROTECT THE IDENTITY OF INDIVIDUALS BY AUTHORIZING THE TAKING OF A PHOTOGRAPH OF A PERSON WHO IS CITED FOR A MOTOR VEHICLE MOVING VIOLATION, WHO DOES NOT PRODUCE A VALID DRIVERS LICENSE UPON THE REQUEST OF A LAW ENFORCEMENT OFFICER, AND WHERE THE LAW ENFORCEMENT OFFICER HAS A REASONABLE SUSPICION REGARDING THE TRUE IDENTITY OF THE PERSON, AND TO PROVIDE A CAUSE OF ACTION FOR A PERSON WHOSE IDENTIFYING INFORMATION IS PUBLISHED OVER OBJECTION.

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H.B. 773, AN ACT TO PROTECT MEMBERS OF THE UNITED STATES ARMED FORCES FROM DISHONEST AND PREDATORY LIFE INSURANCE AND ANNUITY SALES PRACTICES.

H.B. 810, AN ACT TO: (1) CLARIFY THE TRAINING AND QUALIFICATION REQUIREMENTS APPLICABLE TO ANIMAL WASTE MANAGEMENT TECHNICAL SPECIALISTS IN THE PROVISION OF SERVICES RELATED TO THE DEVELOPMENT, IMPLEMENTATION, OR OPERATION OF AN ANIMAL WASTE MANAGEMENT PLAN OR ANIMAL WASTE MANAGEMENT SYSTEM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION; (2) EXTEND THE PILOT PROGRAM FOR INSPECTION OF ANIMAL WASTE MANAGEMENT SYSTEMS; AND (3) CLARIFY THE APPLICABILITY OF THE WATER QUALITY ENFORCEMENT PROVISIONS IN ARTICLE 21 OF CHAPTER 143 OF THE GENERAL STATUTES.

H.B. 1372, AN ACT TO ENACT THE REVISED UNIFORM ANATOMICAL GIFT ACT; TO PROVIDE THAT THE DECISION TO HAVE THE HEART SYMBOL ON ONE'S DRIVERS LICENSE IS LEGALLY SUFFICIENT CONSENT TO ORGAN DONATION UNLESS REVOKED BY THE DONOR; TO IMPROVE DONOR OR PROSPECTIVE DONOR ONLINE ACCESS TO INDICATE OR REVOKE ORGAN AND TISSUE DONATION; AND TO MAKE CONFORMING CHANGES TO OTHER AFFECTED GENERAL STATUTES.

H.B. 1529, AN ACT TO ESTABLISH THE COMMITTEE ON ACTUARIAL VALUATION OF RETIRED EMPLOYEES' HEALTH BENEFITS.

H.B. 1755, AN ACT TO MODERNIZE AND IMPROVE THE ADMINISTRATION OF THE STATE'S 911 SYSTEM THROUGH A STATEWIDE 911 BOARD, BY ENSURING THAT ALL VOICE SERVICES CONTRIBUTE TO THE 911 SYSTEM AND BY PROVIDING PARITY IN THE QUALITY OF SERVICE AND THE LEVEL OF 911 CHARGES ACROSS VOICE COMMUNICATIONS SERVICE PROVIDERS.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 335, AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED THROUGH A SPECIAL ELECTION PROCESS IN SOME CIRCUMSTANCES.

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S.B. 381, AN ACT TO PROVIDE A FOUR-YEAR TERM FOR THE MAYOR OF THE TOWN OF CHADBOURN.

H.B. 922, AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION AND TO CHANGE THE TIME WHEN THE MEMBERS OF THE HYDE COUNTY BOARD OF EDUCATION TAKE OFFICE.

H.B. 1176, AN ACT TO PROHIBIT THE RECKLESS USE OF A FIREARM OR BOW AND ARROW AND TO REGULATE HUNTING FROM THE STATE RIGHT-OF-WAY IN TYRRELL COUNTY.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 78, AN ACT TO AUTHORIZE BURKE COUNTY TO LEVY AN ADDITIONAL THREE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES. (S.L. 2007-265)

H.B. 555, AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE GREATER FLEXIBILITY IN THE PAYMENT OF SPECIAL ASSESSMENTS AND THE COLLECTION OF DELINQUENT SPECIAL ASSESSMENT PAYMENTS, AND TO ALLOW THE CITY OF ROANOKE RAPIDS TO ASSESS BENEFITED PROPERTIES FOR MAINTENANCE OF PARKING LOTS. (S.L. 2007-266)

H.B. 1191, AN ACT TO INCORPORATE THE TOWN OF EASTOVER. (S.L. 2007-267)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Harrison, Chair, for the Committee on Energy and Energy Efficiency:

S.B. 668 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Dickson, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

S.B. 1032 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPOSE TIME LIMITATIONS ON OVERPAYMENT RECOVERY UNDER THE PROMPT CLAIM PAYMENTS STATUTE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 28. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

S.B. 119 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT EMPLOYEES OF THE DEPARTMENT OF DEFENSE AND THEIR DEPENDENTS SHALL QUALIFY FOR THE IN-STATE TUITION RATE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Rapp, Fisher, West, and Goforth (Primary Sponsors); Allen, Bell, Blackwood, Blue, Braxton, Brisson, Brown, Carney, Church, Clary, Cleveland, Coates, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Frye, Gibson, Gillespie, Glazier, Goodwin, Grady, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Justice, Justus, Lewis, Love, Lucas, Luebke, McComas, McGee, McLawhorn, Parmon, Pierce, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tucker, Walend, E. Warren, R. Warren, Wiley, Wilkins, Williams, Womble, Wray, and Yongue:

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H.J.R. 2069, A JOINT RESOLUTION HONORING THE FOUNDERS OF MARS HILL COLLEGE DURING THE COLLEGE'S ONE HUNDRED FIFTIETH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.R. 2066 (Committee Substitute), A HOUSE RESOLUTION URGING THE SECRETARY OF THE NAVY TO HOLD A COMMISSIONING CEREMONY FOR THE NEW USS NORTH CAROLINA IN THE PORT OF WILMINGTON.

The resolution is adopted, by electronic vote (102-0), and ordered printed.

H.B. 1718 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CERTAIN CITIES TO ENACT FAIR HOUSING ORDINANCES.

On motion of Representative Wiley, the House concurs in the Senate committee substitute bill, by electronic vote (104-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Tucker and without objection, **S.B. 1117** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PRESIDING TRIAL JUDGE IN CIVIL CASES HAS THE SOLE DISCRETION TO DETERMINE WHETHER JURORS MAY TAKE INTO THE JURY ROOM EXHIBITS INTRODUCED INTO EVIDENCE AND PASSED TO THE JURY IN THE COURSE OF THE TRIAL, PHOTOGRAPHS ADMITTED INTO EVIDENCE, SHOWN TO THE JURY AND USED BY ANY WITNESSES IN THEIR TESTIMONY, AND ANY ILLUSTRATIVE EXHIBIT ADMITTED INTO EVIDENCE AND USED BY ANY WITNESSES IN THEIR TESTIMONY EXCEPT SUMMARIES OF TESTIMONY, LISTS MADE IN THE COURTROOM AND SUCH SIMILAR DOCUMENTS AND THAT THE CONSENT OF ALL PARTIES IS NOT NECESSARY, AND TO PROVIDE THAT DEPOSITIONS MAY ONLY BE TAKEN INTO THE JURY ROOM WITH CONSENT OF THE PARTIES, is withdrawn from the Calendar and placed on the Calendar of July 28.

On motion of Representative Hill and without objection, **S.B. 868** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT WATER THAT IS REPRESENTED AS NORTH CAROLINA

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NATURAL SPRING WATER AND OFFERED FOR SALE AS A BEVERAGE IS MISBRANDED AND, AS SUCH, THE PERSONS WHO BOTTLE, SELL, OR DELIVER SUCH ITEM ARE SUBJECT TO CIVIL AND CRIMINAL PENALTIES AND INJUNCTIONS, UNLESS IT IS FROM A NORTH CAROLINA NATURAL SPRING, WHICH IS WATER THAT IS DERIVED FROM AN UNDERGROUND LAND FORMATION FROM WHICH THE WATER FREELY FLOWS WITHOUT THE USE OF A BOREHOLE AND WITHOUT THE AID OF MECHANICAL MEANS AND THAT IS COLLECTED AT THE SPRING'S NATURAL ORIFICE IN THE EARTH'S SURFACE, is withdrawn from the Calendar and re-referred to the Committee on Agriculture.

On motion of Representative Ross and without objection, **S.B. 1046** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RIGHT TO WITHDRAW AND WITHHOLD LIFE-PROLONGING MEASURES ON A LIVING WILL; TO PROVIDE THAT A LIVING WILL OR HEALTH CARE POWER OF ATTORNEY MAY PROVIDE THAT THE HEALTH CARE POWER OF ATTORNEY SUPERSEDES A LIVING WILL; TO SPECIFY THAT THE LAW DOES NOT ALLOW ANY ACTION OR OMISSION TO END LIFE; TO SPECIFY THE NOTARY REQUIREMENTS; TO CHANGE THE TERMINOLOGY FROM LIFE-SUSTAINING PROCEDURES TO LIFE-PROLONGING MEASURES; TO CLARIFY THAT A HEALTH CARE AGENT'S AUTHORITY ON DISPOSITION OF THE PRINCIPAL'S REMAINS IS LIMITED TO INCURRING REASONABLE COSTS; TO CREATE A PROCEDURE ALLOWING A GUARDIAN OF THE PRINCIPAL TO ASK A COURT TO SUSPEND A HEALTH CARE AGENT'S AUTHORITY; TO PROVIDE HOW LONG A HEALTH CARE PROVIDER MAY RELY ON A HEALTH CARE POWER OF ATTORNEY; TO CLARIFY A HEALTH CARE PROVIDER'S RELIANCE ON VARIOUS HEALTH CARE POWERS OF ATTORNEY; TO CREATE A NEW STATUTORY HEALTH CARE POWER OF ATTORNEY FORM; TO CLARIFY THE VALIDITY OF A HEALTH CARE POWER OF ATTORNEY FORM FROM ANOTHER STATE; TO ALLOW A GUARDIAN OR LEGAL GUARDIAN TO ASK THE CLERK TO SUSPEND A HEALTH CARE AGENT; TO PROHIBIT A GUARDIAN FROM REVOKING A LIVING WILL; TO CLARIFY WHEN A HEALTH CARE AGENT MAY MAKE DECISIONS FOR A WARD FOR WHOM A LEGAL GUARDIAN OR GUARDIAN HAS BEEN APPOINTED; TO RECOGNIZE MILITARY ADVANCE DIRECTIVES; TO DEFINE DECLARATION, REPEAL THE DEFINITION OF EXTRAORDINARY MEANS, DEFINE LIFE-PROLONGING MEASURES, AND REPEAL PERSISTENT VEGETATIVE STATE; TO SPECIFY WHEN AN ATTENDING PHYSICIAN MAY WITHHOLD LIFE-PROLONGING MEASURES IF THERE IS A

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LIVING WILL; TO CREATE A NEW STATUTORY FORM FOR LIVING WILLS; TO CLARIFY HOW TO REVOKE A DECLARATION; TO CLARIFY THE SCOPE OF IMMUNITY OF A HEALTH CARE PROVIDER WHO FOLLOWS A REVOKED DECLARATION; TO ALLOW PROTECTIONS OF DECLARATIONS EXECUTED IN OTHER STATES OR DECLARATIONS THAT DO NOT FOLLOW THE STATUTORY FORM; TO ALLOW A PHYSICIAN TO DECLINE TO HONOR A DECLARATION IN CERTAIN INSTANCES; TO SPECIFY WHEN LIFE-PROLONGING MEASURES MAY BE WITHHELD WHERE THERE IS NO DECLARATION; TO LIST WHO MAY CONSENT TO TREATMENT IF THE PATIENT CANNOT MAKE DECISIONS; TO CREATE THE MEDICAL ORDER FOR SCOPE OF TREATMENT (MOST) FORM AND SPECIFY REQUIRED INFORMATION ON THE FORM; TO PROVIDE THAT REMOVAL OF A DOCUMENT FROM THE ADVANCE DIRECTIVE REGISTRY DATABASE DOES NOT AFFECT ITS VALIDITY; TO PROVIDE THAT A HEALTH CARE POWER OF ATTORNEY CAN SUPERSEDE A PERSONAL REPRESENTATIVE'S AUTHORITY ON THE DISPOSITION OF THE PRINCIPAL'S BODY; TO DIRECT A STUDY ON WHETHER A PERSON MAY REQUIRE THAT MEDICAL CARE BE PROVIDED; AND TO DIRECT A STUDY ON END-OF-LIFE MEDICAL CARE, is withdrawn from the Calendar and placed on the Calendar of July 28.

On motion of Representative England and without objection, **S.B. 768** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA RECREATIONAL THERAPY LICENSURE ACT TO EXEMPT CERTAIN PERSONS EMPLOYED UNDER THE DIRECTION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES UNTIL JULY 1, 2010, is withdrawn from the Calendar and placed on the Calendar of July 28.

On motion of Representative Owens and without objection, **S.B. 580** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCAL GOVERNMENT OTHER POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, AND TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, is withdrawn from the Calendar and re-referred to the Committee on Finance.

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CALENDAR (continued)

H.B. 1013, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HAYWOOD COUNTY TO LEVY AN ADDITIONAL ONE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, England, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 88.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Holloway, Killian, Moore, Neumann, Setzer, Tillis, and Wiley - 17.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

Representative Hilton requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (87-18).

H.B. 1228 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME.

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Representative Gibson inquires of the Chair if amendments are offered to add cities, is there any fiscal impact. The Speaker states that there is.

On motion of Representative Gibson, the bill is temporarily displaced until the end of the second reading roll call Calendar.

H.B. 679 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Folwell, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 98.

Voting in the negative: Representatives Allred, Blust, Frye, Hilton, McElraft, Setzer, Starnes, and West - 8.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

H.B. 769 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENSURE COMPLIANCE WITH MOTOR CARRIER AND COMMERCIAL DRIVERS LICENSE PROVISIONS OF CHAPTER 20 OF THE GENERAL STATUTES AND TO AUTHORIZE THE COMMISSIONER OF MOTOR VEHICLES TO ENTER INTO THE UNIFIED MOTOR CARRIER REGISTRATION AGREEMENT, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 104.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

H.B. 1780 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH AND COLLECT CERTAIN FEES UNDER THE RADIATION PROTECTION ACT AND TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ASSESS THE ACTUAL COSTS OF MONITORING OR INVESTIGATION AGAINST PERSONS WHO VIOLATE THE RADIATION PROTECTION ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 102.

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Voting in the negative: Representatives Allred and Brisson - 2.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

Representative Farmer-Butterfield requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (103-2).

H.B. 205 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT TO ACADEMIC SCHOLARSHIPS A BUDGET PROVISION GRANTING IN-STATE TUITION TO CERTAIN FULL SCHOLARSHIP STUDENTS, passes its second reading, by electronic vote (93-13), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 897 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CITIZENS' COMMISSION ON LEGISLATIVE COMPENSATION, passes its second reading, by electronic vote (100-6), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1517 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE CANDIDATES FOR CERTAIN COUNCIL OF STATE OFFICES WITH THE OPTION OF FINANCING THEIR CAMPAIGNS FROM A PUBLICLY SUPPORTED FUND, PROVIDED THAT THEY GAIN AUTHORIZATION TO DO SO FROM REGISTERED VOTERS AND THAT THEY ABIDE BY STRICT FUND-RAISING AND SPENDING LIMITS; AND TO APPROPRIATE FUNDS TO FINANCE THE PROGRAM.

Representative Moore offers Amendment No. 1 which is adopted by electronic vote (77-25).

Representative Stam offers Amendment No. 2 which is adopted by electronic vote (97-6).

The bill, as amended, passes its second reading by electronic vote (53-51).

Representative Barnhart states that his voting equipment malfunctioned and he requests to change his vote from "aye" to "no". This request is granted. The Speaker votes "aye". The adjusted vote total is (53-52).

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Representative Stam objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Owens and without objection, **S.B. 1495** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE IDENTIFIED, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

S.B. 15 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF HAMPSTEAD, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 106.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

S.B. 16 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF BOILING SPRINGS TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS, passes its second reading, by the following vote, and remains on the Calendar.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 104.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridg, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, Steen, and Thomas - 13.

Representative Crawford requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (105-0).

S.B. 489 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE OCCUPANCY TAX OF THE CITY OF LUMBERTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Mobley, Owens, Parmon, Pierce, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 85.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Brown, Cleveland, Folwell, Frye, Gulley, Hilton, Holloway, Killian, Moore, Neumann, Setzer, and Wiley - 16.

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Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, Steen, and Thomas - 13.

Representative Rapp requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (86-16).

S.B. 616 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF RIVER BEND TO ANNEX AND EXERCISE EXTRATERRITORIAL JURISDICTION AS PROVIDED UNDER GENERAL LAW, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Holmes, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 99.

Voting in the negative: Representatives Allred, Hilton, Hurley, Neumann, and Setzer - 5.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, Steen, and Thomas - 13.

S.B. 1457 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BONDS FOR CONTRACTS ISSUED BY THE DIVISION OF MOTOR VEHICLES TO COMMISSION CONTRACTORS WHO OPERATE LICENSE PLATE AGENCIES, TO ADD CHARLOTTE TO THE DIVISION OF MOTOR VEHICLES OPERATED REGISTRATION OFFICES, TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO HAVE AT LEAST TWO AUTHORIZED ONLINE MOTOR VEHICLE REGISTRATION VENDORS APPROVED FOR CONTRACTING AT ALL TIMES, AND TO AUTHORIZE COMMISSION CONTRACT AGENTS TO CONTRACT WITH ONLINE DEALER REGISTRATION VENDORS.

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Representative Cole offers Amendment No. 1 which is adopted by electronic vote (102-0).

The bill, as amended, passes its second reading, by the following vote, is ordered engrossed and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Williams, Womble, Wray, Wright, and Yongue - 103.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

S.B. 1527 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS RELATING TO LICENSING OF INSURANCE PRODUCERS AND BAIL BONDSMEN; TO MAKE CHANGES IN THE FEE STRUCTURES FOR AGENTS AND ADJUSTERS; TO AUTHORIZE THE OUTSOURCING OF CERTAIN FUNCTIONS RELATING TO THE ADMINISTRATION OF CONTINUING EDUCATION AND ADMINISTRATIVE PROGRAMS; TO REQUIRE THE DEPARTMENT OF INSURANCE TO STUDY ISSUES RELATED TO LIFE INSURANCE BENEFICIARY NOTIFICATION; TO EXEMPT INSURERS FROM AUTOMATIC RENEWAL DISCLOSURE CLAUSE REQUIREMENTS; TO INSTITUTE A METHOD OF STREAMLINING CERTAIN APPEALS OF DISPUTES BETWEEN LOCAL INSPECTORS AND PERSONS SUBJECT TO THE STATE BUILDING CODE AND TO REQUIRE THE DEPARTMENT OF INSURANCE TO ISSUE ITS DECISION ON THESE LIMITED APPEALS WITHIN TEN BUSINESS DAYS; AND TO MAKE OTHER SUBSTANTIVE CHANGES.

On motion of Representative Wainwright, Committee Amendment No. 1 is adopted by electronic vote (103-1).

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Representative Holloway requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (104-0).

The bill, as amended, passes its second reading, by the following vote, is ordered engrossed and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 99.

Voting in the negative: Representatives Allred, Blackwood, Cleveland, Hilton, and Moore - 5.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

H.B. 1228 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME.

Representative Gibson offers Amendment No. 1 which is adopted by electronic vote (95-10).

The bill, as amended, passes its second reading, by the following vote, is ordered engrossed and remains on the Calendar.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Bell, Blue, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Dickson, Dockham, England, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Insko, Jeffus, Johnson, Justice, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McGee, McLawhorn, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Stiller, Tarleton, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 74.

Voting in the negative: Representatives Allred, Avila, Barnhart, Blackwood, Blust, Boylan, Brown, Cleveland, Daughtry, Dollar, Folwell, Frye, Hilton, Holloway, Holmes, Hurley, Justus, Killian, Kiser, Lewis, McElraft, Moore, Neumann, Setzer, Starnes, Sutton, Thomas, Tillis, Walend, West, and Wiley - 31.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Earle, Faison, Gillespie, Howard, Jones, Pate, Ray, and Steen - 12.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 535 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CRIMINAL BACKGROUND REVIEWS FOR CURRENT AND FUTURE EMS PERSONNEL, is returned for concurrence in Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on the Calendar of July 28.

H.B. 851 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EDUCATIONAL REQUIREMENT FOR THE TEACHER ASSISTANT SCHOLARSHIP FUND, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

H.B. 1328 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING A PERSON CONVICTED OF A SEX OFFENSE WHO IS PURSUING CHILD CUSTODY EX PARTE TO DISCLOSE THE CONVICTION IN THE PLEADINGS, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

S.B. 1485 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING EDUCATION REQUIREMENTS FOR REAL ESTATE APPRAISERS UNDER THE NORTH CAROLINA APPRAISERS ACT, ELIMINATING THE CATEGORY OF LICENSED RESIDENTIAL REAL ESTATE APPRAISER, AND AUTHORIZING THE NORTH CAROLINA APPRAISAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES, is read the first time and referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 854 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS EFFECTING ARMED SECURITY GUARDS, with a favorable report.

Pursuant to Rule 38(b), the bill is re-referred to the Committee on Finance.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 109, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR FIREFIGHTERS AND RESCUE SQUAD WORKERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 28. The original bill is placed on the Unfavorable Calendar.

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CLAYTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE AND TO ALLOW THE TOWN OF CLAYTON TO ANNEX BY VOLUNTARY PETITION AREAS THAT ARE MORE THAN THREE MILES FROM THE TOWN'S PRIMARY CORPORATE LIMITS IF THE AREAS ARE CONTIGUOUS TO THE TOWN'S SATELLITE CORPORATE LIMITS, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

S.B. 242 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR ADMINISTRATIVE AND JUDICIAL REVIEW OF DISPUTED TAX MATTERS, with a favorable report.

The serial referral on the bill is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

S.B. 530 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 831 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT STREAMLINING LOCAL GOVERNMENT REGULATION OF WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES AND THE COLLOCATION OF WIRELESS FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1196 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROJECT DEVELOPMENT FINANCING ACT, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of the Speaker, the House recesses at 3:10 p.m.

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RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Harrison, Chair, for the Committee on Energy and Energy Efficiency:

S.B. 1272, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF BIODIESEL FOR THE QUALITY AND SAFETY OF MOTORISTS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 2069, A JOINT RESOLUTION HONORING THE FOUNDERS OF MARS HILL COLLEGE DURING THE COLLEGE'S ONE HUNDRED FIFTIETH ANNIVERSARY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

S.B. 371, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COMMERCIAL USE OF LIKENESSES OF ANY SEAL OR COAT OF ARMS OF THE SENATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

S.B. 1495 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE IDENTIFIED, with a favorable report, as amended.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 27, 2007

Mr. Speaker:

Pursuant to your message received on July 25, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 767** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL LAW ENFORCEMENT OFFICERS AND ALL FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES PERSONNEL THROUGHOUT THE STATE TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES; TO ALLOW CERTAIN MUNICIPAL AND COUNTY EMPLOYEES CURRENTLY AUTHORIZED TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES TO CONTINUE; TO REPEAL LOCAL ACTS ON THE SUBJECT; AND TO MANDATE THAT ATV SAFETY COURSES BE APPROVED BY THE COMMISSIONER OF INSURANCE, and requests conferees, the President *Pro Tempore* appoints:

Senator Kerr, Chair
Senator Purcell
Senator Forrester
Senator McKissick

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 27, 2007

July 27, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 56** (Conference Report), A BILL TO BE ENTITLED AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, EXPAND THE HEALTH CARE PERSONNEL REGISTRY AND AUTHORIZE THE MEDICAL CARE COMMISSION TO ADOPT RULES ALLOWING THE ISSUANCE OF RATED CERTIFICATES TO ADULT CARE HOMES.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

CALENDAR (continued)

S.B. 116, A BILL TO BE ENTITLED AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS FOR THE ELLENBORO TOWN COUNCIL, AND A FOUR-YEAR TERM FOR MAYOR, passes its third reading, by electronic vote (97-0), and is ordered enrolled.

S.B. 403 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 493, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING ROAD HUNTING AND HUNTING ON THE LAND OF ANOTHER IN BERTIE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MCDOWELL COUNTY TO LEVY AN ADDITIONAL TWO PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT

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TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Allen, Barnhart, Bell, Blue, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Cunningham, Daughtry, Dickson, Dockham, Earle, England, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Gulley, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Hurley, Insko, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 80.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Grady, Hilton, Holloway, Killian, Kiser, Moore, Setzer, Tillis, West, and Wiley - 20.

Excused absences: Representatives Alexander, Bordsen, Brubaker, Current, Daughtridge, Faison, Gillespie, Howard, Jeffus, Neumann, Pate, Ray, and Steen - 13.

S.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION TO THE DESCRIPTION OF THE BOUNDARY BETWEEN THE NASH-ROCKY MOUNT SCHOOL ADMINISTRATIVE UNIT AND THE EDGECOMBE COUNTY PUBLIC SCHOOL SYSTEM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 102.

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Voting in the negative: Representative Moore.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Faison, Gillespie, Howard, Neumann, Pate, Ray, and Steen - 11.

Representative Alexander requests and is granted permission to be recorded as voting "aye". Representative Moore states that his voting equipment malfunctioned and he requests to change his vote from "no" to "aye". This request is granted. The adjusted vote total is (104-0).

S.B. 154 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DALLAS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Blust, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Cunningham, Daughtry, Dickson, Dockham, Earle, England, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McElraft, McGee, McLawhorn, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Starnes, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 87.

Voting in the negative: Representatives Allred, Avila, Blackwood, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Hilton, Holloway, Killian, Moore, Setzer, Tillis, and Wiley - 16.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Faison, Gillespie, Howard, Neumann, Pate, Ray, and Steen - 11.

S.B. 282 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Cunningham, Daughtry,

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Dickson, Dockham, Earle, England, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Stillier, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 88.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Hilton, Holloway, Killian, Moore, Tillis, and Wiley - 16.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Faison, Gillespie, Howard, Neumann, Pate, Ray, and Steen - 11.

S.B. 490 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT INDUSTRIAL MACHINERY IS NOT SUBJECT TO REGULATION UNDER THE BUILDING CODE passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 728 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE MEDIATION IN DISTRICT CRIMINAL COURTS AND TO ESTABLISH A PROGRAM WITHIN THE DISPUTE RESOLUTION COMMISSION FOR THE CERTIFICATION OF MEDIATORS WORKING IN THE DISTRICT CRIMINAL COURTS, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1096 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN INMATE WORK ASSIGNMENTS FROM THE STATE SURPLUS LAWS, TO REMOVE ANTIQUATED LANGUAGE REGARDING THE USE OF FEMALE INMATES IN PRISON LABOR PROJECTS, AND TO CLARIFY THE LAW REGARDING THE GIFT OR SALE OF CRAFT ITEMS MADE WITH DONATED SUPPLIES AND EQUIPMENT BY VOLUNTEERS WHO ARE INMATES

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IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1240 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE THAT ALL BREAD SOLD AT A BAKERY THRIFT STORE IS TAXED AT THE SAME SALES TAX RATE.

Representative Gibson offers Amendment No. 1 which is adopted by electronic vote (103-3).

The bill, as amended, passes its second reading, by electronic vote (104-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House amendment by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 291, A BILL TO BE ENTITLED AN ACT PROVIDING FOR HOW THE STATE TREASURER SHALL ADDRESS CERTAIN STATE INVESTMENTS RELATING TO SUDAN, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

Senate Committee Substitute for **H.B. 627** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE FIRST COMMITMENT PILOT PROGRAM, TO FURTHER CLARIFY LME CORE FUNCTIONS, AND TO ALLOW ADDITIONAL TIME FOR AN LME TO MERGE WHEN IT HAS GONE BELOW THE TWO HUNDRED THOUSAND POPULATION OR SIX COUNTY THRESHOLD DUE TO A CHANGE IN COUNTY MEMBERSHIP AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES; AND TO ALLOW AREA AUTHORITIES WITH EIGHT OR MORE COUNTIES TO HAVE UP TO THIRTY MEMBERS ON THE BOARD, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1060** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OF THE STATE, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

Upon concurrence the Senate amendment changes the title.

Senate Committee Substitute for **H.B. 1148**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION TO RELEASE THE IDENTIFICATION OF JUVENILES WHO ESCAPE THE CUSTODY OF THE DEPARTMENT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1322 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING LOCAL FIRE CHIEFS, COUNTY FIRE MARSHALS, AND LOCAL EMERGENCY SERVICES DIRECTORS WITH THE AUTHORITY TO REQUEST CRIMINAL HISTORIES FROM THE DEPARTMENT OF JUSTICE FOR APPLICANTS TO FIRE DEPARTMENTS AND EMERGENCY MEDICAL SERVICES IN UNITS OF LOCAL GOVERNMENT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

Senate Committee Substitute for **H.B. 1384**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTORY RULE AGAINST PERPETUITIES AND CODIFY THE LAW REGARDING THE POWER OF ALIENATION FOR TRUSTS CREATED IN NORTH CAROLINA, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1537**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE LAWS ON DRIVING WHILE INTOXICATED, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Judiciary I.

Upon concurrence the Senate committee substitute bill changes the title.

S.B. 609 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CHATHAM COUNTY TO USE RECREATION FUNDS RECEIVED FROM SUBDIVISION DEVELOPERS TO CONSTRUCT AND ACQUIRE RECREATIONAL FACILITIES IN CHATHAM COUNTY, is read the first time and referred to the Committee on Finance.

S.B. 646 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING; TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE, is read the first time and referred to the Committee on Finance.

S.B. 1314 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS UNDER THE NORTH CAROLINA MASSAGE AND BODYWORK THERAPY PRACTICE ACT TO EXPAND THE EXISTING LAWS REGULATING MASSAGE AND BODYWORK THERAPY SCHOOLS; TO AUTHORIZE THE BOARD TO ESTABLISH FEES FOR LICENSING MASSAGE AND BODYWORK THERAPY SCHOOLS; AND TO ALLOW THE DEPARTMENT OF JUSTICE TO CONDUCT CRIMINAL HISTORY RECORD CHECKS FROM STATE AND NATIONAL REPOSITORIES OF CRIMINAL HISTORY OF APPLICANTS FOR LICENSURE TO PRACTICE MASSAGE AND BODYWORK THERAPY, is read the first time and referred to the Committee on Finance.

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S.B. 1513 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO PARTICIPATE IN FINANCING IMPROVEMENTS TO PUBLIC STREETS, HIGHWAYS, AND BRIDGES; AND TO ALLOW MUNICIPALITIES THAT RECEIVE AN ALLOCATION OF FUNDS FROM THE HIGHWAY FUND AND THE HIGHWAY TRUST FUND WITH MONIES FOR REPAIR, MAINTENANCE, CONSTRUCTION, RECONSTRUCTION, WIDENING, OR IMPROVING STREETS OF THE MUNICIPALITY AN OPTION TO ELECT TO CONTINUE TO RECEIVE ALLOCATIONS OR HAVE THE ALLOCATION REPROGRAMMED TO FUND ANY PROJECT ON THE DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION IMPROVEMENT LIST, is read the first time and referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 1898 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL INDIVIDUALS RELEASED FROM THE CUSTODY OF THE DEPARTMENT OF CORRECTION BE TESTED FOR AIDS VIRUS INFECTION, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 556 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING MUNICIPALITIES TO ADOPT ORDINANCES ESTABLISHING A NONRESIDENTIAL BUILDING OR STRUCTURE CODE, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 28. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

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S.B. 1130 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 38(b), the House committee substitute bill is referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

S.B. 1277 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL VEHICLES TRANSFERRED TO OR PURCHASED BY THE STATE THAT ARE DESIGNED TO OPERATE ON DIESEL FUEL SHALL BE COVERED BY AN EXPRESS MANUFACTURER'S WARRANTY THAT ALLOWS THE USE OF B-20 FUEL, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

Representative Farmer-Butterfield states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (107-0).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 806 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO LENGTHEN THE TIME GOODS PURCHASED BY PAWNBROKERS MUST BE HELD BEFORE RESALE, passes its second reading by electronic vote (107-1).

Representative Glazier objects to the third reading. The bill remains on the Calendar.

S.B. 1115 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM FOR LATERAL ENTRY TEACHERS, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

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WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Glazier removes his objection to the third reading of **S.B. 806** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO LENGTHEN THE TIME GOODS PURCHASED BY PAWNBROKERS MUST BE HELD BEFORE RESALE, and the bill is before the Body.

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (108-0).

The bill, as amended, passes its third reading, by electronic vote (106-1), and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

CALENDAR (continued)

S.B. 1546 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 320 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO DEVELOP AND ADMINISTER A STATEWIDE UNIFORM CERTIFICATION PROGRAM FOR HISTORICALLY UNDERUTILIZED BUSINESSES DOING BUSINESS WITH STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS, AND POLITICAL SUBDIVISIONS OF THE STATE, passes its second reading by electronic vote (106-2).

Representative Stam objects to the third reading. The bill remains on the Calendar.

S.B. 1147 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE A COPY OF THE REGISTRATION CARD ISSUED FOR A DEALER REGISTRATION PLATE BE IN THE VEHICLE, TO MODIFY RETENTION AND INSPECTION PROCEDURES FOR DEALER RECORDS, TO CLARIFY WHEN A VEHICLE MUST BE INSPECTED, AND TO CLARIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS.

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Representative Sutton offers Amendment No. 1 which is adopted by electronic vote (107-0).

Representative Allred inquires of the Chair if the title of the bill is germane to the content of the bill. The Speaker rules that it is.

The bill, as amended, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Stam removes his objection to the third reading of **S.B. 320** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO DEVELOP AND ADMINISTER A STATEWIDE UNIFORM CERTIFICATION PROGRAM FOR HISTORICALLY UNDERUTILIZED BUSINESSES DOING BUSINESS WITH STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS, AND POLITICAL SUBDIVISIONS OF THE STATE, and the bill is before the Body.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

CALENDAR (continued)

S.B. 1245 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO RETAIN-AGE PAYMENTS ON PUBLIC CONSTRUCTION CONTRACTS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

S.B. 1383 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY, THAT HAS PURCHASED OR LEASED LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS FOR THE PURPOSE OF CYCLING; PROVIDED, HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE

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LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD CAUSE SUBSTANTIAL HARM TO THE LAND OR THE ENVIRONMENT, AND TO ALLOW THE PUBLIC TO USE THE LAND FOR THE PURPOSE OF HIKING OR WALKING, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

S.B. 1009 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A WITNESS'S ORAL STATEMENTS TO A PROSECUTING ATTORNEY DO NOT NEED TO BE RECORDED UNLESS THE STATEMENT CONTAINS SIGNIFICANTLY NEW OR DIFFERENT INFORMATION FROM A PRIOR STATEMENT AND TO PROVIDE WHAT TYPE OF WITNESS IDENTIFICATION INFORMATION MUST BE DISCLOSED TO THE DEFENDANT, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1211 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE FINGERPRINTING OF ANY PERSON ARRESTED FOR ANY OFFENSES INVOLVING IMPAIRED DRIVING OR FOR DRIVING WHILE LICENSE REVOKED, passes its second reading by electronic vote (98-9).

Representative Sutton objects to the third reading. The bill remains on the Calendar.

S.B. 1408 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY DISCIPLINARY AUTHORITY OF THE NORTH CAROLINA APPRAISAL BOARD UNDER THE NORTH CAROLINA APPRAISERS ACT, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1241 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF

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CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Daughtry, Dickson, Dockham, Dollar, Earle, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gully, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 105.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Brubaker, Current, Daughtridge, Faison, Howard, Neumann, Pate, Ray, and Steen - 10.

H.B. 1837 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE STEM CELL RESEARCH HEALTH AND WELLNESS ACT TO PERMIT STEM CELL RESEARCH UNDER LIMITED CIRCUMSTANCES AND TO AUTHORIZE THE HEALTH AND WELLNESS TRUST FUND COMMISSION TO ESTABLISH GUIDELINES FOR STEM CELL RESEARCH GRANTS.

Representative Jones offers Amendment No. 1 which is adopted by electronic vote (62-39).

REPRESENTATIVE WAINWRIGHT, SPEAKER PRO TEMPORE, PRESIDING.

Representative Hilton offers Amendment No. 2 which fails of adoption by electronic vote (45-62).

Representative Jones calls the previous question on the passage of the bill and the call is sustained by electronic vote (65-42).

The bill, as amended, passes its second reading by electronic vote (57-51).

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Representative Blackwood objects to the third reading. The bill remains on the Calendar.

SPEAKER HACKNEY PRESIDING.

S.B. 1292, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT A POLICY REQUIRING TEACHERS TO TAKE CREDITS IN THEIR ACADEMIC SUBJECT AREA AS PART OF THE LICENSURE RENEWAL PROCESS, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

Representative Alexander requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (104-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1353, A BILL TO BE ENTITLED AN ACT PROVIDING FOR A REVIEW OF THE APPLICATION OF THE STATE PERSONNEL ACT TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

Representative Cunningham requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1364 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SECONDARY PURCHASERS OF MOTOR VEHICLES FOR SCRAP METAL OR SALVAGE PARTS TO MAINTAIN RECORDS.

Representative Gibson moves that Rule 31(d) be suspended in order that he might offer an amendment that would change the title.

The motion carries by a two-thirds majority vote (104-3).

Representative Yongue requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (105-2).

Representative Gibson offers Amendment No. 1 which is adopted by electronic vote (106-2). This amendment changes the title.

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The bill, as amended, passes its second reading by electronic vote (109-0). The caption having been amended, the bill remains on the Calendar.

S.B. 661, A BILL TO BE ENTITLED AN ACT TO AMEND ALCOHOLIC BEVERAGE CONTROL ELECTION LAWS TO ALLOW CITIES WHICH ARE LOCATED IN MORE THAN ONE COUNTY TO HAVE A CITYWIDE ELECTION FOR MIXED BEVERAGES, passes its second reading, by electronic vote (97-12), and there being no objection is read a third time.

Representatives Gillespie, Hilton, Hurley, and Setzer request and are granted permission to change their votes from "aye" to "no". The adjusted vote total is (93-16).

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 747 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH REQUIREMENTS FOR BUILDER DESIGNATIONS UNDER THE LAWS PERTAINING TO GENERAL CONTRACTORS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1065, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO IMPLEMENT A TUITION SURCHARGE AND TO USE ENDOWED SCHOLARSHIP FUNDS TO OFFSET THE COST OF A TUITION SURCHARGE, passes its second reading, by electronic vote (107-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1090 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN PROVISIONS TO ALLOW FOR PROVISIONAL LICENSURE OF CLINICAL SOCIAL WORKERS UNDER THE LAWS REGULATING THE PRACTICE OF SOCIAL WORK, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

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S.B. 1365, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INTEREST EARNED ON THE WILDLIFE CONSERVATION ACCOUNT SHALL BE CREDITED TO THE ACCOUNT, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute for **H.B. 429** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWNS OF OCEAN ISLE BEACH, EMERALD ISLE, AND HOLDEN BEACH TO SET CANAL DREDGING FEES BASED ON A PROPERTY OWNER'S FRONTAGE ABUTTING A DREDGING PROJECT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1688 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CREATE A LIMITED REGISTRATION PLATE, TO EXEMPT MOTOR VEHICLES REGISTERED UNDER THE INTERNATIONAL REGISTRATION PLAN FROM THE COMBINED REGISTRATION AND PROPERTY TAX SYSTEM, TO PROVIDE THAT INTEREST GENERATED BY FUNDS IN THE COMBINED MOTOR VEHICLE AND

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REGISTRATION ACCOUNT BE CREDITED TO THE ACCOUNT, TO AUTHORIZE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO DIRECT THE TREASURER TO DISTRIBUTE THE FUNDS IN THE ACCOUNT TO IMPLEMENT THE INTEGRATED COMPUTER SYSTEM, TO DISTRIBUTE ANY REMAINING FUNDS IN THE ACCOUNT TO THE LOCAL GOVERNMENTS, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

H.B. 1895, A BILL TO BE ENTITLED AN ACT TO IMPOSE A GROSS RECEIPTS TAX ON HEAVY EQUIPMENT PROPERTY RENTALS IN LIEU OF A PROPERTY TAX ON THE EQUIPMENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 28. The original bill is placed on the Unfavorable Calendar.

S.B. 384 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO EXTEND THE SUNSET ON THE CURRENT DISTRIBUTION FORMULA, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 28. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 580 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCAL GOVERNMENT OTHER POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, AND TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 28. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 744 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE TEN PERCENT CEILING ON THE EXPENSE RESERVE FUND OF THE NORTH CAROLINA REAL ESTATE COMMISSION UNDER THE REAL ESTATE LICENSING LAWS AND TO ALLOW THE REAL ESTATE COMMISSION TO SERVE NOTICE OF HEARING BY FIRST-CLASS MAIL ON APPLICANTS REQUESTING HEARINGS REGARDING THE APPLICANTS' CHARACTER OR FITNESS FOR LICENSURE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

S.B. 1036 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP THE BLUE RIDGE PARKWAY PLATE FOR MOTORCYCLES AND TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE BACK COUNTRY HORSEMEN OF NORTH CAROLINA AND FOR THE MAGGIE VALLEY TROUT FESTIVAL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

S.B. 1332 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO INCREASE CERTAIN FEES AND AMENDING AND UPDATING CERTAIN OTHER PROVISIONS UNDER THE LAWS REGULATING HEARING AID DEALERS AND FITTERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

S.B. 1362 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE MAKING, AND TO

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INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 28.

Representative Owens moves, seconded by Representative Gulley, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene July 28 at 12:30 p.m.

The motion carries.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

Senate Committee Substitute for **H.B. 1374** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO OVERTURN THE SHEPARD CASE AND AMEND THE LIMITATION REGARDING ACTIONS TO RECOVER FOR USURY; TO OVERTURN THE SKINNER CASE AND AMEND THE LONG-ARM STATUTE TO ALLOW NORTH CAROLINA COURTS TO EXERCISE PERSONAL JURISDICTION OVER CERTAIN NONRESIDENT DEFENDANTS; TO REQUIRE THAT A NOTICE OF FORECLOSURE CONTAIN CERTAIN INFORMATION; AND TO MAKE OTHER AMENDMENTS TO THE LAW GOVERNING HOME LOANS, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 28.

Upon concurrence the Senate committee substitute bill changes the title.

CONFERENCE REPORT

Representative Michaux sends forth the Conference Report on Senate Committee Substitute for **H.B. 1473** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE EXPANSION AND BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES; TO EXTEND THE STATE SALES TAX RATE AT 4.25% UNTIL JULY 1, 2009; TO EXTEND THE UPPER INCOME TAX RATE AT 8% THROUGH 2009; TO UPDATE THE INTERNAL REVENUE CODE REFERENCE; TO PROVIDE INDIVIDUAL AND BUSINESS TAX RELIEF THROUGH A REFUNDABLE EARNED INCOME TAX CREDIT, A MEANS-TESTED LONG-TERM CARE INSURANCE TAX CREDIT, AN ADOPTION TAX CREDIT, A CONVERSION OF THE SALES TAX ON SOFTWARE PUBLISHERS' MACHINERY AND EQUIPMENT TO A PRIVILEGE TAX AT THE RATE OF 1% WITH AN \$80 CAP, TO RAISE THE EXEMPTION AMOUNT FOR SCHOOL INSTRUCTIONAL MATERIALS DURING THE SALES TAX HOLIDAY, AN INCREASED TAX CREDIT FOR QUALIFIED R&D EXPENSES, AN ENHANCEMENT OF THE TAX CREDIT FOR CONSTRUCTING RENEWABLE FUEL FACILITIES, AN EXPANSION OF THE SALES AND USE TAX REFUND FOR AIRCRAFT MANUFACTURING TO INCLUDE AIRCRAFT PARTS, AN ENHANCEMENT OF THE SALES TAX HOLIDAY, AND AN ADJUSTMENT TO THE TAX RATE ON PROPERTY COVERAGE INSURANCE CONTRACTS; TO SET THE INSURANCE REGULATORY CHARGE, TO SET THE PUBLIC UTILITY REGULATORY FEE, TO INCREASE CERTAIN FEES TO SUPPORT RECEIPT-SUPPORTED SERVICES, TO PROVIDE FOR THE FINANCING OF VARIOUS HIGHER EDUCATION AND STATE FACILITIES; AND FOR OTHER PURPOSES Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 28.

The Speaker rules the Conference Report to be material, thus constituting its first reading.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

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By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

S.B. 716, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF THE POULTRY PRODUCTS INSPECTION ACT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 32(a), the House committee substitute bill is referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned.

ONE HUNDRED NINTH DAY

HOUSE OF REPRESENTATIVES
Saturday, July 28, 2007

The House meets at 12:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Merciful God:

"In hours that grow long, we need Your endurance. In days that move at snails' pace, we need Your deliverance. When our minds become cloudy and keen decisions must be made, we need Your wisdom. Indeed, O God, in times like these we need Your saving grace. Like waters that rush forth over their boundaries, send down Your mercy. As the snow falls from heaven, pour out Your Spirit upon these men and women. Enable them to do good work and may their causes be just. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Bordsen for today. Representatives Haire, Lucas, and Spear are excused for a portion of the Session.

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ENROLLED BILLS

The following bills are duly ratified and presented to the Governor.

S.B. 56, AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, EXPAND THE HEALTH CARE PERSONNEL REGISTRY AND AUTHORIZE THE MEDICAL CARE COMMISSION TO ADOPT RULES ALLOWING THE ISSUANCE OF RATED CERTIFICATES TO ADULT CARE HOMES.

S.B. 661, AN ACT TO AMEND ALCOHOLIC BEVERAGE CONTROL ELECTION LAWS TO ALLOW CITIES WHICH ARE LOCATED IN MORE THAN ONE COUNTY TO HAVE A CITYWIDE ELECTION FOR MIXED BEVERAGES.

S.B. 692, AN ACT TO ESTABLISH THE BOXING ADVISORY COMMISSION.

S.B. 747, AN ACT TO ESTABLISH REQUIREMENTS FOR BUILDER DESIGNATIONS UNDER THE LAWS PERTAINING TO GENERAL CONTRACTORS.

S.B. 882, AN ACT TO AUTHORIZE THE INDUSTRIAL COMMISSION TO EMPLOY SWORN LAW ENFORCEMENT OFFICERS TO PERFORM FRAUD INVESTIGATIONS.

S.B. 1009, AN ACT TO CLARIFY THAT A WITNESS'S ORAL STATEMENTS TO A PROSECUTING ATTORNEY DO NOT NEED TO BE RECORDED UNLESS THE STATEMENT CONTAINS SIGNIFICANTLY NEW OR DIFFERENT INFORMATION FROM A PRIOR STATEMENT AND TO PROVIDE WHAT TYPE OF WITNESS IDENTIFICATION INFORMATION MUST BE DISCLOSED TO THE DEFENDANT.

S.B. 1065, AN ACT AUTHORIZING COMMUNITY COLLEGES TO IMPLEMENT A TUITION SURCHARGE AND TO USE ENDOWED SCHOLARSHIP FUNDS TO OFFSET THE COST OF A TUITION SURCHARGE.

S.B. 1090, AN ACT AMENDING CERTAIN PROVISIONS TO ALLOW FOR PROVISIONAL LICENSURE OF CLINICAL SOCIAL WORKERS UNDER THE LAWS REGULATING THE PRACTICE OF SOCIAL WORK.

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S.B. 1292, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT A POLICY REQUIRING TEACHERS TO TAKE CREDITS IN THEIR ACADEMIC SUBJECT AREA AS PART OF THE LICENSURE RENEWAL PROCESS.

S.B. 1353, AN ACT PROVIDING FOR A REVIEW OF THE APPLICATION OF THE STATE PERSONNEL ACT TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA.

S.B. 1365, AN ACT TO PROVIDE THAT INTEREST EARNED ON THE WILDLIFE CONSERVATION ACCOUNT SHALL BE CREDITED TO THE ACCOUNT.

S.B. 1408, AN ACT TO CLARIFY DISCIPLINARY AUTHORITY OF THE NORTH CAROLINA APPRAISAL BOARD UNDER THE NORTH CAROLINA APPRAISERS ACT.

H.B. 487, AN ACT TO EXEMPT BALER TWINE FROM THE SALES AND USE TAX.

H.B. 536, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT NEW STANDARDS FOR SCHOOL ADMINISTRATOR PREPARATION PROGRAMS.

H.B. 1718, AN ACT AUTHORIZING CERTAIN CITIES TO ENACT FAIR HOUSING ORDINANCES.

H.B. 1912, AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE FUNDS FOR LOCAL SCHOOL ADMINISTRATIVE UNITS TO RETROFIT SCHOOL BUSES IN ORDER TO REDUCE DIESEL EMISSIONS FROM CERTAIN DIESEL SCHOOL BUSES REGISTERED IN COUNTIES LOCATED IN AREAS DESIGNATED AS NONATTAINMENT OR MAINTENANCE FOR OZONE OR PARTICULATE MATTER.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 116, AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS FOR THE ELLENBORO TOWN COUNCIL, AND A FOUR-YEAR TERM FOR MAYOR.

S.B. 220, AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ROANOKE RAPIDS AND THE TOWNS OF AHOSKIE, COLUMBUS, AND WELDON.

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S.B. 403, AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES.

S.B. 493, AN ACT TO AMEND THE LAW REGULATING ROAD HUNTING AND HUNTING ON THE LAND OF ANOTHER IN BERTIE COUNTY.

H.B. 1217, AN ACT TO AUTHORIZE THE TOWN OF NAVASSA TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 973, AN ACT TO REQUIRE MANDATORY HEALTH INSURANCE COVERAGE OF CERTAIN MENTAL ILLNESSES AND TO REQUIRE AT LEAST A MINIMUM BENEFIT PACKAGE FOR OTHER MENTAL ILLNESSES. (S.L. 2007-268)

H.B. 986, AN ACT TO INCORPORATE THE TOWN OF BUTNER, TO TRANSFER CERTAIN ASSETS PREVIOUSLY HELD BY THE STATE OF NORTH CAROLINA FOR THE TOWN OF BUTNER TO THE NEWLY INCORPORATED TOWN OF BUTNER, AND TO MAKE CONFORMING CHANGES TO PUBLIC LAWS AFFECTING THE BUTNER RESERVATION. (S.L. 2007-269)

S.B. 335, AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED THROUGH A SPECIAL ELECTION PROCESS IN SOME CIRCUMSTANCES. (S.L. 2007-270)

S.B. 381, AN ACT TO PROVIDE A FOUR-YEAR TERM FOR THE MAYOR OF THE TOWN OF CHADBURN. (S.L. 2007-271)

H.B. 922, AN ACT TO ELECT THE BERTIE COUNTY BOARD OF EDUCATION ON A NONPARTISAN BASIS AT THE TIME OF THE GENERAL ELECTION AND TO CHANGE THE TIME WHEN THE MEMBERS OF THE HYDE COUNTY BOARD OF EDUCATION TAKE OFFICE. (S.L. 2007-272)

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H.B. 1176, AN ACT TO PROHIBIT THE RECKLESS USE OF A FIREARM OR BOW AND ARROW AND TO REGULATE HUNTING FROM THE STATE RIGHT-OF-WAY IN TYRRELL COUNTY. (S.L. 2007-273)

S.B. 753, AN ACT DESIGNATING THE MONTH OF OCTOBER AS DISABILITY HISTORY AND AWARENESS MONTH AND REQUIRING LOCAL BOARDS OF EDUCATION TO PROVIDE INSTRUCTION ON DISABILITY HISTORY AND AWARENESS. (S.L. 2007-274)

H.B. 232, AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY STRATEGIES FOR RECOVERING COSTS DUE TO DAMAGED AND LOST TEXTBOOKS. (S.L. 2007-275)

H.B. 698, AN ACT TO AMEND EXISTING CHILD WELFARE LAWS TO COMPLY WITH FEDERAL LAW AND REGULATIONS. (S.L. 2007-276)

S.B. 1030, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP A FRAMEWORK FOR A REACHING ONE'S POTENTIAL FOR EXCELLENCE (ROPE) SCHOLARS PROGRAM. (S.L. 2007-277)

S.B. 884, AN ACT TO ELIMINATE THE PROHIBITION AGAINST CERTAIN SPOUSES OF MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MEMBERS OF THE BOARD OF TRUSTEES OF A CONSTITUENT INSTITUTION, OR MEMBERS OF THE STATE BOARD OF COMMUNITY COLLEGES FROM BEING EMPLOYEES OR OFFICERS OF THE STATE. (S.L. 2007-278)

S.B. 670, AN ACT TO PROVIDE THAT CITY ORDINANCES, COUNTY ORDINANCES, AND DEED RESTRICTIONS, COVENANTS, AND OTHER SIMILAR AGREEMENTS CANNOT PROHIBIT OR HAVE THE EFFECT OF PROHIBITING THE INSTALLATION OF SOLAR COLLECTORS NOT FACING PUBLIC ACCESS OR COMMON AREAS ON DETACHED SINGLE-FAMILY RESIDENCES. (S.L. 2007-279)

H.B. 648, AN ACT TO REVISE AND RECODIFY THE LAW AUTHORIZING THE DIVISION OF CORRECTION ENTERPRISES WITHIN THE DEPARTMENT OF CORRECTION. (S.L. 2007-280)

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S.B. 879, AN ACT PROVIDING FOR ADDITIONAL PROJECT MANAGERS ON INFORMATION TECHNOLOGY PROJECTS AND INCREASING THE THRESHOLD FOR THE MANDATORY DESIGNATION OF PROJECT MANAGER ASSISTANTS BY THE STATE CHIEF INFORMATION OFFICER. (S.L. 2007-281)

S.B. 876, AN ACT INCREASING THE AMOUNT OF TIME AN AGENCY HAS TO REQUEST A REVIEW OF A DECISION BY THE STATE CHIEF INFORMATION OFFICER TO DENY OR SUSPEND APPROVAL OF AN INFORMATION TECHNOLOGY PROJECT OR DENY A REQUEST FOR A DEVIATION. (S.L. 2007-282)

H.B. 1357, AN ACT TO ALLOW A CHILD WHO IS NOT A DOMICILIARY OF A LOCAL SCHOOL ADMINISTRATIVE UNIT TO ATTEND, WITHOUT PAYMENT OF TUITION, THE PUBLIC SCHOOLS OF THAT UNIT IF THE CHILD RESIDES WITH AN ADULT WHO IS A DOMICILIARY OF THAT UNIT BECAUSE THE CHILD'S PARENT OR GUARDIAN HAS BEEN CALLED TO ACTIVE MILITARY DUTY OR ACTIVE DUTY WITH THE NATIONAL GUARD. (S.L. 2007-283)

H.B. 26, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO REPORT ON THE EFFICACY OF THE PREPARATION OF TEACHERS TO TEACH STUDENTS WITH DISABILITIES. (S.L. 2007-284)

S.B. 630, AN ACT TO AUTHORIZE THE NORTH CAROLINA ARBORETUM TO ESTABLISH A CAMPUS LAW ENFORCEMENT AGENCY. (S.L. 2007-285)

H.B. 1412, AN ACT TO CLARIFY VETERANS PREFERENCE WITH STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS. (S.L. 2007-286)

H.B. 1413, AN ACT PROVIDING FOR THE DESIGNATED APPOINTMENT OF A VETERAN OF THE ARMED FORCES TO THE STATE PERSONNEL COMMISSION. (S.L. 2007-287)

S.B. 527, AN ACT TO REQUIRE BUSINESSES THAT SELL PRODUCTS OR SERVICES TO CONSUMERS PURSUANT TO CONTRACTS THAT AUTOMATICALLY RENEW UNLESS THE CONSUMERS CANCEL THE CONTRACTS TO DISCLOSE THE RENEWAL CLAUSES. (S.L. 2007-288)

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H.B. 1330, AN ACT TO PROVIDE AN EXEMPTION FROM THE REQUIREMENT THAT A BACKSEAT PASSENGER WEAR A SEAT BELT WHILE BEING TRANSPORTED BY A LAW ENFORCEMENT OFFICER. (S.L. 2007-289)

H.B. 1321, AN ACT TO PROVIDE A WEIGHT AND SIZE EXCEPTION TO STATE AND LOCAL FIREFIGHTING AGENCIES TRANSPORTING OVERWEIGHT AND OVERSIZED VEHICLES BEING USED TO COMBAT FOREST FIRES, WILDFIRES, AND OTHER EMERGENCIES OR DISASTERS, TO AUTHORIZE THE ISSUANCE OF AN ANNUAL OR SINGLE TRIP PERMIT FOR OVERSIZE AND OVERWEIGHT COMMERCIAL VEHICLES USED IN EMERGENCY RESPONSE, AND TO AUTHORIZE THE ISSUANCE OF A SINGLE TRIP PERMIT FOR OVERSIZE OR OVERWEIGHT VEHICLES OR VEHICLE COMBINATIONS RESPONDING TO AN EMERGENCY EVENT. (S.L. 2007-290)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative England, Acting Chair, for the Committee on Health:

S.B. 1226 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE RETIRED NURSES TO RETURN TO EMPLOYMENT WITH LOCAL HEALTH DEPARTMENTS IN CLEVELAND COUNTY WITHOUT LOSING RETIREMENT BENEFITS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

CONFERENCE REPORT

Representative Michaux moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 1473

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1473, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS

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FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, Senate Finance Committee Substitute Adopted 5/29/07 Eighth Edition Engrossed 5/31/07, submit the following report:

The House concurs in the Senate Finance Committee Substitute Adopted 5/29/07, Eighth Edition Engrossed 5/31/07, with an amendment:

Delete the entire Senate Finance Committee Substitute Adopted 5/29/07, Eighth Edition Engrossed 5/31/07, and substitute the attached Proposed Conference Committee Substitute H1473-PCCS30527-LRxf-4.

The Senate agrees to the same.

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

Date conferees approved report: July 27, 2007.

*Conferees for the
Senate*

S/ Linda Garrou, Co-Chair
S/ Kay R. Hagan, Co-Chair
S/ Walter H. Dalton, Co-Chair
S/ Bob Atwater
S/ Doug Berger
S/ Katie G. Dorsett
S/ Tony Foriest
S/ David W. Hoyle
S/ Clark Jenkins
S/ Edward W. Jones
S/ John H. Kerr, III
S/ Eleanor Kinnaird
S/ Vernon Malone
S/ Floyd B. McKissick, Jr.
S/ Martin L. Nesbitt, Jr.
S/ William R. Purcell
S/ Joe Sam Queen
S/ Tony Rand
S/ R. C. Soles, Jr.
S/ A. B. Swindell
S/ David F. Weinstein

*Conferees for the
House of Representatives*

S/ Henry M. Michaux, Jr., Chair
S/ Alma S. Adams, Chair
S/ Martha B. Alexander, Chair
S/ James W. Crawford, Jr., Chair
S/ R. Phillip Haire, Chair
S/ Maggie Jeffus, Chair
S/ Joe P. Tolson, Chair
S/ Douglas Y. Yongue, Chair
S/ Hugh Holliman, Chair
S/ Bill Owens, Chair
S/ Larry Womble
S/ Walter G. Church, Sr.
S/ W. Pete Cunningham
S/ Deborah K. Ross
S/ Rick Glazier
S/ Marian N. McLawhorn
S/ Ray Rapp
S/ Larry M. Bell
S/ Marvin W. Lucas
S/ Earline W. Parmon
S/ Cullie M. Tarleton
S/ Bruce Goforth
S/ Alice G. Underhill
S/ R. Van Braxton
S/ Susan C. Fisher
S/ Garland E. Pierce
S/ Russell E. Tucker
S/ Bob England, M.D.

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S/ Verla Insko
S/ William D. Brisson
S/ Linda Coleman
S/ Jennifer Weiss
S/ Melanie Wade Goodwin
S/ A. W. Mobley
S/ Timothy L. Spear
S/ Ronnie Sutton
S/ Ray Warren
S/ Mary E. McAllister
S/ Edith D. Warren
S/ Angela R. Bryant
S/ Pricey Harrison
S/ W. A. Wilkins
S/ Michael H. Wray
S/ Lorene Coates
S/ Nelson Cole
S/ Lucy T. Allen
S/ Dan Blue
S/ Margaret Highsmith Dixon
S/ Ty Harrell
S/ Grier Martin
S/ Drew Saunders
S/ Arthur Williams
S/ Paul Luebke
S/ Pryor Gibson
S/ William L. Wainwright
S/ Becky Carney
S/ Tricia Ann Cotham
S/ Jean Farmer-Butterfield
S/ Larry D. Hall
S/ Jim Harrell, III
S/ Dewey L. Hill
S/ Earl Jones

Representative Stam raises a point of order and inquires of the Chair if the conference report violates House Rules 44(b) and 36.4. The Speaker states that he believes the bill complies with the rules and the point of order is overruled.

Representative Blust gives notice and sends forth his protest pursuant to Article II, Section 18 of the North Carolina Constitution.

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PROTEST

"On July 28, 2007 at approximately 12:40 pm Speaker Joe Hackney made a ruling upon a point of order raised by Rep. Paul Stam concerning the eligibility of the Conference Report on House Bill 1473 '2007 Appropriations Act' for consideration by the North Carolina House of Representatives that was clearly and unequivocally contrary to Rules 36.4 and 44(b) of the North Carolina House of Representatives. Speaker Hackney made his ruling summarily without any explanation whatsoever because no valid explanation is possible since the rules violations in this instance are so stark.

"House Rule 36.4 provides: 'No provision shall be contained in any of the following bills unless it pertains to the appropriation of money or the raising or reducing of revenue: (i) the Current Operations Appropriations Bill.'

"Section 6.25 of the Conference Report on House Bill 1473 modifies the hours of sale for permittees authorized to engage in in-stand sales pursuant to G.S. 18B-1009. This provision has nothing to do with the appropriation of money and therefore is a clear violation of House Rule 36.4.

"House Rule 44(b) provides: 'Only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters.'

"The Conference Report on House Bill 1473 contains several provisions which were not in either the House or the Senate versions of House Bill 1473. These provisions include, but are not limited to, Sections 6.25, 8.13, 9.18, 10.39A, 11.4, 12.2A, 12.9, 13.1A, 31.18, 31.23, 31.24. The Conference Report on House Bill 1473 should therefore have been properly ruled out of order pursuant to House Rule 44(b) until those provisions were removed.

"This protest is not being made for mere academic reasons. The integrity of the House itself is at issue when the House is not faithfully governed by the set of rules the House adopts for itself. How can members of the House expect the citizens of North Carolina to respect the laws the House enacts if the House does not follow its own rules?

"Events of the last few years demonstrate that there is an even deeper issue concerning the two House rules being violated by the House's consideration of this conference report. It is ironic that the former Speaker of the House is reporting to federal prison in Pennsylvania on the very day the House gives final approval to this conference report. At the core of the federal and state law felonies for which the immediate past Speaker of the House pled guilty was the Speaker of the House's ability to add provisions to the conference report on the budget where they are enacted into law without adequate review and debate by the full House and Senate. These provisions

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would sometimes be embedded deep inside the rather sizeable conference report without the knowledge of most other members of the House and Senate.

"At the beginning of this session, when the House debated and adopted its rules, the Speaker held a press conference during which he stated that the House would no longer allow special provisions in the budget. This pledge should have been honored and House Bill 1473 should have been ruled out of order. If the House is going to insure that the corruption that has sullied the reputation of the North Carolina House is never repeated and if the House is to win back the public trust in the integrity of its proceedings, House Rules and procedures need to be enforced on a consistent basis."

The material Conference Report is adopted, on its second roll call reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Hackney; Representatives Adams, Alexander, Allen, Bell, Blue, Braxton, Brisson, Bryant, Carney, Church, Cole, Coleman, Cotham, Crawford, Cunningham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Insko, Jeffus, Jones, Lucas, Luebke, Martin, McAllister, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Saunders, Spear, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 65.

Voting in the negative: Representatives Allred, Avila, Barnhart, Blackwood, Blust, Boylan, Brown, Brubaker, Clary, Cleveland, Coates, Current, Daughtridg, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Gulley, Hilton, Holloway, Holmes, Howard, Hurley, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, McComas, McElraft, McGee, Moore, Neumann, Pate, Ray, Samuelson, Setzer, Stam, Starnes, Steen, Stiller, Thomas, Tillis, Walend, Walker, West, and Wiley - 53.

Excused absence: Representative Bordsen.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

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On motion of Representative Allen, the House does not concur in the Senate committee substitute bill, by the following vote, and conferees are requested.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 116.

Voting in the negative: None.

Excused absence: Representative Bordsen.

H.B. 1228 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Bell, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Insko, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear,

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Stiller, Tarleton, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 84.

Voting in the negative: Representatives Avila, Barnhart, Blackwood, Blust, Boylan, Brown, Cleveland, Daughtridge, Dollar, Folwell, Frye, Gillespie, Gulley, Hilton, Holloway, Hurley, Killian, Kiser, McElraft, Moore, Neumann, Pate, Ray, Setzer, Starnes, Steen, Sutton, Thomas, Tillis, West, and Wiley - 31.

Excused absence: Representative Bordsen.

H.B. 1780 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH AND COLLECT CERTAIN FEES UNDER THE RADIATION PROTECTION ACT AND TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ASSESS THE ACTUAL COSTS OF MONITORING OR INVESTIGATION AGAINST PERSONS WHO VIOLATE THE RADIATION PROTECTION ACT, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 106.

Voting in the negative: Representatives Allred, Brown, Cleveland, Frye, Gillespie, Hilton, Moore, Setzer, Steen, and West - 10.

Excused absence: Representative Bordsen.

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H.B. 1688 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CREATE A LIMITED REGISTRATION PLATE, TO EXEMPT MOTOR VEHICLES REGISTERED UNDER THE INTERNATIONAL REGISTRATION PLAN FROM THE COMBINED REGISTRATION AND PROPERTY TAX SYSTEM, TO PROVIDE THAT INTEREST GENERATED BY FUNDS IN THE COMBINED MOTOR VEHICLE AND REGISTRATION ACCOUNT BE CREDITED TO THE ACCOUNT, TO AUTHORIZE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO DIRECT THE TREASURER TO DISTRIBUTE THE FUNDS IN THE ACCOUNT TO IMPLEMENT THE INTEGRATED COMPUTER SYSTEM, TO DISTRIBUTE ANY REMAINING FUNDS IN THE ACCOUNT TO THE LOCAL GOVERNMENTS, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM.

On motion of Representative Folwell, the bill is temporarily displaced.

H.B. 1517 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE CANDIDATES FOR CERTAIN COUNCIL OF STATE OFFICES WITH THE OPTION OF FINANCING THEIR CAMPAIGNS FROM A PUBLICLY SUPPORTED FUND, PROVIDED THAT THEY GAIN AUTHORIZATION TO DO SO FROM REGISTERED VOTERS AND THAT THEY ABIDE BY STRICT FUND-RAISING AND SPENDING LIMITS; AND TO APPROPRIATE FUNDS TO FINANCE THE PROGRAM.

Representative Owens calls the previous question on the passage of the bill and the call is sustained by electronic vote (66-50).

The bill, as amended, passes its third reading, by electronic vote (60-56), and is ordered engrossed and sent to the Senate by Special Message.

Representative Cleveland requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (59-57).

H.B. 1837 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE STEM CELL RESEARCH HEALTH AND WELLNESS ACT TO PERMIT STEM CELL RESEARCH UNDER LIMITED CIRCUMSTANCES AND TO AUTHORIZE THE HEALTH AND WELLNESS TRUST FUND COMMISSION TO ESTABLISH GUIDELINES FOR STEM CELL RESEARCH GRANTS.

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The bill, as amended, passes its third reading, by electronic vote (60-55), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 109 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR VOLUNTEER FIREFIGHTERS AND RESCUE SQUAD WORKERS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1895 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE TO STUDY A GROSS RECEIPTS TAX ON HEAVY EQUIPMENT PROPERTY RENTALS IN LIEU OF A PROPERTY TAX ON THE EQUIPMENT, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

S.B. 15 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF HAMPSTEAD, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 117.

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Voting in the negative: None.

Excused absence: Representative Bordsen.

S.B. 16 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF BOILING SPRINGS TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 117.

Voting in the negative: None.

Excused absence: Representative Bordsen.

S.B. 19 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE A TECHNICAL CORRECTION TO THE DESCRIPTION OF THE BOUNDARY BETWEEN THE NASH-ROCKY MOUNT SCHOOL ADMINISTRATIVE UNIT AND THE EDGECOMBE COUNTY PUBLIC SCHOOL SYSTEM, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell,

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Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 117.

Voting in the negative: None.

Excused absence: Representative Bordsen.

S.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MCDOWELL COUNTY TO LEVY AN ADDITIONAL TWO PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Blust, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 97.

Voting in the negative: Representatives Allred, Avila, Blackwood, Boylan, Brown, Brubaker, Cleveland, Dollar, Folwell, Frye, Gulley, Hilton, Holloway, Killian, Kiser, Moore, Setzer, Tillis, West, and Wiley - 20.

Excused absence: Representative Bordsen.

S.B. 154 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DALLAS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, passes its third reading, by the following vote, and is ordered enrolled.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Blust, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 97.

Voting in the negative: Representatives Allred, Avila, Blackwood, Boylan, Brown, Brubaker, Cleveland, Dollar, Folwell, Frye, Gulley, Hilton, Holloway, Killian, Kiser, Moore, Setzer, Tillis, West, and Wiley - 20.

Excused absence: Representative Bordsen.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Insko and without objection, **S.B. 488** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CARRBORO CHARTER TO ALLOW THE TOWN TO REQUIRE CANDIDATES FOR ELECTIVE TOWN OFFICE TO DISCLOSE THE NAMES OF CAMPAIGN CONTRIBUTORS AND TO LIMIT BY ORDINANCE THE AMOUNT THAT PERSONS MAY CONTRIBUTE TO A CANDIDATE OR THEIR POLITICAL COMMITTEE, is withdrawn from the Calendar and re-referred to the Committee on Election Law and Campaign Finance Reform.

CALENDAR (continued)

S.B. 282 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin,

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Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 99.

Voting in the negative: Representatives Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Neumann, Setzer, Tillis, and Wiley - 18.

Excused absence: Representative Bordsen.

S.B. 489 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE OCCUPANCY TAX OF THE CITY OF LUMBERTON, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill, by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 99.

Voting in the negative: Representatives Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Neumann, Setzer, Tillis, and Wiley - 18.

Excused absence: Representative Bordsen.

S.B. 616 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF RIVER BEND TO ANNEX AND EXERCISE EXTRATERRITORIAL JURISDICTION AS PROVIDED

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UNDER GENERAL LAW, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 114.

Voting in the negative: Representatives Allred and Blust - 2.

Excused absence: Representative Bordsen.

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CLAYTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE AND TO ALLOW THE TOWN OF CLAYTON TO ANNEX BY VOLUNTARY PETITION AREAS THAT ARE MORE THAN THREE MILES FROM THE TOWN'S PRIMARY CORPORATE LIMITS IF THE AREAS ARE CONTIGUOUS TO THE TOWN'S SATELLITE CORPORATE LIMITS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross,

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Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 115.

Voting in the negative: Representative Brown.

Excused absence: Representative Bordsen.

S.B. 384 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION FORMULA, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 99.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Tillis, and Wiley - 16.

Excused absence: Representative Bordsen.

S.B. 530 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES AND PERMITTING THE CITY OF RALEIGH TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO TWENTY DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE CITY.

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Representative Weiss offers Amendment No. 1 which is adopted by electronic vote (107-9).

The bill, as amended, passes its second reading, by the following vote, is ordered engrossed and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blue, Braxton, Brisson, Bryant, Carney, Church, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Insko, Jeffus, Johnson, Jones, Langdon, Lewis, Love, Lucas, Martin, McAllister, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Starnes, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 84.

Voting in the negative: Representatives Allred, Blackwood, Blust, Boylan, Brown, Brubaker, Clary, Cleveland, Daughtridge, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Hurley, Justice, Justus, Killian, Kiser, Luebke, McComas, Moore, Neumann, Ray, Setzer, Stam, Steen, Stiller, Thomas, Tillis, West, and Wiley - 33.

Excused absence: Representative Bordsen.

S.B. 1457 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BONDS FOR CONTRACTS ISSUED BY THE DIVISION OF MOTOR VEHICLES TO COMMISSION CONTRACTORS WHO OPERATE LICENSE PLATE AGENCIES, TO ADD CHARLOTTE TO THE DIVISION OF MOTOR VEHICLES OPERATED REGISTRATION OFFICES, TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO HAVE AT LEAST TWO AUTHORIZED ONLINE MOTOR VEHICLE REGISTRATION VENDORS APPROVED FOR CONTRACTING AT ALL TIMES, AND TO AUTHORIZE COMMISSION CONTRACT AGENTS TO CONTRACT WITH ONLINE DEALER REGISTRATION VENDORS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust,

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Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: Representatives Hilton and West - 2.

Excused absence: Representative Bordsen.

S.B. 1527 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS RELATING TO LICENSING OF INSURANCE PRODUCERS AND BAIL BONDSMEN; TO MAKE CHANGES IN THE FEE STRUCTURES FOR AGENTS AND ADJUSTERS; TO AUTHORIZE THE OUTSOURCING OF CERTAIN FUNCTIONS RELATING TO THE ADMINISTRATION OF CONTINUING EDUCATION AND ADMINISTRATIVE PROGRAMS; TO REQUIRE THE DEPARTMENT OF INSURANCE TO STUDY ISSUES RELATED TO LIFE INSURANCE BENEFICIARY NOTIFICATION; TO EXEMPT INSURERS FROM AUTOMATIC RENEWAL DISCLOSURE CLAUSE REQUIREMENTS; TO INSTITUTE A METHOD OF STREAMLINING CERTAIN APPEALS OF DISPUTES BETWEEN LOCAL INSPECTORS AND PERSONS SUBJECT TO THE STATE BUILDING CODE AND TO REQUIRE THE DEPARTMENT OF INSURANCE TO ISSUE ITS DECISION ON THESE LIMITED APPEALS WITHIN TEN BUSINESS DAYS; AND TO MAKE OTHER SUBSTANTIVE CHANGES, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke,

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Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 116.

Voting in the negative: None.

Excused absence: Representative Bordsen.

S.B. 242 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR ADMINISTRATIVE AND JUDICIAL REVIEW OF DISPUTED TAX MATTERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 117.

Voting in the negative: None.

Excused absence: Representative Bordsen.

S.B. 580 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCAL GOVERNMENT POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO ESTABLISH THE LOCAL GOVERNMENT LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, TO ALLOW LOCAL ENTITIES TO

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ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, AND TO ALLOW LOCAL GOVERNMENTS TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absence: Representative Bordsen.

S.B. 1196 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROJECT DEVELOPMENT FINANCING ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 114.

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Voting in the negative: Representative Stam.

Excused absences: Representatives Bordsen and Haire - 2.

S.B. 1332 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO INCREASE CERTAIN FEES AND AMENDING AND UPDATING CERTAIN OTHER PROVISIONS UNDER THE LAWS REGULATING HEARING AID DEALERS AND FITTERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blackwood, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 102.

Voting in the negative: Representatives Avila, Blust, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, and Setzer - 12.

Excused absences: Representatives Bordsen and Haire - 2.

S.B. 1362 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE

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MAKING, AND TO INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Haire - 2.

S.B. 556 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING MUNICIPALITIES TO ADOPT ORDINANCES ESTABLISHING A NONRESIDENTIAL BUILDING OR STRUCTURE CODE.

Representative Blackwood offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 668 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE

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BUILDINGS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 744 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE TEN PERCENT CEILING ON THE EXPENSE RESERVE FUND OF THE NORTH CAROLINA REAL ESTATE COMMISSION UNDER THE REAL ESTATE LICENSING LAWS AND TO ALLOW THE REAL ESTATE COMMISSION TO SERVE NOTICE OF HEARING BY FIRST-CLASS MAIL ON APPLICANTS REQUESTING HEARINGS REGARDING THE APPLICANTS' CHARACTER OR FITNESS FOR LICENSURE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 768 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA RECREATIONAL THERAPY LICENSURE ACT TO EXEMPT CERTAIN PERSONS EMPLOYED UNDER THE DIRECTION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES UNTIL JULY 1, 2010.

Representative England offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by electronic vote (111-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1032 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPOSE TIME LIMITATIONS ON OVERPAYMENT RECOVERY UNDER THE PROMPT CLAIM PAYMENTS STATUTE AND TO REQUIRE THAT INSURERS OFFERING HEALTH BENEFITS PLANS PROVIDE INSURANCE IDENTIFICATION CARDS.

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REPRESENTATIVE WAINWRIGHT, SPEAKER PRO TEMPORE, PRESIDING.

The bill passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Ross and without objection, **S.B. 1046** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RIGHT TO WITHDRAW AND WITHHOLD LIFE-PROLONGING MEASURES ON A LIVING WILL; TO PROVIDE THAT A LIVING WILL OR HEALTH CARE POWER OF ATTORNEY MAY PROVIDE THAT THE HEALTH CARE POWER OF ATTORNEY SUPERSEDES A LIVING WILL; TO SPECIFY THAT THE LAW DOES NOT ALLOW ANY ACTION OR OMISSION TO END LIFE; TO SPECIFY THE NOTARY REQUIREMENTS; TO CHANGE THE TERMINOLOGY FROM LIFE-SUSTAINING PROCEDURES TO LIFE-PROLONGING MEASURES; TO CLARIFY THAT A HEALTH CARE AGENT'S AUTHORITY ON DISPOSITION OF THE PRINCIPAL'S REMAINS IS LIMITED TO INCURRING REASONABLE COSTS; TO CREATE A PROCEDURE ALLOWING A GUARDIAN OF THE PRINCIPAL TO ASK A COURT TO SUSPEND A HEALTH CARE AGENT'S AUTHORITY; TO PROVIDE HOW LONG A HEALTH CARE PROVIDER MAY RELY ON A HEALTH CARE POWER OF ATTORNEY; TO CLARIFY A HEALTH CARE PROVIDER'S RELIANCE ON VARIOUS HEALTH CARE POWERS OF ATTORNEY; TO CREATE A NEW STATUTORY HEALTH CARE POWER OF ATTORNEY FORM; TO CLARIFY THE VALIDITY OF A HEALTH CARE POWER OF ATTORNEY FORM FROM ANOTHER STATE; TO ALLOW A GUARDIAN OR LEGAL GUARDIAN TO ASK THE CLERK TO SUSPEND A HEALTH CARE AGENT; TO PROHIBIT A GUARDIAN FROM REVOKING A LIVING WILL; TO CLARIFY WHEN A HEALTH CARE AGENT MAY MAKE DECISIONS FOR A WARD FOR WHOM A LEGAL GUARDIAN OR GUARDIAN HAS BEEN APPOINTED; TO RECOGNIZE MILITARY ADVANCE DIRECTIVES; TO DEFINE DECLARATION, REPEAL THE DEFINITION OF EXTRAORDINARY MEANS, DEFINE LIFE-PROLONGING MEASURES, AND REPEAL PERSISTENT VEGETATIVE STATE; TO SPECIFY WHEN AN ATTENDING PHYSICIAN MAY WITHHOLD LIFE-PROLONGING MEASURES IF THERE IS A LIVING

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WILL; TO CREATE A NEW STATUTORY FORM FOR LIVING WILLS; TO CLARIFY HOW TO REVOKE A DECLARATION; TO CLARIFY THE SCOPE OF IMMUNITY OF A HEALTH CARE PROVIDER WHO FOLLOWS A REVOKED DECLARATION; TO ALLOW PROTECTIONS OF DECLARATIONS EXECUTED IN OTHER STATES OR DECLARATIONS THAT DO NOT FOLLOW THE STATUTORY FORM; TO ALLOW A PHYSICIAN TO DECLINE TO HONOR A DECLARATION IN CERTAIN INSTANCES; TO SPECIFY WHEN LIFE-PROLONGING MEASURES MAY BE WITHHELD WHERE THERE IS NO DECLARATION; TO LIST WHO MAY CONSENT TO TREATMENT IF THE PATIENT CANNOT MAKE DECISIONS; TO CREATE THE MEDICAL ORDER FOR SCOPE OF TREATMENT (MOST) FORM AND SPECIFY REQUIRED INFORMATION ON THE FORM; TO PROVIDE THAT REMOVAL OF A DOCUMENT FROM THE ADVANCE DIRECTIVE REGISTRY DATABASE DOES NOT AFFECT ITS VALIDITY; TO PROVIDE THAT A HEALTH CARE POWER OF ATTORNEY CAN SUPERSEDE A PERSONAL REPRESENTATIVE'S AUTHORITY ON THE DISPOSITION OF THE PRINCIPAL'S BODY; TO DIRECT A STUDY ON WHETHER A PERSON MAY REQUIRE THAT MEDICAL CARE BE PROVIDED; AND TO DIRECT A STUDY ON END-OF-LIFE MEDICAL CARE, is withdrawn from the Calendar and placed on the Calendar of July 30.

CALENDER (continued)

S.B. 1117 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PRESIDING TRIAL JUDGE IN CIVIL CASES HAS THE SOLE DISCRETION TO DETERMINE WHETHER JURORS MAY TAKE INTO THE JURY ROOM EXHIBITS INTRODUCED INTO EVIDENCE AND PASSED TO THE JURY IN THE COURSE OF THE TRIAL, PHOTOGRAPHS ADMITTED INTO EVIDENCE, SHOWN TO THE JURY AND USED BY ANY WITNESSES IN THEIR TESTIMONY, AND ANY ILLUSTRATIVE EXHIBIT ADMITTED INTO EVIDENCE AND USED BY ANY WITNESSES IN THEIR TESTIMONY EXCEPT SUMMARIES OF TESTIMONY, LISTS MADE IN THE COURTROOM AND SUCH SIMILAR DOCUMENTS AND THAT THE CONSENT OF ALL PARTIES IS NOT NECESSARY, AND TO PROVIDE THAT DEPOSITIONS MAY ONLY BE TAKEN INTO THE JURY ROOM WITH CONSENT OF THE PARTIES, passes its second reading, by electronic vote (107-4), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1495 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE IDENTIFIED.

On motion of Representative Glazier, Committee Amendment No. 1 is adopted by electronic vote (111-2). This amendment changes the title.

The bill, as amended, passes its second reading by electronic vote (114-0). The caption having been amended, the bill remains on the Calendar.

H.B. 1688 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CREATE A LIMITED REGISTRATION PLATE, TO EXEMPT MOTOR VEHICLES REGISTERED UNDER THE INTERNATIONAL REGISTRATION PLAN FROM THE COMBINED REGISTRATION AND PROPERTY TAX SYSTEM, TO PROVIDE THAT INTEREST GENERATED BY FUNDS IN THE COMBINED MOTOR VEHICLE AND REGISTRATION ACCOUNT BE CREDITED TO THE ACCOUNT, TO AUTHORIZE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO DIRECT THE TREASURER TO DISTRIBUTE THE FUNDS IN THE ACCOUNT TO IMPLEMENT THE INTEGRATED COMPUTER SYSTEM, TO DISTRIBUTE ANY REMAINING FUNDS IN THE ACCOUNT TO THE LOCAL GOVERNMENTS, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM, which was temporarily displaced, is before the Body.

Representative Folwell offers Amendment No. 1 which is adopted by electronic vote (111-0).

Representative Allred moves that the rules be suspended in order that he might offer an amendment that would change the title.

Representative Gibson inquires of the Chair if it is in order for a motion to suspend the rules on a public bill title change. The Chair rules that it is.

The motion fails by electronic vote (24-81).

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Representatives Boylan, Harrison, and Insko request and are granted permission to be recorded as voting "no". The adjusted vote total is (24-84).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Setzer, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 110.

Voting in the negative: Representatives Allred and Cunningham - 2.

Excused absences: Representatives Bordsen, Haire, and Spear - 3.

Representative Cunningham requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (111-1).

SPEAKER HACKNEY PRESIDING.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1537 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE MEDICAID ESTATE RECOVERY LAW; TO AMEND THE LAW RESPECTING DATA SHARING BY HEALTH INSURERS WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MEDICAL ASSISTANCE; AND TO ENACT A PROCEDURE FOR THE WAIVER OF

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THE MEDICAID TRANSFER OF ASSETS PENALTY DUE TO UNDUE HARDSHIP, with recommendation that the House do not concur; request conferees.

Without objection, the bill is placed on the Calendar for immediate consideration.

On motion of Representative Ross, the House does not concur in the Senate committee substitute bill, by electronic vote (110-0), and conferees are requested.

Representative Goforth requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (111-0).

The Speaker appoints Representatives Ross, Alexander, Insko, Goodwin, Bryant, Clary, and Stam as conferees on the part of the House and the Senate is so notified by Special Message.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 629** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO SULLIVAN ACT III, is withdrawn from the Committee on Local Government II and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 301 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDS OF A CIVIL REVOCATION OF DRIVERS LICENSES SHALL BE EXPUNGED FROM AN INDIVIDUAL'S DRIVING RECORD IF THE UNDERLYING CRIMINAL CHARGE IS EXPUNGED PURSUANT TO ARTICLE 5 OF CHAPTER 15A OF THE GENERAL STATUTES, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. The Senate committee substitute bill is placed on the Unfavorable Calendar.

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By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 933, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN CRIMINAL OFFENSES OF RAPE OR FIRST-DEGREE SEXUAL OFFENSE COMMITTED AGAINST A CHILD ARE PUNISHABLE BY EITHER LIFE IMPRISONMENT WITHOUT PAROLE OR A MANDATORY ACTIVE SENTENCE OF TWENTY-FIVE YEARS AND LIFETIME SATELLITE-BASED MONITORING, TO CREATE THE CRIMINAL OFFENSE OF LEWD OR LASCIVIOUS MOLESTATION OF A CHILD TO BE PUNISHABLE BY LIFE IMPRISONMENT WITHOUT PAROLE OR A MANDATORY ACTIVE SENTENCE OF TWENTY-FIVE YEARS AND LIFETIME SATELLITE-BASED MONITORING, TO INCREASE THE CRIMINAL PENALTIES FOR SEXUAL EXPLOITATION OF A MINOR AND PROMOTING PROSTITUTION OF A MINOR, TO AMEND THE SEX OFFENDER REGISTRATION REQUIREMENTS TO BE MORE STRINGENT, TO REQUIRE COMMUNITY NOTIFICATION REGARDING THE PRESENCE OF A SEXUALLY VIOLENT PREDATOR OR REPEAT SEX OFFENDER IN THE AREA, TO AMEND THE LAW REGARDING BAIL FOR VIOLATIONS OF PROBATION AND POST-RELEASE SUPERVISION, TO CREATE A NEW CRIMINAL OFFENSE THAT MAKES IT UNLAWFUL FOR A SEX OFFENDER TO BE ON CERTAIN PREMISES INCLUDING THOSE WHERE A REASONABLE PERSON WOULD KNOW CHILDREN REGULARLY CONGREGATE, AND TO REQUIRE CRIMINAL BACKGROUND CHECKS OF CONTRACTUAL PERSONNEL BEFORE ALLOWING THEM TO GO ON SCHOOL GROUNDS, HAVE DIRECT CONTACT WITH STUDENTS, OR HAVE ACCESS TO SCHOOL FUNDS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 543 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MODIFYING THE PUBLIC RECORDS LAWS APPLICABLE TO THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGES, TO PROTECT THE PRIVACY OF APPLICANTS WHO ARE NOT ADMITTED OR WHO DO NOT ENROLL, AND TO PROVIDE THAT CERTAIN AUDIT RECORDS ARE PUBLIC DOCUMENTS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 925 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN THIRTY MILES PER HOUR, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Lucas, Chair, for the Committee on Alcoholic Beverage Control:

H.B. 1139, A BILL TO BE ENTITLED AN ACT TO CHANGE THE TOURISM ABC ESTABLISHMENT MILEAGE REQUIREMENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 30. The original bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

S.B. 3 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, (6) PROVIDE AN INCOME TAX CREDIT

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FOR BUILDERS OF ENERGY-EFFICIENT HOMES, AND (7) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of July 30. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 540 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, MOTOR FUELS TAX LAWS, AND RELATED STATUTES, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 546, A BILL TO BE ENTITLED AN ACT TO REPEAL A LEGISLATIVE ANNEXATION TO THE TOWN OF MOUNT PLEASANT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 38** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PUBLIC ALERT TO BE ISSUED WHEN A PERSON WITH DEMENTIA OR OTHER COGNITIVE IMPAIRMENT IS REPORTED MISSING, TO INCLUDE CAREGIVERS AMONG THOSE WHO CAN REPORT AN INDIVIDUAL MISSING, AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE PROVISIONS CONCERNING THE NORTH CAROLINA CENTER FOR MISSING PERSONS, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 30.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 89** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF BOILING SPRINGS TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS ON PROPERTY OWNED, LEASED, OR OCCUPIED BY THE TOWN, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Environment and Natural Resources.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute No. 2 for **H.B. 316** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND RULE 45 OF THE RULES OF CIVIL PROCEDURE: (1) TO ESTABLISH A TIME LIMIT FOR SERVING UPON EACH PARTY TO AN ACTION A COPY OF A SUBPOENA TO APPEAR OR TO PRODUCE RECORDS AND (2) TO AUTHORIZE A PARTY TO AN ACTION TO OBJECT TO A SUBPOENA, is returned for concurrence in Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on the Calendar of July 30.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 634** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 30.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 802 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEPARTMENT OF TRANSPORTATION CONTRACTING AUTHORITY TO PROVIDE FOR TRANSPORTATION INFRASTRUCTURE AND LITTER REMOVAL FROM STATE RIGHTS-OF-WAY, is returned for concurrence in one Senate amendment.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of July 30.

Upon concurrence the Senate amendment changes the title.

Senate Committee Substitute for **H.B. 859**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE LAW THAT SETS THE PER POUND FACTOR USED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION TO CALCULATE NUTRIENT OFFSET PAYMENTS AND REQUIRES THAT THE NUTRIENT OFFSET PAYMENT FOR NITROGEN BE CALCULATED AS IT WAS PRIOR TO CERTAIN RULE AMENDMENTS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 30.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

Senate Committee Substitute for **H.B. 1231** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO WAIVE THE REQUIREMENT TO OBTAIN A CONCEALED HANDGUN PERMIT TO CARRY A CONCEALED HANDGUN FOR CERTAIN PERSONS AUTHORIZED BY FEDERAL LAW TO CARRY CONCEALED HANDGUNS AND FOR CERTAIN FEDERAL AND STATE RETIRED LAW ENFORCEMENT OFFICERS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 30.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1659 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CRIMINAL HISTORY RECORD CHECKS OF EMPLOYEES OF AND APPLICANTS FOR EMPLOYMENT WITH THE DEPARTMENT OF PUBLIC INSTRUCTION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 30.

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S.B. 1152, A BILL TO BE ENTITLED AN ACT TO REQUIRE COUNTIES AND CITIES TO PAY INTEREST ON ILLEGALLY EXACTED TAXES, FEES, OR MONETARY CONTRIBUTIONS FOR DEVELOPMENT THAT ARE NOT SPECIFICALLY AUTHORIZED BY LAW, is read the first time and referred to the Committee on Finance.

S.B. 1180, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A LOCAL GOVERNMENT MAY NOT IMPOSE A TAX, FEE, OR MONETARY CONTRIBUTION FOR DEVELOPMENT THAT IS NOT SPECIFICALLY AUTHORIZED BY LAW, is read the first time and referred to the Committee on Finance.

S.B. 1214 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE INTERSTATE COMPACT FOR THE SUPERVISION OF ADULT OFFENDERS, is read the first time and referred to the Committee on Finance.

S.B. 1492 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO: (1) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (2) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE; (3) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (4) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (5) REQUIRE THAT AN OWNER OR OPERATOR OF A SANITARY LANDFILL ESTABLISH FINANCIAL ASSURANCE SUFFICIENT TO COVER A MINIMUM OF THREE MILLION DOLLARS IN COSTS FOR POTENTIAL ASSESSMENT AND CORRECTIVE ACTION AT THE FACILITY, IN ADDITION TO OTHER FINANCIAL RESPONSIBILITY REQUIREMENTS; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT

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GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) SPECIFY ADDITIONAL TECHNICAL REQUIREMENTS FOR SOLID WASTE MANAGEMENT FACILITIES; (10) REQUIRE THAT ALL APPLICANTS FOR PERMITS FOR SANITARY LANDFILLS CONDUCT AN ENVIRONMENTAL IMPACT STUDY; (11) REQUIRE THAT CERTAIN APPLICANTS FOR SOLID WASTE MANAGEMENT FACILITY PERMITS CONDUCT A TRAFFIC STUDY; (12) CLARIFY THE CIRCUMSTANCES UNDER WHICH A UNIT OF LOCAL GOVERNMENT MAY COLLECT A SOLID WASTE AVAILABILITY FEE; (13) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (14) ESTABLISH FEES APPLICABLE TO PERMITS FOR SOLID WASTE MANAGEMENT FACILITIES TO SUPPORT THE SOLID WASTE MANAGEMENT PROGRAM; (15) ESTABLISH A SOLID WASTE DISPOSAL TAX TO BE IMPOSED ON THE DISPOSAL OF MUNICIPAL SOLID WASTE IN LANDFILLS IN THE STATE AND ON THE TRANSFER OF MUNICIPAL SOLID WASTE FOR DISPOSAL OUTSIDE THE STATE IN ORDER TO PROVIDE FUNDS FOR THE ASSESSMENT AND REMEDIATION OF PRE-1983 LANDFILLS AND FOR OTHER PURPOSES; (16) ESTABLISH A COMPUTER EQUIPMENT MANAGEMENT PROGRAM; (17) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (18) DIRECT THE ENVIRONMENT REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT AND THE TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE; AND (19) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES, is read the first time and referred to the Committee on Environment and Natural Resources.

CALENDAR (continued)

S.B. 1211 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE FINGERPRINTING OF ANY PERSON ARRESTED FOR ANY OFFENSES INVOLVING IMPAIRED DRIVING OR FOR DRIVING WHILE LICENSE REVOKED.

Representative Sutton offers Amendment No. 1 which is adopted by electronic vote (99-11).

The bill, as amended, passes its third reading, by electronic vote (105-5), and is ordered sent to the Senate for concurrence in the House amendment by Special Message.

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S.B. 1364 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE SECONDARY PURCHASERS OF MOTOR VEHICLES FOR SCRAP METAL OR SALVAGE PARTS TO MAINTAIN RECORDS, passes its third reading, by electronic vote (110-0), and is ordered sent to the Senate for concurrence in the House amendment by Special Message.

BILL PLACED ON CALENDAR

Without objection, Senate Committee Substitute for **H.B. 634** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is placed on today's Calendar for immediate consideration.

On motion of Representative Ross and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of July 30.

CONFEREES DISMISSED

On motion of Representative Sutton and without objection, the conferees on Senate Committee Substitute for **H.B. 767** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL LAW ENFORCEMENT OFFICERS AND ALL FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES PERSONNEL THROUGHOUT THE STATE TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES; TO ALLOW CERTAIN MUNICIPAL AND COUNTY EMPLOYEES CURRENTLY AUTHORIZED TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES TO CONTINUE; TO REPEAL LOCAL ACTS ON THE SUBJECT; AND TO MANDATE THAT ATV SAFETY COURSES BE APPROVED BY THE COMMISSIONER OF INSURANCE, are dismissed and the bill is placed on the Calendar of July 30 for concurrence.

The Senate is so notified by Special Message.

Representative Owens moves, seconded by Representative Fisher, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene Monday, July 30, 2007, at 3:00 p.m.

The motion carries.

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**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL MUNICIPALITIES TO PARTICIPATE IN URBAN AREA REVITALIZATION PROJECTS UNDER THE MUNICIPAL SERVICE DISTRICT ACT OF 1973, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 30.

S.B. 629, A BILL TO BE ENTITLED AN ACT TO REVISE THE TERMS OF THE HOUSING AUTHORITY OF THE CITY OF ASHEVILLE AS REQUESTED BY THE HOUSING AUTHORITY, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. The original bill is placed on the Unfavorable Calendar.

CONFEREES APPOINTED

The Speaker appoints the following conferees on Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION: Representative Allen, Chair; Representatives R. Warren, Church, Gillespie, Martin, Samuelson, and Tarleton.

The Senate is so notified by Special Message.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Allen, Chair, for the Committee on Environment and Natural Resources:

July 28, 2007

S.B. 844 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL LAWS TO PROVIDE THAT: (1) AN APPLICATION FOR A CONSTRUCTION PERMIT FOR A PRIVATE DRINKING WATER WELL THAT IS TO BE LOCATED ON A SITE ON WHICH A WASTEWATER SYSTEM IS LOCATED MAY BE ACCOMPANIED BY A SITE PLAN RATHER THAN A PLAT; (2) PROOF OF COMPLETION OF ANY REQUIRED PROFESSIONAL DEVELOPMENT IS REQUIRED FOR RENEWAL OF A WELL CONTRACTOR CERTIFICATE; AND (3) CIVIL PENALTIES COLLECTED BY THE DEPARTMENT OR OTHER STATE AGENCY UNDER ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES SHALL BE USED AS PROVIDED IN SECTION 7 OF ARTICLE IX OF THE CONSTITUTION OF NORTH CAROLINA, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1492 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO: (1) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (2) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE; (3) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (4) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (5) REQUIRE THAT AN OWNER OR OPERATOR OF A SANITARY LANDFILL ESTABLISH FINANCIAL ASSURANCE SUFFICIENT TO COVER A MINIMUM OF THREE MILLION DOLLARS IN COSTS FOR POTENTIAL ASSESSMENT AND CORRECTIVE ACTION AT THE FACILITY, IN ADDITION TO OTHER FINANCIAL RESPONSIBILITY REQUIREMENTS; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS

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SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) SPECIFY ADDITIONAL TECHNICAL REQUIREMENTS FOR SOLID WASTE MANAGEMENT FACILITIES; (10) REQUIRE THAT ALL APPLICANTS FOR PERMITS FOR SANITARY LANDFILLS CONDUCT AN ENVIRONMENTAL IMPACT STUDY; (11) REQUIRE THAT CERTAIN APPLICANTS FOR SOLID WASTE MANAGEMENT FACILITY PERMITS CONDUCT A TRAFFIC STUDY; (12) CLARIFY THE CIRCUMSTANCES UNDER WHICH A UNIT OF LOCAL GOVERNMENT MAY COLLECT A SOLID WASTE AVAILABILITY FEE; (13) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (14) ESTABLISH FEES APPLICABLE TO PERMITS FOR SOLID WASTE MANAGEMENT FACILITIES TO SUPPORT THE SOLID WASTE MANAGEMENT PROGRAM; (15) ESTABLISH A SOLID WASTE DISPOSAL TAX TO BE IMPOSED ON THE DISPOSAL OF MUNICIPAL SOLID WASTE IN LANDFILLS IN THE STATE AND ON THE TRANSFER OF MUNICIPAL SOLID WASTE FOR DISPOSAL OUTSIDE THE STATE IN ORDER TO PROVIDE FUNDS FOR THE ASSESSMENT AND REMEDIATION OF PRE-1983 LANDFILLS AND FOR OTHER PURPOSES; (16) ESTABLISH A COMPUTER EQUIPMENT MANAGEMENT PROGRAM; (17) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (18) DIRECT THE ENVIRONMENT REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT AND THE TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE; AND (19) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of July 30. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

The House stands adjourned at 7:05 p.m.

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ONE HUNDRED TENTH DAY

HOUSE OF REPRESENTATIVES
Monday, July 30, 2007

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Mighty God:

"You are ruler of the land and seas. No mountain is too high nor valley too deep for You. There is no expanse too vast for Your greatness. Today we gaze out across a largely untamed wilderness of bills and deadlines knowing that we have a definitive time limit upon us. Open our eyes to see the pathway You would have us take that will carry us through the maze of uncertainty and bring us at last to the grateful assurance of knowing that we have traveled the final leg of our journey with courage and conviction. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Bordsen for today. Representatives Pierce, Ray, Sutton, Womble, and Wright are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 825, AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO IMPLEMENT A FEDERALLY REQUIRED MANDATORY FEE FOR SUCCESSFUL CHILD SUPPORT COLLECTION FOR FAMILIES THAT HAVE NEVER RECEIVED TANF.

H.B. 862, AN ACT TO AMEND THE PLANT PROTECTION AND CONSERVATION ACT.

H.B. 1308, AN ACT TO PROVIDE FOR LIFETIME CERTIFICATION FOR TEACHERS AFTER FIFTY YEARS OF TEACHING.

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The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 18, AN ACT TO AUTHORIZE MCDOWELL COUNTY TO LEVY AN ADDITIONAL TWO PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES.

S.B. 19, AN ACT TO MAKE A TECHNICAL CORRECTION TO THE DESCRIPTION OF THE BOUNDARY BETWEEN THE NASH-ROCKY MOUNT SCHOOL ADMINISTRATIVE UNIT AND THE EDGEcombe COUNTY PUBLIC SCHOOL SYSTEM.

S.B. 154, AN ACT TO AUTHORIZE THE TOWN OF DALLAS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.

S.B. 282, AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES.

H.B. 398, AN ACT PROVIDING THE TOWN OF SPRING LAKE AND THE CITY OF WINSTON-SALEM WITH ADDITIONAL OPTIONS FOR SERVICE OF NOTICE OF VIOLATION OF THE CITY'S GARBAGE AND TRASH ORDINANCE AND THE CITY'S OVERGROWN VEGETATION ORDINANCE.

H.B. 1017, AN ACT TO MAKE IT UNLAWFUL TO TAKE MENHADEN OR ATLANTIC THREAD HERRING WITH A PURSE SEINE NET WITHIN THREE NAUTICAL MILES OF THE SHORELINE OF BRUNSWICK COUNTY FROM MAY 1 THROUGH OCTOBER 31 OF EACH YEAR.

H.B. 1213, AN ACT GRANTING AUTHORITY TO THE TOWN OF CARY TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

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H.B. 135, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE DEALER PLATES WITH A SYMBOL NOTING THAT THE HOLDER IS A MANUFACTURER, TO EXEMPT MANUFACTURERS FROM THE RESTRICTIONS ON THE NUMBER OF DEALER PLATES THAT MAY BE ISSUED TO THEM, AND TO CLARIFY THAT THE DIVISION MAY ISSUE A DEALER PLATE IN A SUITABLY REDUCED SIZE FOR MOTORCYCLE DEALERS AND MANUFACTURERS. (S.L. 2007-291)

H.B. 18, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO CLARIFY THE DEFINITION OF RESIDENCE FOR THE DELIVERY OF SPECIAL EDUCATION SERVICES. (S.L. 2007-292)

S.B. 758, AN ACT TO ALLOW PERSONS WHO ARE CONVICTED OF CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES TO OBTAIN A LIMITED DRIVING PRIVILEGE. (S.L. 2007-293)

H.B. 1810, AN ACT TO BRING STATE LAW INTO COMPLIANCE WITH THE FEDERAL VIOLENCE AGAINST WOMEN ACT OF 2005. (S.L. 2007-294)

H.B. 17, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE DELIVERY OF EDUCATIONAL AND OTHER SERVICES TO STUDENTS WITH DISABILITIES AT THE HIGH SCHOOL LEVEL AND REPORT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE. (S.L. 2007-295)

H.B. 1646, AN ACT TO INCREASE THE PENALTIES FOR VIOLATIONS OF LAWS TO PROTECT AIR QUALITY. (S.L. 2007-296)

H.B. 1400, AN ACT TO PROHIBIT THE TAKING OR RECOVERY OF HUMAN TISSUE AT A FUNERAL ESTABLISHMENT BY ANY PERSON, WITH CERTAIN EXCEPTIONS. (S.L. 2007-297)

H.B. 731, AN ACT TO PROTECT CONSUMERS PURCHASING ANNUITY PRODUCTS; ADDRESS PORTABILITY IN ACCIDENT AND HEALTH AND LIFE INSURANCE; MAKE MINOR CHANGES IN THE LAWS ON MANAGED CARE EXTERNAL REVIEWS; CLARIFY

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DEFINITIONS IN LONG-TERM CARE INSURANCE; ADDRESS SMALL EMPLOYER CARRIER PLAN ELECTIONS; DEFINE "CRITICAL PERIOD CONVERSION RATIO" FOR CREDIT INSURANCE; MAKE MISCELLANEOUS AMENDMENTS TO OTHER PROVISIONS RELATED TO LIFE AND HEALTH INSURANCE; AND MAKE TECHNICAL CORRECTIONS IN INSURANCE CODE REFERENCES TO THE TEACHERS' AND STATE EMPLOYEES' MAJOR MEDICAL PLAN. (S.L. 2007-298)

H.B. 292, AN ACT TO AUTHORIZE THE NORTH CAROLINA TURNPIKE AUTHORITY TO STUDY AND UNDERTAKE PRELIMINARY DESIGN WORK FOR A REPLACEMENT FOR THE YADKIN RIVER BRIDGE. (S.L. 2007-299)

H.B. 730, AN ACT TO MAKE TECHNICAL AND SUBSTANTIVE CHANGES IN THE LAWS GOVERNING MEDIATION OF PROPERTY INSURANCE CLAIMS ARISING OUT OF DISASTERS. (S.L. 2007-300)

H.B. 367, AN ACT TO STRENGTHEN THE LAW REGULATING THE SALE OF CERTAIN METALS BY SECONDARY METALS RECYCLERS, TO ADD WIRELESS AND CABLE TELECOMMUNICATIONS EQUIPMENT TO THE STATUTE PROVIDING PENALTIES FOR THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES, TO INCREASE THE CRIMINAL PENALTIES FOR VIOLATIONS OF THOSE REGULATIONS OF THE INJURY OR DESTRUCTION OF WIRES, PHONE, TELEGRAPH, AND ELECTRICAL FIXTURES, AND TO PROVIDE FOR FORFEITURE OF VEHICLES USED IN FELONIOUS THEFT OF METALS. (S.L. 2007-301)

H.B. 1536, AN ACT TO LIMIT THE LIABILITY OF DEALERS OF LIQUEFIED PETROLEUM GAS AND THEIR EMPLOYEES, AGENTS, AND SUBCONTRACTORS UNDER CERTAIN SPECIFIED CIRCUMSTANCES. (S.L. 2007-302)

H.B. 735, AN ACT TO STREAMLINE THE CONSTRUCTION PLAN REVIEW PROCESS FOR CERTAIN PUBLIC BUILDINGS, AS REQUESTED BY THE HOUSE SELECT COMMITTEE ON PUBLIC SCHOOL CONSTRUCTION. (S.L. 2007-303)

H.B. 1025, AN ACT TO AUTHORIZE EMPLOYERS TO AMORTIZE THE PAYMENT OF THE COST OF PROBATIONARY EMPLOYMENT FOR MEMBERS OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM. (S.L. 2007-304)

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H.B. 588, AN ACT TO UPDATE AND IMPROVE LAWS COVERING UNAUTHORIZED INSURERS. (S.L. 2007-305)

H.B. 646, AN ACT TO MAKE THE UNIVERSITY OF NORTH CAROLINA HEALTH CARE SYSTEM'S DEBT COLLECTION PRACTICES MORE PATIENT FRIENDLY AND TO ASSIST CERTAIN PATIENTS. (S.L. 2007-306)

H.B. 1724, AN ACT TO DEDICATE AND ACCEPT CERTAIN PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, TO REDESIGNATE ELK KNOB STATE NATURAL AREA AS ELK KNOB STATE PARK, AND TO REDESIGNATE DISMAL SWAMP STATE NATURAL AREA AS DISMAL SWAMP STATE PARK. (S.L. 2007-307)

H.B. 1555, AN ACT PROVIDING FOUR-YEAR TERMS FOR ALL APPOINTMENTS TO THE PROPERTY TAX COMMISSION. (S.L. 2007-308)

H.B. 463, AN ACT TO MODIFY THE CREDIT FOR CERTAIN REAL PROPERTY DONATIONS. (S.L. 2007-309)

S.B. 116, AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS FOR THE ELLENBORO TOWN COUNCIL, AND A FOUR-YEAR TERM FOR MAYOR. (S.L. 2007-310)

S.B. 220, AN ACT TO REMOVE THE CAP ON SATELLITE ANNEXATIONS FOR THE CITY OF ROANOKE RAPIDS AND THE TOWNS OF AHOSKIE, COLUMBUS, AND WELDON. (S.L. 2007-311)

S.B. 403, AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES. (S.L. 2007-312)

S.B. 493, AN ACT TO AMEND THE LAW REGULATING ROAD HUNTING AND HUNTING ON THE LAND OF ANOTHER IN BERTIE COUNTY. (S.L. 2007-313)

H.B. 1217, AN ACT TO AUTHORIZE THE TOWN OF NAVASSA TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION. (S.L. 2007-314)

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SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 943** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE REGISTRAR TO ASSIST COUNTY JURY COMMISSIONS IN UPDATING THEIR LISTS OF PROSPECTIVE JURORS BY PROVIDING A LIST OF RESIDENTS OF EACH COUNTY WHO HAVE DIED RECENTLY; AND TO EXCLUDE FROM THE LISTS PROVIDED BY THE COMMISSIONER OF MOTOR VEHICLES TO COUNTY JURY COMMISSIONS THE NAMES OF PERSONS WHOSE DRIVERS LICENSES HAVE BEEN EXPIRED FOR AT LEAST EIGHT YEARS AND WHO HAVE BEEN INACTIVE VOTERS FOR AT LEAST FOUR YEARS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 31.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 947** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THAT A NOTICE OF SALE IN FORECLOSURE PROCEEDINGS BE SENT TO ANY TENANT RESIDING IN THE PROPERTY TO BE SOLD AND ALLOWING THE TENANT AFTER RECEIVING THE NOTICE TO TERMINATE THE RENTAL AGREEMENT UPON TEN DAYS' WRITTEN NOTICE TO THE LANDLORD, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 31.

Upon concurrence the Senate committee substitute bill changes the title.

S.B. 684 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FUNDING FOR THE STATEWIDE SPAY AND NEUTER PROGRAM FROM THE SALE OF RABIES VACCINATION TAGS, is read the first time and referred to the Committee on Finance.

S.B. 864 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO

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EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS, TO REPEAL THE SALES AND USE TAX EXEMPTION FOR NUTRITIONAL SUPPLEMENTS SOLD BY A CHIROPRACTOR, AND TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS, is read the first time and referred to the Committee on Finance.

S.B. 1435 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, MUTUAL BURIAL ASSOCIATIONS, PRENEED FUNERAL FUNDS, AND CREMATIONS, is read the first time and referred to the Committee on Finance.

INTRODUCTION OF PAGES

Pages for the week of July 30 are introduced to the membership. They are: Lewis Archer of Cumberland; Page Beavers of Randolph; Morgan Brown of Nash; Haley Conner of Gaston; Karlee Dalton of McDowell; Anna Drum of McDowell; Ellen Elmore of Wayne; Rebecca Farmer of Mecklenburg; James Hamblin of Beaufort; Patricia Mallory of Wilson; Philip Misklow of Cumberland; Emma Nelli of Gaston; Andy Owenby of McDowell; Cierra Piggott of Halifax; Elizabeth Safrit of Cabarrus; Jackie Smith of Cumberland; Jonathon Vandezande of Wake; and Jennifer Warren of Carteret.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

Without objection, **H.J.R. 2069**, A JOINT RESOLUTION HONORING THE FOUNDERS OF MARS HILL COLLEGE DURING THE COLLEGE'S ONE HUNDRED FIFTIETH ANNIVERSARY, is moved up in the order of business.

The resolution passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

July 30, 2007

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

Without objection, **H.J.R. 2067** (Committee Substitute), A JOINT RESOLUTION ACKNOWLEDGING THE CONTRIBUTIONS OF THE SCOTS AND SCOTS-IRISH TO NORTH CAROLINA, is moved up in the order of business.

The resolution passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

Representative Blackwood requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (116-0).

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Saunders and without objection, **S.B. 580** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCAL GOVERNMENT POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO ESTABLISH THE LOCAL GOVERNMENT LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, AND TO ALLOW LOCAL GOVERNMENTS TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS, is withdrawn from the Calendar and placed on the Calendar of July 31.

CALENDAR (continued)

S.B. 546 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF MOUNT PLEASANT, passes its second reading, by the following vote, and remains on the Calendar.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Jones, Justice, Justus, Killian, Kiser, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 107.

Voting in the negative: Representatives Boylan, Brown, Cleveland, Folwell, Hilton, Lewis, and Moore - 7.

Excused absences: Representatives Bordsen, Ray, and Sutton - 3.

S.B. 629 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO SULLIVAN ACT III.

Representative Fisher offers Amendment No. 1 which is adopted by electronic vote (111-0).

The bill, as amended, passes its second reading, by the following vote, is ordered engrossed and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 115.

July 30, 2007

Voting in the negative: None.

Excused absences: Representatives Bordsen, Ray, and Sutton - 3.

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL MUNICIPALITIES TO PARTICIPATE IN URBAN AREA REVITALIZATION PROJECTS UNDER THE MUNICIPAL SERVICE DISTRICT ACT OF 1973, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 114.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Ray - 2.

CONFERENCE REPORT

The material Conference Report for **H.B. 1473** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is adopted on its third roll call reading, by the following vote, and the Senate is so notified by Special Message. (The Conference Committee Substitute may be found in its entirety in the Session Laws, Chapter 323.)

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Bell, Blue, Braxton, Brisson, Bryant, Carney, Church, Cole, Coleman, Cotham, Crawford, Cunningham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Insko, Jeffus, Jones, Lucas, Luebke, Martin, McAllister, McLawhorn, Michaux, Mobley,

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Owens, Parmon, Pierce, Rapp, Ross, Saunders, Spear, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 64.

Voting in the negative: Representatives Allred, Avila, Barnhart, Blackwood, Blust, Boylan, Brown, Brubaker, Clary, Cleveland, Coates, Current, Daughtridge, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Gulley, Hilton, Holloway, Holmes, Howard, Hurley, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, McComas, McElraft, McGee, Moore, Neumann, Pate, Samuelson, Setzer, Stam, Starnes, Steen, Stiller, Thomas, Tillis, Walend, Walker, West, and Wiley - 52.

Excused absences: Representatives Bordsen and Ray - 2.

CALENDAR (continued)

S.B. 3 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, AND (6) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY.

The Speaker stops debate and attends to the following business.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 30, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for

July 30, 2007

H.B. 1473 (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

CALENDAR (continued)

S.B. 3 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, AND (6) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY, is before the Body.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Carney, Church, Clary, Coates, Cole, Coleman, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Folwell, Frye, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders,

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Setzer, Spear, Stam, Steen, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 102.

Voting in the negative: Representatives Avila, Brown, Bryant, Cleveland, Farmer-Butterfield, Fisher, Holloway, Luebke, Starnes, Thomas, and Underhill - 11.

Excused absences: Representatives Bordsen and Ray - 2.

Representative Cotham requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (103-11).

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1569, A JOINT RESOLUTION HONORING THE ACCOMPLISHMENTS OF JOE THOMPSON AND THE LATE ODELL THOMPSON, LEGENDARY NORTH CAROLINA MUSICIANS, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 30, 2007

Mr. Speaker:

Pursuant to your message received on July 28, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1537**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE LAWS ON DRIVING WHILE INTOXICATED, and requests conferees, the President *Pro Tempore* appoints:

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Senator Nesbitt, Chair
Senator Purcell
Senator Berger of Franklin
Senator Brock

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 30, 2007

Mr. Speaker:

Pursuant to your message received on July 28, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, and requests conferees, the President *Pro Tempore* appoints:

Senator Queen, Chair
Senator Clodfelter
Senator Albertson
Senator Hartsell
Senator Stevens

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

July 30, 2007

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 30, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 668** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS, and requests conferees. The President *Pro Tempore* appoints:

Senator Cowell, Chair
Senator Berger of Franklin
Senator Stevens

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representative Harrison, Chair; Representatives Carney, Underhill, and Thomas as conferees on the part of the House and the Senate is so notified by Special Message.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 30 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CREATING THE LEGISLATIVE SPECIAL COMMISSION ON CHARTER SCHOOLS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

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Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 31. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 274 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA STREET GANG PREVENTION ACT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 31. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 517 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR LEAVING THE SCENE OF AN ACCIDENT WHERE A VICTIM HAS SUFFERED SERIOUS BODILY INJURY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 31.

H.B. 887 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND EXPAND THE CRIMINAL OFFENSE OF STALKING AND TO INCREASE THE PENALTY FOR STALKING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 31.

H.B. 933 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN CRIMINAL OFFENSES OF RAPE OR FIRST-DEGREE SEXUAL OFFENSE COMMITTED AGAINST A CHILD ARE PUNISHABLE BY EITHER LIFE IMPRISONMENT WITHOUT PAROLE OR A MANDATORY ACTIVE SENTENCE OF TWENTY-FIVE YEARS AND LIFETIME SATELLITE-BASED MONITORING, TO INCREASE THE CRIMINAL PENALTIES FOR SEXUAL EXPLOITATION OF A MINOR AND PROMOTING PROSTITUTION OF A MINOR, TO AMEND THE SEX OFFENDER REGISTRATION REQUIREMENTS TO BE MORE STRINGENT, TO REQUIRE COMMUNITY NOTIFICATION REGARDING THE PRESENCE OF A SEXUALLY VIOLENT PREDATOR OR REPEAT SEX OFFENDER, TO AMEND THE LAW REGARDING BAIL FOR VIOLATIONS OF PROBATION AND POST-RELEASE SUPERVISION, TO CREATE A NEW CRIMINAL OFFENSE THAT MAKES IT UNLAWFUL FOR A SEX OFFENDER TO BE ON CERTAIN PREMISES, AND TO REQUIRE SEX

July 30, 2007

OFFENDER REGISTRIES CHECKS OF CONTRACTUAL PERSONNEL BEFORE ALLOWING THEM TO HAVE DIRECT INTERACTION WITH STUDENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 31.

H.B. 1654 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES RULE-MAKING AUTHORITY, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 31. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1828 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE MATCHING FUNDS PROVISION OF THE JUDICIAL PUBLIC CAMPAIGN ACT; AND TO APPROPRIATE FUNDS FOR IMPLEMENTATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 31.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 671 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 31.

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H.B. 966 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM AUTHORIZING THE IMPLEMENTATION OF ALTERNATIVE TEACHER SALARY PLANS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 31.

H.B. 1685 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CERTIFICATE OF NEED REQUIREMENTS TO ALLOW FOR AN EXPEDITED REVIEW PROCESS FOR AN ADULT CARE HOME OR A NURSING HOME TO RELOCATE WITHIN THE SAME COUNTY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of July 31.

S.B. 1352 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE GAP FUNDING FOR PROJECTS BONDED BY THE NORTH CAROLINA TURNPIKE AUTHORITY, is read the first time and referred to the Committee on Finance.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Goodwin and without objection, **S.B. 353**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ELECTION OF TWO PRESIDENTIAL ELECTORS AT LARGE AND ONE FROM EACH CONGRESSIONAL DISTRICT, is withdrawn from the Calendar and referred to the Committee on Election Law and Campaign Finance Reform.

CALENDAR (continued)

S.B. 540 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, MOTOR FUELS TAX LAWS, AND RELATED STATUTES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham,

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Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Ray - 2.

H.B. 1139 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE ISSUANCE OF OFF-PREMISES MALT BEVERAGE AND UNFORTIFIED WINE PERMITS TO INCORPORATED MUNICIPALITIES AFTER AN ELECTION ALLOWING THE SALE OF MIXED BEVERAGES, AND TO AMEND THE LAW CONCERNING THE JANUARY 1, 2008, REQUIREMENT FOR CERTAIN ABC PERMITTEES TO RECYCLE BEVERAGE CONTAINERS, passes its second reading, by electronic vote (103-13), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1688 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CREATE A LIMITED REGISTRATION PLATE, TO EXEMPT MOTOR VEHICLES REGISTERED UNDER THE INTERNATIONAL REGISTRATION PLAN FROM THE COMBINED REGISTRATION AND PROPERTY TAX SYSTEM, TO PROVIDE THAT INTEREST GENERATED BY FUNDS IN THE COMBINED MOTOR VEHICLE AND REGISTRATION ACCOUNT BE CREDITED TO THE ACCOUNT, TO AUTHORIZE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO DIRECT THE TREASURER TO DISTRIBUTE THE FUNDS IN THE ACCOUNT TO IMPLEMENT THE INTEGRATED COMPUTER SYSTEM, TO DISTRIBUTE ANY REMAINING FUNDS IN THE ACCOUNT TO THE LOCAL GOVERNMENTS, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM.

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The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: Representative McAllister.

Excused absences: Representatives Bordsen and Ray - 2.

S.B. 242 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE PROCESS FOR ADMINISTRATIVE AND JUDICIAL REVIEW OF DISPUTED TAX MATTERS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 116.

July 30, 2007

Voting in the negative: None.

Excused absences: Representatives Bordsen and Ray - 2.

S.B. 1196 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROJECT DEVELOPMENT FINANCING ACT, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: Representatives Stam, Starnes, and Walend - 3.

Excused absences: Representatives Bordsen and Ray - 2.

S.B. 1332 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO INCREASE CERTAIN FEES AND AMENDING AND UPDATING CERTAIN OTHER PROVISIONS UNDER THE LAWS REGULATING HEARING AID DEALERS AND FITTERS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Harrison,

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Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 100.

Voting in the negative: Representatives Allred, Avila, Brown, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Setzer, and West - 14.

Excused absences: Representatives Bordsen and Ray - 2.

S.B. 1362 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE MAKING, AND TO INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller,

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Sutton, Tarleton, Thomas, Tillis, Tolson, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Ray - 2.

S.B. 1495 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE IDENTIFIED AND TO ADD AN EXEMPTION FROM THE SEAT BELT LAW FOR DRIVERS OR PASSENGERS OF A RESIDENTIAL GARBAGE OR RECYCLING TRUCK WHILE THE TRUCK IS OPERATING DURING COLLECTION ROUNDS AND WHILE TRAVELING TO AND FROM GARBAGE AND RECYCLING MATERIAL LOADING AND UNLOADING LOCATIONS, passes its third reading, by electronic vote (114-1), and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

On motion of the Speaker, the House recesses at 5:50 p.m., subject to the ratification of bills, the receipt of Committee Reports, the receipt of Messages from the Senate, and the appointment of conferees.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 1593, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PLAN YEAR OF THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN FROM A FISCAL YEAR TO A CALENDAR YEAR, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

July 30, 2007

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 31. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 30, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 1546**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS, and requests conferees. The President *Pro Tempore* appoints:

Senator Hoyle, Chair
Senator Rand
Senator Apodaca

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representative Blue, Chair; Representatives Weiss, Daughtry, Glazier and Hurley as conferees on the part of the House and the Senate is so notified by Special Message.

CONFeree APPOINTED

The Speaker appoints Representative Carney as an additional conferee on Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, and the Senate is so notified by Special Message.

July 30, 2007

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 1473, AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

CONFERENCE REPORT

Representative Howard sends forth the Conference Report on **H.B. 1294** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of July 31.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Glazier and without objection, **S.B. 543** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS FROM UNLAWFUL SALE OF ADMISSION TICKETS IN EXCESS OF THE PRINTED PRICE AND TO PROHIBIT THE ACQUISITION OF MORE THAN THE ALLOWABLE MAXIMUM NUMBER OF TICKETS FOR RESALE, is withdrawn from the Calendar and placed on the Calendar of July 31.

CALENDAR (continued)

S.B. 1492 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) TO REPEAL THE EXEMPTION FOR SANITARY LANDFILLS OPERATED BY LOCAL GOVERNMENTS FROM THE REQUIREMENTS FOR ENVIRONMENTAL IMPACT STATEMENTS UNDER THE NORTH CAROLINA ENVIRONMENTAL POLICY ACT OF 1971; (2) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (3) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE WITHOUT THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES; (4) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (5) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (6) CLARIFY AND EXPAND THE SCOPE

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OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (10) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (11) DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT, TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE, AND SITING AND TECHNICAL STANDARDS FOR SOLID WASTE MANAGEMENT FACILITIES; AND (12) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES, passes its second reading, by electronic vote (83-31), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 384 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION FORMULA, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill,

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Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 101.

Voting in the negative: Representatives Avila, Blackwood, Blust, Brown, Cleveland, Dollar, Frye, Gillespie, Hilton, Holloway, Killian, Kiser, Moore, Neumann, Setzer, and Tillis - 16.

Excused absence: Representative Bordsen.

Representatives Allred and Folwell request and are granted permission to change their votes from "aye" to "no". The adjusted vote total is (99-18).

S.B. 530 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES AND PERMITTING THE CITY OF RALEIGH TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO TWENTY DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE CITY, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Bryant, Carney, Church, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 94.

Voting in the negative: Representatives Blackwood, Blust, Brown, Brubaker, Clary, Cleveland, Daughtridg, Dollar, Folwell, Gillespie, Gulley, Hilton, Holloway, Justus, Killian, Luebke, Moore, Ray, Setzer, Stam, Tillis, and Wiley - 22.

Excused absence: Representative Bordsen.

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Representative Harrison requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (95-22).

Senate Committee Substitute for **H.B. 859**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE LAW THAT SETS THE PER POUND FACTOR USED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION TO CALCULATE NUTRIENT OFFSET PAYMENTS AND REQUIRES THAT THE NUTRIENT OFFSET PAYMENT FOR NITROGEN BE CALCULATED AS IT WAS PRIOR TO CERTAIN RULE AMENDMENTS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Gillespie, Glazier, Goforth, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Hill, Holliman, Holmes, Howard, Jeffus, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Underhill, Wainwright, Walend, Walker, E. Warren, R. Warren, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 100.

Voting in the negative: Representatives Brisson, Brown, Cole, Folwell, Frye, Harrison, Hilton, Holloway, Hurley, Insko, Johnson, Kiser, Luebke, Starnes, and Weiss - 15.

Excused absence: Representative Bordsen.

Representative Crawford requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (101-15).

Senate Committee Substitute for **H.B. 38** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A PUBLIC ALERT TO BE ISSUED WHEN A PERSON WITH DEMENTIA OR OTHER COGNITIVE IMPAIRMENT IS REPORTED MISSING, TO INCLUDE CAREGIVERS AMONG THOSE WHO CAN REPORT AN INDIVIDUAL MISSING, AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE PROVISIONS CONCERNING THE NORTH CAROLINA CENTER FOR MISSING PERSONS.

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On motion of Representative Parmon, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (117-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute No. 2 for **H.B. 316** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND RULE 45 OF THE RULES OF CIVIL PROCEDURE: (1) TO ESTABLISH A TIME LIMIT FOR SERVING UPON EACH PARTY TO AN ACTION A COPY OF A SUBPOENA TO APPEAR OR TO PRODUCE RECORDS AND (2) TO AUTHORIZE A PARTY TO AN ACTION TO OBJECT TO A SUBPOENA.

On motion of Representative Daughtry, the House concurs in Senate Committee Substitute Bill No. 2, which changes the title, by electronic vote (117-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 634** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO RENUNCIATIONS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Ross, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (68-48), and the bill is ordered enrolled and presented to the Governor by Special Message.

Representative Owens moves, seconded by Representative Jeffus, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene July 31 at 1:00 p.m.

The motion carries.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute Bill No. 2 for **H.B. 628** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE A UNIFORM SLIDING FEE SCHEDULE FOR MH/DD/SA SERVICES AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, is returned for concurrence in Senate Committee Substitute Bill No. 2.

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Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on the Calendar of July 31.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules Senate Committee Substitute Bill No. 2 to be material, thus constituting its first reading.

S.B. 1517 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CONSPICUOUS DISCLOSURE OF ANY MAINTENANCE FEES CHARGED FOR GIFT CARDS AND TO PROHIBIT ISSUERS OF GIFT CARDS FROM CHARGING MAINTENANCE FEES FOR ONE YEAR AFTER THE DATE OF PURCHASE, is read the first time and referred to the Committee on Judiciary I.

The House stands adjourned.

ONE HUNDRED ELEVENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, July 31, 2007

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Omniscient God:

"You are the Creator of all things. There is nothing beyond Your knowledge, and nothing we do can be kept from You. Even the motivations of our hearts are fully known to You. As we prioritize our work, we pray for You to guide our hearts and minds. Keep us alert as we work overtime to meet the plentitude of demands upon our very limited time. Let our minds be sharp, our spirits high and keep our eyes fixed upon our goals. Have mercy upon us, we humbly pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

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Leaves of absence are granted Representatives Bordsen and Underhill for today. Representatives Hall, Moore, and Wainwright are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 320, AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO DEVELOP AND ADMINISTER A STATEWIDE UNIFORM CERTIFICATION PROGRAM FOR HISTORICALLY UNDERUTILIZED BUSINESSES DOING BUSINESS WITH STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS, AND POLITICAL SUBDIVISIONS OF THE STATE.

S.B. 490, AN ACT TO CLARIFY THAT INDUSTRIAL MACHINERY IS NOT SUBJECT TO REGULATION UNDER THE BUILDING CODE.

S.B. 728, AN ACT TO ENCOURAGE MEDIATION IN DISTRICT CRIMINAL COURTS AND TO ESTABLISH A PROGRAM WITHIN THE DISPUTE RESOLUTION COMMISSION FOR THE CERTIFICATION OF MEDIATORS WORKING IN THE DISTRICT CRIMINAL COURTS.

S.B. 806, AN ACT TO LENGTHEN THE TIME GOODS PURCHASED BY PAWNBROKERS MUST BE HELD BEFORE RESALE.

S.B. 1096, AN ACT TO EXEMPT CERTAIN INMATE WORK ASSIGNMENTS FROM THE STATE SURPLUS LAWS, TO REMOVE ANTIQUATED LANGUAGE REGARDING THE USE OF FEMALE INMATES IN PRISON LABOR PROJECTS, AND TO CLARIFY THE LAW REGARDING THE GIFT OR SALE OF CRAFT ITEMS MADE WITH DONATED SUPPLIES AND EQUIPMENT BY VOLUNTEERS WHO ARE INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION.

S.B. 1115, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM FOR LATERAL ENTRY TEACHERS.

S.B. 1147, AN ACT TO REQUIRE A COPY OF THE REGISTRATION CARD ISSUED FOR A DEALER REGISTRATION PLATE BE IN THE VEHICLE, TO MODIFY RETENTION AND INSPECTION PROCEDURES FOR DEALER RECORDS, TO CLARIFY WHEN A VEHICLE MUST BE INSPECTED, AND TO CLARIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS.

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S.B. 1167, AN ACT DIRECTING THE DEPARTMENT OF ADMINISTRATION TO INFORM COUNTIES AND MUNICIPALITIES BEFORE ACQUIRING LAND WITHIN THEIR BOUNDARIES.

S.B. 1218, AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY CONVICTIONS.

S.B. 1240, AN ACT TO ENSURE THAT ALL BREAD SOLD AT A BAKERY THRIFT STORE IS TAXED AT THE SAME SALES TAX RATE.

S.B. 1245, AN ACT AMENDING THE LAWS RELATED TO RETAINAGE PAYMENTS ON PUBLIC CONSTRUCTION CONTRACTS.

S.B. 1277, AN ACT TO PROVIDE THAT ALL VEHICLES TRANSFERRED TO OR PURCHASED BY THE STATE THAT ARE DESIGNED TO OPERATE ON DIESEL FUEL SHALL BE COVERED BY AN EXPRESS MANUFACTURER'S WARRANTY THAT ALLOWS THE USE OF B-20 FUEL.

S.B. 1303, AN ACT TO ESTABLISH A MOUNTAIN HERITAGE TROUT WATERS THREE-DAY FISHING LICENSE AND TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO ESTABLISH AND IMPLEMENT A MOUNTAIN HERITAGE TROUT WATERS PROGRAM.

S.B. 1351, AN ACT TO CLARIFY MOTOR VEHICLE FRANCHISE LAWS AS THEY RELATE TO AUTOMOBILE DEALER WARRANTY OBLIGATIONS, CIVIL ACTIONS FOR VIOLATIONS, COERCION, AND INSTALLMENT SALES; AND TO REQUIRE THAT FAIR COMPENSATION BE PAID TO FRANCHISED MOTOR VEHICLE DEALERS TERMINATED AS A RESULT OF INDUSTRY REORGANIZATION.

S.B. 1383, AN ACT TO ALLOW ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY, THAT HAS PURCHASED OR LEASED LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS FOR THE PURPOSE OF CYCLING; PROVIDED, HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD CAUSE SUBSTANTIAL HARM TO THE LAND OR THE ENVIRONMENT, AND TO ALLOW THE PUBLIC TO USE THE LAND FOR THE PURPOSE OF HIKING OR WALKING.

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H.B. 38, AN ACT TO PROVIDE FOR A PUBLIC ALERT TO BE ISSUED WHEN A PERSON WITH DEMENTIA OR OTHER COGNITIVE IMPAIRMENT IS REPORTED MISSING, TO INCLUDE CAREGIVERS AMONG THOSE WHO CAN REPORT AN INDIVIDUAL MISSING, TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE PROVISIONS CONCERNING THE NORTH CAROLINA CENTER FOR MISSING PERSONS, AND TO EXEMPT EMS WORKERS LOCATING MISSING PERSONS FROM THE PRIVATE PROTECTIVE SERVICES ACT.

H.B. 177, AN ACT AUTHORIZING COMMUNITY COLLEGE BOARDS TO SECURE LOANS UNDER THE ENERGY IMPROVEMENT LOAN PROGRAM.

H.B. 316, AN ACT TO AMEND RULE 45 OF THE RULES OF CIVIL PROCEDURE TO ESTABLISH AN OBLIGATION TO PROVIDE NOTICE TO ALL PARTIES TO AN ACTION OF RECEIPT OF MATERIAL PRODUCED IN COMPLIANCE WITH A SUBPOENA, AND TO PROVIDE A REASONABLE OPPORTUNITY TO INSPECT SUCH MATERIAL.

H.B. 634, AN ACT TO CLARIFY THE RIGHT TO MAKE ADVANCE DIRECTIVES AND TO DESIGNATE HEALTH CARE AGENTS; AND TO IMPROVE AND SIMPLIFY THE MEANS OF MAKING THESE DIRECTIVES AND DESIGNATIONS.

H.B. 1259, AN ACT TO REMOVE THE SUNSET ON THE PASSTHROUGH ENTITY ALLOCATION PROVISIONS OF THE HISTORIC REHABILITATION TAX CREDIT.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 562, AN ACT TO AUTHORIZE THE TOWN OF MORRISVILLE TO ANNEX CERTAIN PROPERTIES CURRENTLY TOTALLY SURROUNDED BY THE CORPORATE LIMITS.

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 2067, A JOINT RESOLUTION ACKNOWLEDGING THE CONTRIBUTIONS OF THE SCOTS AND SCOTS-IRISH TO NORTH CAROLINA. (RESOLUTION 2007-63)

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H.J.R. 2069, A JOINT RESOLUTION HONORING THE FOUNDERS OF MARS HILL COLLEGE DURING THE COLLEGE'S ONE HUNDRED FIFTIETH ANNIVERSARY. (RESOLUTION 2007-64)

S.J.R. 1569, A JOINT RESOLUTION HONORING THE ACCOMPLISHMENTS OF JOE THOMPSON AND THE LATE ODELL THOMPSON, LEGENDARY NORTH CAROLINA MUSICIANS. (RESOLUTION 2007-65)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 18, AN ACT TO AUTHORIZE MCDOWELL COUNTY TO LEVY AN ADDITIONAL TWO PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES. (S.L. 2007-315)

S.B. 19, AN ACT TO MAKE A TECHNICAL CORRECTION TO THE DESCRIPTION OF THE BOUNDARY BETWEEN THE NASH-ROCKY MOUNT SCHOOL ADMINISTRATIVE UNIT AND THE EDGEcombe COUNTY PUBLIC SCHOOL SYSTEM. (S.L. 2007-316)

S.B. 154, AN ACT TO AUTHORIZE THE TOWN OF DALLAS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX. (S.L. 2007-317)

S.B. 282, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES. (S.L. 2007-318)

H.B. 398, AN ACT PROVIDING THE TOWN OF SPRING LAKE AND THE CITY OF WINSTON-SALEM WITH ADDITIONAL OPTIONS FOR SERVICE OF NOTICE OF VIOLATION OF THE CITY'S GARBAGE AND TRASH ORDINANCE AND THE CITY'S OVERGROWN VEGETATION ORDINANCE. (S.L. 2007-319)

H.B. 1017, AN ACT TO MAKE IT UNLAWFUL TO TAKE MENHADEN OR ATLANTIC THREAD HERRING WITH A PURSE SEINE NET WITHIN THREE NAUTICAL MILES OF THE SHORELINE OF BRUNSWICK COUNTY FROM MAY 1 THROUGH OCTOBER 31 OF EACH YEAR. (S.L. 2007-320)

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H.B. 1213, AN ACT GRANTING AUTHORITY TO THE TOWN OF CARY TO REQUIRE DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS. (S.L. 2007-321)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Blue, Chair, for the Committee on Judiciary II:

H.B. 1395 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE UTILITIES COMMISSION TO REASSIGN TERRITORIES OF CERTAIN ELECTRIC SUPPLIERS TO MUNICIPAL ELECTRIC SUPPLIERS IN THE ABSENCE OF APPROVED TERRITORIAL AGREEMENTS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Finance.

Committee Substitute Bill No. 2 is re-referred to the Committee on Finance. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 132 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE SCOPE OF CERTAIN PORNOGRAPHY LAWS BY AMENDING THE DEFINITION OF SEXUAL ACTIVITY; TO INCREASE THE PENALTY FOR FIRST, SECOND, AND THIRD DEGREE SEXUAL EXPLOITATION OF A MINOR; TO PROVIDE THAT A PROCESSOR OF PHOTOGRAPHIC IMAGES OR A COMPUTER TECHNICIAN WHO, IN THE COURSE OF WORK, ENCOUNTERS AN IMAGE OF A MINOR ENGAGING IN SEXUAL ACTIVITY MUST REPORT THE NAME OF THE CUSTOMER REQUESTING THE WORK TO THE APPROPRIATE AUTHORITIES; TO PROVIDE THAT IT SHALL BE UNLAWFUL FOR THE OWNER OR OPERATOR OF A COMMERCIAL SOCIAL NETWORKING WEB SITE TO ALLOW A MINOR USING A PROTECTED COMPUTER TO CREATE OR MAINTAIN A PERSONAL WEB PAGE ON A COMMERCIAL SOCIAL NETWORKING WEB SITE WITHOUT THE PERMISSION OF THE MINOR'S PARENT OR GUARDIAN AND WITHOUT PROVIDING SUCH PARENT OR GUARDIAN ACCESS TO SUCH PERSONAL WEB PAGE, TO REQUIRE THE OWNER OR OPERATOR TO ADOPT AND IMPLEMENT PROCEDURES TO CONFIRM THE IDENTITY AND AGE OF A PARENT OR GUARDIAN GRANTING PERMISSION, AND TO PROVIDE FOR

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PENALTIES; TO MAKE IT A FELONY FOR A REGISTERED SEX OFFENDER TO ACCESS A COMMERCIAL SOCIAL NETWORKING WEB SITE; TO INCREASE THE PENALTY FOR CERTAIN OFFENSES OF SOLICITATION OF A CHILD BY COMPUTER TO COMMIT AN UNLAWFUL SEX ACT; AND TO MAKE IT A FELONY TO LIE TO A SWORN SBI AGENT CONDUCTING AN OFFICIAL INVESTIGATION, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 685 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A MORATORIUM ON THE COLLECTION OF PROPERTY TAXES FROM CERTAIN QUALIFYING DAY CARE CENTERS, with a favorable report.

Pursuant to Rule 36(b) and with leave of the House, the bill is placed on today's Calendar.

H.B. 1889 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR QUALIFYING WILDLIFE CONSERVATION LAND AND TO CLARIFY THE PRESENT-USE VALUATION OF PROPERTY SUBJECT TO A CONSERVATION EASEMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of August 1. The original bill is placed on the Unfavorable Calendar.

S.B. 509 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

S.B. 604 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP THE AD VALOREM TAX RATE OF THE TOWN OF WENTWORTH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

S.B. 609 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CHATHAM COUNTY TO USE RECREATION FUNDS RECEIVED FROM SUBDIVISION DEVELOPERS TO CONSTRUCT AND ACQUIRE RECREATIONAL FACILITIES IN CHATHAM COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

S.B. 684 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FUNDING FOR THE STATEWIDE SPAY AND NEUTER PROGRAM FROM THE SALE OF RABIES VACCINATION TAGS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 854 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS AFFECTING ARMED SECURITY GUARDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

S.B. 1068 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE E-NC AUTHORITY, TO INCREASE THE DISTRIBUTION TO LOCAL GOVERNMENTS OF THE SALES TAX ON TELECOMMUNICATIONS AND VIDEO PROGRAMMING SERVICES AND TO EARMARK A PORTION OF THE STATE'S SHARE OF THE SALES TAX ON THESE SERVICES FOR GRANTS FOR BROADBAND CONNECTIVITY, PEG CHANNELS, AND COMMUNITY MEDIA CENTERS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2.

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Pursuant to Rule 32(a), the House committee substitute bill is re-referred to the Committee on Appropriations. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

S.B. 8 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE "SAFE ZONES" NEAR CHILD CARE CENTERS AND SCHOOL GROUNDS REGARDING ILLEGAL DRUG SALES FROM THREE HUNDRED FEET TO ONE THOUSAND FEET, AND TO EXPAND THE "SAFE ZONE" FOR PUBLIC PARKS TO INCLUDE ALL PUBLIC PARKS, NOT JUST THOSE WITH PLAYGROUNDS, AND TO INCREASE THE DISTANCE OF THOSE SAFE ZONES TO ONE THOUSAND FEET, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

S.B. 1270 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

CONFERENCE REPORT

Representative Yongue sends forth the Conference Report on Senate Committee Substitute for **H.B. 956** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS. Without objection, the Conference Report is placed on today's Calendar.

CALENDAR

Action is taken on the following:

S.B. 301 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDS OF A CIVIL REVOCATION OF DRIVERS LICENSES SHALL BE EXPUNGED FROM AN INDIVIDUAL'S DRIVING RECORD IF THE UNDERLYING CRIMINAL CHARGE IS EXPUNGED PURSUANT TO ARTICLE 5 OF CHAPTER 15A OF THE GENERAL STATUTES, passes its second reading, by electronic vote (99-15), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 831 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT STREAMLINING LOCAL GOVERNMENT REGULATION OF WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES AND THE COLLOCATION OF WIRELESS FACILITIES.

Pursuant to Rule 24.1A, Representative Gibson requests that he be excused from voting on this bill. This request is granted.

Representative Saunders offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading by electronic vote (115-0).

Representative Luebke objects to the third reading. The bill remains on the Calendar.

S.B. 844 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO PROVIDE THAT: (1) AN APPLICATION FOR A CONSTRUCTION PERMIT FOR A PRIVATE DRINKING WATER WELL THAT IS TO BE LOCATED ON A SITE ON WHICH A WASTEWATER SYSTEM IS LOCATED MAY BE ACCOMPANIED BY A SITE PLAN RATHER THAN A PLAT; (2) PROOF OF COMPLETION OF ANY REQUIRED PROFESSIONAL DEVELOPMENT IS REQUIRED FOR RENEWAL OF A WELL CONTRACTOR CERTIFICATE; (3) THE TRANSPLANT OF SEED CLAMS AND SEED OYSTERS OF A CERTAIN SIZE THAT ORIGINATE FROM AN AQUACULTURE OPERATION PERMITTED BY THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES IS LAWFUL; (4) MEMBERS OF THE ADVISORY COMMISSION FOR THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES SHALL SERVE FOUR-YEAR STAGGERED TERMS; (5) TO EXTEND THE EXEMPTION FOR CERTAIN WELL CONTRACTORS FROM CONTINUING EDUCATION REQUIREMENTS FOR TWO YEARS; (6) DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION; (7) TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT AND NATURAL RESOURCES; AND (8) TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL REPORTING REQUIREMENTS, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

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Representative Holmes requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (115-0).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 925 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR.

On motion of Representative Glazier, the bill is temporarily displaced.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Ross and without objection, **S.B. 1046** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RIGHT TO WITHDRAW AND WITHHOLD LIFE-PROLONGING MEASURES ON A LIVING WILL; TO PROVIDE THAT A LIVING WILL OR HEALTH CARE POWER OF ATTORNEY MAY PROVIDE THAT THE HEALTH CARE POWER OF ATTORNEY SUPERSEDES A LIVING WILL; TO SPECIFY THAT THE LAW DOES NOT ALLOW ANY ACTION OR OMISSION TO END LIFE; TO SPECIFY THE NOTARY REQUIREMENTS; TO CHANGE THE TERMINOLOGY FROM LIFE-SUSTAINING PROCEDURES TO LIFE-PROLONGING MEASURES; TO CLARIFY THAT A HEALTH CARE AGENT'S AUTHORITY ON DISPOSITION OF THE PRINCIPAL'S REMAINS IS LIMITED TO INCURRING REASONABLE COSTS; TO CREATE A PROCEDURE ALLOWING A GUARDIAN OF THE PRINCIPAL TO ASK A COURT TO SUSPEND A HEALTH CARE AGENT'S AUTHORITY; TO PROVIDE HOW LONG A HEALTH CARE PROVIDER MAY RELY ON A HEALTH CARE POWER OF ATTORNEY; TO CLARIFY A HEALTH CARE PROVIDER'S RELIANCE ON VARIOUS HEALTH CARE POWERS OF ATTORNEY; TO CREATE A NEW STATUTORY HEALTH CARE POWER OF ATTORNEY FORM; TO CLARIFY THE VALIDITY OF A HEALTH CARE POWER OF ATTORNEY FORM FROM ANOTHER STATE; TO ALLOW A GUARDIAN OR LEGAL GUARDIAN TO ASK THE CLERK TO SUSPEND A HEALTH CARE AGENT; TO PROHIBIT A GUARDIAN FROM REVOKING A LIVING WILL; TO CLARIFY WHEN A HEALTH CARE AGENT MAY MAKE DECISIONS FOR A WARD FOR WHOM A LEGAL GUARDIAN OR GUARDIAN HAS BEEN APPOINTED; TO RECOGNIZE MILITARY

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ADVANCE DIRECTIVES; TO DEFINE DECLARATION, REPEAL THE DEFINITION OF EXTRAORDINARY MEANS, DEFINE LIFE-PROLONGING MEASURES, AND REPEAL PERSISTENT VEGETATIVE STATE; TO SPECIFY WHEN AN ATTENDING PHYSICIAN MAY WITHHOLD LIFE-PROLONGING MEASURES IF THERE IS A LIVING WILL; TO CREATE A NEW STATUTORY FORM FOR LIVING WILLS; TO CLARIFY HOW TO REVOKE A DECLARATION; TO CLARIFY THE SCOPE OF IMMUNITY OF A HEALTH CARE PROVIDER WHO FOLLOWS A REVOKED DECLARATION; TO ALLOW PROTECTIONS OF DECLARATIONS EXECUTED IN OTHER STATES OR DECLARATIONS THAT DO NOT FOLLOW THE STATUTORY FORM; TO ALLOW A PHYSICIAN TO DECLINE TO HONOR A DECLARATION IN CERTAIN INSTANCES; TO SPECIFY WHEN LIFE-PROLONGING MEASURES MAY BE WITHHELD WHERE THERE IS NO DECLARATION; TO LIST WHO MAY CONSENT TO TREATMENT IF THE PATIENT CANNOT MAKE DECISIONS; TO CREATE THE MEDICAL ORDER FOR SCOPE OF TREATMENT (MOST) FORM AND SPECIFY REQUIRED INFORMATION ON THE FORM; TO PROVIDE THAT REMOVAL OF A DOCUMENT FROM THE ADVANCE DIRECTIVE REGISTRY DATABASE DOES NOT AFFECT ITS VALIDITY; TO PROVIDE THAT A HEALTH CARE POWER OF ATTORNEY CAN SUPERSEDE A PERSONAL REPRESENTATIVE'S AUTHORITY ON THE DISPOSITION OF THE PRINCIPAL'S BODY; TO DIRECT A STUDY ON WHETHER A PERSON MAY REQUIRE THAT MEDICAL CARE BE PROVIDED; AND TO DIRECT A STUDY ON END-OF-LIFE MEDICAL CARE, is withdrawn from today's Calendar and re-referred to the Committee on Judiciary I.

CALENDAR (continued)

H.B. 767 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL LAW ENFORCEMENT OFFICERS AND ALL FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES PERSONNEL THROUGHOUT THE STATE TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES; TO ALLOW CERTAIN MUNICIPAL AND COUNTY EMPLOYEES CURRENTLY AUTHORIZED TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES TO CONTINUE; TO REPEAL LOCAL ACTS ON THE SUBJECT; AND TO MANDATE THAT ATV SAFETY COURSES BE APPROVED BY THE COMMISSIONER OF INSURANCE.

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Representative Sutton moves that the House reconsider the vote by which the House failed to concur in the Senate committee substitute bill.

The motion carries by electronic vote (112-1).

On motion of Representative Sutton, the House concurs in the Senate committee substitute bill, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 802 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THE DEPARTMENT OF TRANSPORTATION CONTRACTING AUTHORITY TO PROVIDE FOR TRANSPORTATION INFRASTRUCTURE AND LITTER REMOVAL FROM STATE RIGHTS-OF-WAY.

On motion of Representative Dickson, the House concurs in the Senate amendment, which changes the title, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1231** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO WAIVE THE REQUIREMENT TO OBTAIN A CONCEALED HANDGUN PERMIT TO CARRY A CONCEALED HANDGUN FOR CERTAIN PERSONS AUTHORIZED BY FEDERAL LAW TO CARRY CONCEALED HANDGUNS AND FOR CERTAIN FEDERAL AND STATE RETIRED LAW ENFORCEMENT OFFICERS.

On motion of Representative Gibson and without objection, the bill is temporarily displaced.

VOTE RECONSIDERED

Having voted with the prevailing side, Representative Gibson moves that the vote by which the House failed to concur in Senate Amendment No. 1 to **H.B. 649**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO LANDSCAPE CONTRACTORS, be reconsidered.

The motion carries by electronic vote (109-6).

On motion of Representative Gibson, the House concurs in the material Senate amendment, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Boylan, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 98.

Voting in the negative: Representatives Blust, Brown, Cleveland, Daughtridge, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Ray, Setzer, West, and Wiley - 16.

Excused absences: Representatives Bordsen and Underhill - 2.

CALENDAR (continued)

H.B. 1659 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CRIMINAL HISTORY RECORD CHECKS OF EMPLOYEES OF AND APPLICANTS FOR EMPLOYMENT WITH THE DEPARTMENT OF PUBLIC INSTRUCTION.

On motion of Representative Fisher, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

S.B. 546 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF MOUNT PLEASANT, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Daughtridge, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson,

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Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 106.

Voting in the negative: Representatives Blust, Boylan, Brown, Cleveland, Hilton, and Starnes - 6.

Excused absences: Representatives Bordsen and Underhill - 2.

Representatives Cole and Current request and are granted permission to be recorded as voting "aye". Representative Folwell requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (107-7).

S.B. 629 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO SULLIVAN ACT III, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: Representative McElraft.

Excused absences: Representatives Bordsen and Underhill - 2.

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Representative Haire requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-1).

H.B. 734, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL MUNICIPALITIES TO PARTICIPATE IN URBAN AREA REVITALIZATION PROJECTS UNDER THE MUNICIPAL SERVICE DISTRICT ACT OF 1973, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Underhill - 2.

S.B. 3 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, AND (6) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY.

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Representative Farmer-Butterfield offers Amendment No. 1.

Pursuant to Rule 24.1A, Representative Neumann requests that he be excused from voting on this amendment because he represents a company that turns hog waste into electricity. This request is granted.

Amendment No. 1 fails of adoption by electronic vote (34-81).

Representative J. Harrell requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (35-80).

Representative Thomas offers Amendment No. 2 which fails of adoption by electronic vote (39-75).

Representative Carney requests and is granted permission to change her vote from "aye" to "no". Representative Moore requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (39-75).

The bill passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Steen, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 107.

Voting in the negative: Representatives Avila, Bryant, Cleveland, Farmer-Butterfield, Fisher, Holloway, Luebke, Starnes, and Thomas - 9.

Excused absences: Representatives Bordsen and Underhill - 2.

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S.B. 540 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, MOTOR FUELS TAX LAWS, AND RELATED STATUTES.

Representative Dollar offers Amendment No. 1.

On motion of Representative Luebke and without objection, the bill with pending amendment is temporarily displaced.

S.B. 580 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCAL GOVERNMENT POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO ESTABLISH THE LOCAL GOVERNMENT LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, AND TO ALLOW LOCAL GOVERNMENTS TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS.

Representative Saunders offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate,

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Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 114.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Underhill - 2.

H.B. 30 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CREATING THE LEGISLATIVE SPECIAL COMMISSION ON CHARTER SCHOOLS, passes its second reading, by electronic vote (112-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 274 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA STREET GANG PREVENTION ACT.

Representative Michaux offers Amendment No. 1 which is adopted by electronic vote (97-15).

The bill, as amended, passes its second reading, by electronic vote (109-4), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 517 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR LEAVING THE SCENE OF AN ACCIDENT WHERE A VICTIM HAS SUFFERED SERIOUS BODILY INJURY, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 887 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND EXPAND THE CRIMINAL OFFENSE OF STALKING AND TO INCREASE THE PENALTY FOR STALKING, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 933 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN CRIMINAL OFFENSES OF RAPE OR FIRST-DEGREE SEXUAL OFFENSE COMMITTED AGAINST A CHILD ARE PUNISHABLE BY EITHER LIFE IMPRISONMENT WITHOUT PAROLE OR A MANDATORY ACTIVE SENTENCE OF TWENTY-FIVE YEARS AND LIFETIME SATELLITE-BASED MONITORING, TO INCREASE THE CRIMINAL PENALTIES FOR SEXUAL EXPLOITATION OF A MINOR AND PROMOTING PROSTITUTION OF A MINOR, TO AMEND THE SEX OFFENDER REGISTRATION REQUIREMENTS TO BE MORE STRINGENT, TO REQUIRE COMMUNITY NOTIFICATION REGARDING THE PRESENCE OF A SEXUALLY VIOLENT PREDATOR OR REPEAT SEX OFFENDER, TO AMEND THE LAW REGARDING BAIL FOR VIOLATIONS OF PROBATION AND POST-RELEASE SUPERVISION, TO CREATE A NEW CRIMINAL OFFENSE THAT MAKES IT UNLAWFUL FOR A SEX OFFENDER TO BE ON CERTAIN PREMISES, AND TO REQUIRE SEX OFFENDER REGISTRIES CHECKS OF CONTRACTUAL PERSONNEL BEFORE ALLOWING THEM TO HAVE DIRECT INTERACTION WITH STUDENTS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1593 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO CHANGE ITS PLAN YEAR FROM A FISCAL YEAR TO A CALENDAR YEAR, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1654 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO USE AVAILABLE FUNDS FOR THE 2007-2008 AND 2008-2009 FISCAL YEARS TO FUND ONE FULL-TIME POSITION FOR THE DIVISION AND TO ASSIST THE COMMISSION FOR MENTAL HEALTH,

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DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES IN CARRYING OUT ITS DUTIES, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1828 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE MATCHING FUNDS PROVISION OF THE JUDICIAL PUBLIC CAMPAIGN ACT; AND TO APPROPRIATE FUNDS FOR IMPLEMENTATION, passes its second reading, by electronic vote (60-52), and there being no objection is read a third time.

Representatives Cleveland and Moore request and are granted permission to be recorded as voting "no". The adjusted vote total is (60-54).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Senate Committee Substitute for **H.B. 1231** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO WAIVE THE REQUIREMENT TO OBTAIN A CONCEALED HANDGUN PERMIT TO CARRY A CONCEALED HANDGUN FOR CERTAIN PERSONS AUTHORIZED BY FEDERAL LAW TO CARRY CONCEALED HANDGUNS AND FOR CERTAIN FEDERAL AND STATE RETIRED LAW ENFORCEMENT OFFICERS, which was temporarily displaced, is before the Body.

On motion of Representative Gibson, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (109-4), and the bill is ordered enrolled and presented to the Governor by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Glazier and without objection, **S.B. 543** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS FROM UNLAWFUL SALE OF ADMISSION TICKETS IN EXCESS OF THE PRINTED PRICE AND TO PROHIBIT THE ACQUISITION OF MORE THAN THE ALLOWABLE MAXIMUM NUMBER OF TICKETS FOR RESALE, is withdrawn from the Calendar and placed on the Calendar of August 1.

CALENDAR (continued)

S.B. 540 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, MOTOR FUELS TAX

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LAWS, AND RELATED STATUTES, which was temporarily displaced, with Amendment No. 1 pending, is before the Body.

Amendment No. 1 is adopted by electronic vote (112-1).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Womble, Wray, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Underhill - 2.

Representative Williams requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-0).

S.B. 925 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR, which was temporarily displaced, is before the Body.

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (110-2).

The bill, as amended, passes its second reading by electronic vote (69-45).

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Representative Stam objects to the third reading. The bill is ordered engrossed and remains on the Calendar.

S.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CLAYTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE AND TO ALLOW THE TOWN OF CLAYTON TO ANNEX BY VOLUNTARY PETITION AREAS THAT ARE MORE THAN THREE MILES FROM THE TOWN'S PRIMARY CORPORATE LIMITS IF THE AREAS ARE CONTIGUOUS TO THE TOWN'S SATELLITE CORPORATE LIMITS, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stillier, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 106.

Voting in the negative: Representatives Blust, Boylan, Brown, Cleveland, Folwell, and Hilton - 6.

Excused absences: Representatives Bordsen, Moore, and Underhill - 3.

S.B. 1241 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary,

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Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Moore, and Underhill - 3.

S.B. 1036 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP THE BLUE RIDGE PARKWAY PLATE FOR MOTORCYCLES AND TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE BACK COUNTRY HORSEMEN OF NORTH CAROLINA AND FOR THE MAGGIE VALLEY TROUT FESTIVAL, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Dickson, Dockham, Dollar, Earle, England, Faison, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McLawhorn, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 103.

Voting in the negative: Representatives Blackwood, Blue, Blust, Kiser, Luebke, McGee, Michaux, Stam, and Sutton - 9.

Excused absences: Representatives Bordsen, Moore, and Underhill - 3.

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Representative Ray states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (104-9).

S.B. 371, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COMMERCIAL USE OF LIKENESSES OF ANY SEAL OR COAT OF ARMS OF THE SENATE, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

CONFERENCE REPORTS

Representative Yongue moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 956

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 956, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS, Senate Education/Higher Education Committee Substitute Adopted 6/27/07 Fifth Edition Engrossed 7/3/07, submit the following report:

The House and Senate agree to the following amendments to the Senate Education/Higher Education Committee Substitute Adopted 6/27/07, Fifth Edition Engrossed 7/3/07, and the House concurs in the Senate Committee Substitute as amended:

Delete the entire Senate Committee Substitute and substitute the attached proposed Conference Committee Substitute H956-PCCS70610-LL-1.

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

Date conferees approved report: July 31, 2007.

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*Conferees for the
Senate*

S/ Vernon Malone, Chair
S/ A. B. Swindell
S/ Jerry W. Tillman

*Conferees for the
House of Representatives*

S/ Douglas Y. Yongue, Chair
S/ Joe P. Tolson
S/ Louis M. Pate, Jr.
S/ Becky Carney

The Conference Report, which changes the title, is adopted, by electronic vote (115-0), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 326)

Representative Howard moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 1294

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1294, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES, Senate Health Care Committee Substitute Adopted 7/11/07, Fifth Edition Engrossed 7/18/07, submit the following report:

The House concurs in the Senate Health Care Committee Substitute Adopted 7/11/07, Fifth Edition Engrossed 7/18/07, with an amendment as follows, and the Senate agrees to the same:

on page 3, line 36, add the following at the end:

"SECTION 4.1 Effective January 1, 2008, G.S. 130A-493(c), as enacted by S.L. 2007-193, reads as rewritten:

"(c) The individual in charge of the State government building or the individual's designee shall post signs in conspicuous areas of the building. The signs shall state that "smoking is prohibited" and may include the international "No Smoking" symbol, which consists of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it. In addition, in any State psychiatric hospital, the person who owns, manages, operates, or otherwise controls the hospital shall:

- (1) Direct any person who is smoking inside the facility to extinguish the lighted smoking product.
- (2) Provide written notice to individuals upon admittance that smoking is prohibited inside the facility and obtain the

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signature of the individual or the individual's representative acknowledging receipt of the notice."

Further moves to amend the bill on page 3, line 40, by adding the following at the end of the line:

"G.S. 130A-493(c)(2), as enacted by this act, applies to individuals admitted to the hospital on or after January 1, 2008."

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

Date conferees approved report: July 30, 2007.

*Conferees for the
Senate*

S/ William R. Purcell, Chair
S/ James Forrester, Chair

*Conferees for the
House of Representatives*

S/ Julia C. Howard, Chair
S/ Hugh Holliman
S/ Bob England, M.D.

The Conference Report is adopted, by electronic vote (111-3), and the Senate is so notified by Special Message.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 859**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE LAW THAT SETS THE PER POUND FACTOR USED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION TO CALCULATE NUTRIENT OFFSET PAYMENTS AND REQUIRES THAT THE NUTRIENT OFFSET PAYMENT FOR NITROGEN BE CALCULATED AS IT WAS PRIOR TO CERTAIN RULE AMENDMENTS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

On motion of Representative Gibson, the House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield,

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Fisher, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, J. Harrell, T. Harrell, Hill, Holliman, Holmes, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 101.

Voting in the negative: Representatives Alexander, Brown, Cole, Folwell, Frye, Hall, Harrison, Hilton, Holloway, Insko, Luebke, Setzer, and Weiss - 13.

Excused absences: Representatives Bordsen, Moore, and Underhill - 3.

Senate Committee Substitute No. 2 for **H.B. 628** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE A UNIFORM SLIDING FEE SCHEDULE FOR MH/DD/SA SERVICES AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

On motion of Representative Insko, the House concurs in the material Senate Committee Substitute Bill No. 2, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtrige, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: None.

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Excused absences: Representatives Bordsen, Moore, and Underhill - 3.

H.B. 671 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD.

On motion of Representative Martin, the House does not concur in the Senate committee substitute bill, by electronic vote (113-1), and conferees are requested.

Senate Committee Substitute for **H.B. 943** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE REGISTRAR TO ASSIST COUNTY JURY COMMISSIONS IN UPDATING THEIR LISTS OF PROSPECTIVE JURORS BY PROVIDING A LIST OF RESIDENTS OF EACH COUNTY WHO HAVE DIED RECENTLY; AND TO EXCLUDE FROM THE LISTS PROVIDED BY THE COMMISSIONER OF MOTOR VEHICLES TO COUNTY JURY COMMISSIONS THE NAMES OF PERSONS WHOSE DRIVERS LICENSES HAVE BEEN EXPIRED FOR AT LEAST EIGHT YEARS AND WHO HAVE BEEN INACTIVE VOTERS FOR AT LEAST FOUR YEARS.

On motion of Representative Lewis, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (110-3), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 947** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THAT A NOTICE OF SALE IN FORECLOSURE PROCEEDINGS BE SENT TO ANY TENANT RESIDING IN THE PROPERTY TO BE SOLD AND ALLOWING THE TENANT AFTER RECEIVING THE NOTICE TO TERMINATE THE RENTAL AGREEMENT UPON TEN DAYS' WRITTEN NOTICE TO THE LANDLORD.

On motion of Representative Blue, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

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H.B. 966 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM AUTHORIZING THE IMPLEMENTATION OF ALTERNATIVE TEACHER SALARY PLANS.

On motion of Representative Alexander, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1685 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CERTIFICATE OF NEED REQUIREMENTS TO ALLOW FOR AN EXPEDITED REVIEW PROCESS FOR AN ADULT CARE HOME OR A NURSING HOME TO RELOCATE WITHIN THE SAME COUNTY.

On motion of Representative Lewis, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 429** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWNS OF OCEAN ISLE BEACH, EMERALD ISLE, AND HOLDEN BEACH TO SET CANAL DREDGING FEES BASED ON A PROPERTY OWNER'S FRONTAGE ABUTTING A DREDGING PROJECT.

On motion of Representative Stiller, the House concurs in the material Senate committee substitute bill, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 107.

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Voting in the negative: Representatives Blackwood, Blust, Dollar, Folwell, Holloway, and Killian - 6.

Excused absences: Representatives Bordsen, Moore, and Underhill - 3.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **H.B. 671** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD: Representatives Martin, Killian, and Church.

The Senate is so notified by Special Message.

CONFERENCE REPORT

Representative Alexander sends forth the Conference Report on **S.B. 103** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT

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OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of August 1.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 726**, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS TO PROVIDE FOR THE CERTIFICATION OF LASER CLINICIANS AND LASER CLINICIAN INSTRUCTORS UPON MEETING CERTAIN REQUIREMENTS ESTABLISHED BY THE BOARD AND AUTHORIZING THE BOARD TO CHARGE FEES RELATED TO THOSE CERTIFICATIONS, is withdrawn from the Committee on Health and re-referred to the Committee on Finance.

On motion of the Speaker, the House recesses at 5:09 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

S.B. 581 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES AND CITIES TO PROVIDE BUILDING PERMIT FEE REDUCTIONS OR PARTIAL REBATES TO ENCOURAGE CONSTRUCTION OF BUILDINGS USING SUSTAINABLE DESIGN PRINCIPLES TO ACHIEVE ENERGY EFFICIENCY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

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SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 842**, A BILL TO BE ENTITLED AN ACT TO REPEAL A LEGISLATIVE ANNEXATION TO THE TOWN OF MOUNT PLEASANT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

H.B. 849 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MORRISVILLE TO REGULATE GOLF CARTS ON PUBLIC STREETS OR HIGHWAYS WITHIN THE TOWN OR ON PROPERTY OWNED OR LEASED BY THE TOWN, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Senate Committee Substitute for **H.B. 1027** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE YADKIN COUNTY TO LEVY A ROOM OCCUPANCY TAX, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

S.B. 915 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND ORGANIZATIONAL CHANGES TO THE LAW REGARDING THE LICENSURE AND INSPECTION OF FACILITIES FOR AGED AND DISABLED INDIVIDUALS, is read the first time and referred to the Committee on Finance.

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S.B. 1081 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EXPUNCTION OF CONVICTIONS FOR CERTAIN NONVIOLENT CRIMINAL OFFENSES UPON APPLICATION AND A FEE, TO ALLOW DISCLOSURE OF EXPUNGED INFORMATION TO LAW ENFORCEMENT AGENCIES AND OTHER SPECIFIED AGENCIES FOR EMPLOYMENT AND LICENSING PURPOSES AND TO REQUIRE THOSE AGENCIES TO MAINTAIN THE CONFIDENTIALITY OF THE EXPUNGED INFORMATION, AND TO MAKE CONFORMING CHANGES TO EXISTING EXPUNCTION STATUTES, is read the first time and referred to the Committee on Finance.

S.J.R. 1571, A JOINT RESOLUTION HONORING THE MEMORY OF ROBERT RUARK, NOTED NORTH CAROLINA HALL OF FAME AUTHOR AND JOURNALIST, is read the first time.

On motion of the Speaker and without objection, the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

On motion of Representative Wright and without objection, the text of the resolution and the remarks of Representative Dickson are spread upon the Journal.

A JOINT RESOLUTION HONORING THE MEMORY OF ROBERT RUARK, NOTED NORTH CAROLINA HALL OF FAME AUTHOR AND JOURNALIST.

Whereas, Robert Chester Ruark was born on December 29, 1915, and died on July 1, 1965, was a native of Wilmington, but spent much of his youth under the care of his grandparents in Southport, North Carolina, later turning his fondest childhood experiences into a successful literary account about coming-of-age lessons of integrity, compassion, and a love for the outdoors; and

Whereas, Robert Ruark entered The University of North Carolina at age 15, thereafter, graduating at age 19 with a Bachelor of Arts degree in Journalism before beginning a stellar literary career as a novelist, reporter, columnist, navy officer, and author; and

Whereas Robert Ruark made literary contributions to the genre of fiction with his widely popular historical romance, Grenadine Etching, in 1947; and

Whereas, Robert Ruark began his journalist career with a series of small town North Carolina newspapers, including the Sanford Herald, and later became employed in Washington, D.C., as a sports writer for the Daily

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News where he met and married a prominent interior designer, Virginia Webb; and

Whereas, Robert Ruark advanced rapidly as a talented journalist from war correspondent to columnist syndicated in hundreds of national and international newspapers with a readership in the millions; and

Whereas, Robert Ruark's stories were also featured in prominent national magazines, including Field and Stream, and Esquire, where his boyhood experiences of hunting and fishing with his grandfathers in Southport led to the publication of his most popular work, The Old Man and the Boy, that to this day remains a sportsman's classic and in continuous print; and

Whereas, Robert Ruark later became a recognized authority on the politics of Kenya and East African struggles for freedom with the release of the documentary Africa Adventure, which became the basis for the publication of his best selling novel, Something of Value, based on the Mau Mau uprisings against British colonialism, in 1955 that later was produced as a major Hollywood film, and followed in 1967 by the sequel Uhuru; and

Whereas, Robert Ruark authored seven other books, among them, Poor No More, Horn of the Hunter, The Honeybadger, and The Old Man's Boy Grows Older; and

Whereas, Robert Ruark was affectionately known as "The Poor Man's Hemingway" for his candid recollections of the things he truly knew from experience and is widely recognized as one of North Carolina's most accomplished authors; Now, therefore,

Be it resolved by the Senate, the House of Representatives concurring:

SECTION 1. The General Assembly honors the memory of Robert Ruark for his contributions to literature.

SECTION 2. The Secretary of State shall transmit a certified copy of this resolution to the Robert Ruark Society of Chapel Hill and the Robert Ruark Foundation of Southport, North Carolina.

SECTION 3. This resolution is effective upon ratification.

REMARKS BY REPRESENTATIVE DICKSON

"I was introduced to the works of Robert Ruark by my husband who loved his books about hunting and fishing in and around Southport. My husband loved these books both as a boy and as a man. They are the only books I am aware of that he actually required our sons to read, and, of course, they loved them as well.

"Ruark wrote about the North Carolina outdoors and later about Africa, particularly Kenya. His works about Africa have influenced later journalism about that part of our world.

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"I am delighted to bring forward this resolution honoring the memory of Robert Ruark. I commend it to you, and I commend his books to you as well, and to your children and your grandchildren."

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

H.B. 291, A BILL TO BE ENTITLED AN ACT PROVIDING FOR HOW THE STATE TREASURER SHALL ADDRESS CERTAIN STATE INVESTMENTS RELATING TO SUDAN.

On motion of Representative Coates, the House concurs in the Senate committee substitute bill, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 31, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 956** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS.

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

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CALENDAR (continued)

H.B. 535 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CRIMINAL BACKGROUND REVIEWS FOR CURRENT AND FUTURE EMS PERSONNEL.

On motion of Representative Wainwright, the House concurs in Senate committee substitute bill No. 2, by electronic vote (108-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Representatives Harrison and Spear request and are granted permission to be recorded as voting "aye". The adjusted vote total is (110-0).

Senate Committee Substitute for **H.B. 627** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE FIRST COMMITMENT PILOT PROGRAM, TO FURTHER CLARIFY LME CORE FUNCTIONS, AND TO ALLOW ADDITIONAL TIME FOR AN LME TO MERGE WHEN IT HAS GONE BELOW THE TWO HUNDRED THOUSAND POPULATION OR SIX COUNTY THRESHOLD DUE TO A CHANGE IN COUNTY MEMBERSHIP AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES; AND TO ALLOW AREA AUTHORITIES WITH EIGHT OR MORE COUNTIES TO HAVE UP TO THIRTY MEMBERS ON THE BOARD.

On motion of Representative Insko, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (110-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 851 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EDUCATIONAL REQUIREMENT FOR THE TEACHER ASSISTANT SCHOLARSHIP FUND.

On motion of Representative McAllister, the House concurs in the Senate committee substitute bill, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1060 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS OF THE STATE.

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On motion of Representative Faison, the House concurs in the Senate amendment, which changes the title, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1148**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION TO RELEASE THE IDENTIFICATION OF JUVENILES WHO ESCAPE THE CUSTODY OF THE DEPARTMENT.

On motion of Representative Justus, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1322 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING LOCAL FIRE CHIEFS, COUNTY FIRE MARSHALS, AND LOCAL EMERGENCY SERVICES DIRECTORS WITH THE AUTHORITY TO REQUEST CRIMINAL HISTORIES FROM THE DEPARTMENT OF JUSTICE FOR APPLICANTS TO FIRE DEPARTMENTS AND EMERGENCY MEDICAL SERVICES IN UNITS OF LOCAL GOVERNMENT.

On motion of Representative Clary, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1384**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATUTORY RULE AGAINST PERPETUITIES AND CODIFY THE LAW REGARDING THE POWER OF ALIENATION FOR TRUSTS CREATED IN NORTH CAROLINA.

On motion of Representative Tillis, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1374** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO OVERTURN THE SHEPARD CASE AND AMEND THE LIMITATION REGARDING ACTIONS TO RECOVER FOR USURY; TO OVERTURN THE SKINNER CASE AND AMEND THE LONG-ARM STATUTE TO ALLOW NORTH CAROLINA COURTS TO EXERCISE PERSONAL JURISDICTION OVER CERTAIN NONRESIDENT DEFENDANTS; TO REQUIRE THAT A NOTICE OF FORECLOSURE CONTAIN CERTAIN INFORMATION; AND TO MAKE OTHER AMENDMENTS TO THE LAW GOVERNING HOME LOANS.

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On motion of Representative Blue, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1328 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING A PERSON CONVICTED OF A SEX OFFENSE WHO IS PURSUING CHILD CUSTODY EX PARTE TO DISCLOSE THE CONVICTION IN THE PLEADINGS.

On motion of Representative Daughtridge, the House concurs in the Senate committee substitute bill, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Luebke removes his objection to the third reading of **S.B. 831** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT STREAMLINING LOCAL GOVERNMENT REGULATION OF WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES AND THE COLLOCATION OF WIRELESS FACILITIES, and the bill is before the Body.

The bill passes its third reading, by electronic vote (113-0), and is ordered sent to the Senate for concurrence in the House amendment by Special Message.

CALENDAR (continued)

H.B. 685 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A MORATORIUM ON THE COLLECTION OF PROPERTY TAXES FROM CERTAIN QUALIFYING DAY CARE CENTERS.

Representative Faison offers Amendment No. 1 which is adopted by electronic vote (111-0).

The bill, as amended, fails to pass its second reading by electronic vote (53-60).

CONFERENCE REPORT

Representative Martin sends forth the Conference Report on Senate Committee Substitute for **H.B. 1415**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED

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SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE AND TO AMEND THE LAW PROVIDING LONG-TERM DISABILITY BENEFITS FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Martin moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 1415

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1415, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE AND TO AMEND THE LAW PROVIDING LONG-TERM DISABILITY BENEFITS FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, Senate Pensions, Retirement & Aging Committee Substitute Adopted 6/28/07 Fourth Edition Engrossed 7/3/07, submit the following report:

The House concurs in the Senate committee substitute with an amendment as follows: on page 1, lines 21-25, delete "Notwithstanding the provisions of this section, a participant who would have qualified for a benefit under this section but for service in the uniformed services shall not be denied a benefit under this section because of that absence for military service if that service meets the requirements of the Uniformed Services Employment and Reemployment Rights Act of 1994, 38 U.S.C. § 4301, et seq." and substitute: "As to the requirement that a participant applying for short term disability benefits have at least one year of contributing membership service within the 36 calendar months immediately preceding the date of disability, a participant who would have qualified for a benefit under this section but for service in the uniformed services shall not be denied a benefit under this section because of that interruption for military service provided all other requirements of this section are met."

The Senate agrees to the same.

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

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Date conferees approved report: July 31, 2007.

*Conferees for the
Senate*

S/ Tony Rand, Chair
S/ William R. Purcell
S/ Peter S. Brunstetter

*Conferees for the
House of Representatives*

S/ Grier Martin, Chair
S/ Linda Coleman
S/ Deborah K. Ross
S/ Jim Harrell, III
S/ Jeff Barnhart
S/ Charles C. Thomas

The Conference Report is adopted, by electronic vote (115-0), and the Senate is so notified by Special Message.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 956, AN ACT TO MODIFY THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS.

Representative Owens moves, seconded by Representative Luebke, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene August 1 at 9:30 a.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 726, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS TO PROVIDE FOR THE CERTIFICATION OF LASER CLINICIANS AND LASER CLINICIAN INSTRUCTORS UPON MEETING CERTAIN REQUIREMENTS ESTABLISHED BY THE BOARD AND AUTHOR-

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IZING THE BOARD TO CHARGE FEES RELATED TO THOSE CERTIFICATIONS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of August 1. The original bill is placed on the Unfavorable Calendar.

H.B. 1395 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE UTILITIES COMMISSION TO CONSIDER DIFFERENCES BETWEEN ELECTRIC MEMBERSHIP CORPORATIONS AND CITIES NOT RESOLVED PURSUANT TO G.S. 160A-331.2(B), AS ENACTED BY S.L. 2005-150, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

H.B. 1980, A BILL TO BE ENTITLED AN ACT TO CONFORM TO FEDERAL TAX TREATMENT OF NONQUALIFIED PATRONAGE DIVIDENDS PAID BY A COOPERATIVE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

S.B. 646 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING; TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

S.B. 1130 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO MAKE CHANGES TO THE STATE BUDGET ACT AS IT APPLIES TO THE JUDICIAL BRANCH, TO ADD A NEW DUTY TO THE DIRECTOR'S

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POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO ESTABLISH A PILOT PROGRAM IN SEVERAL COUNTIES FOR ELECTRONIC COURT FILINGS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES; AND TO PROHIBIT MAGISTRATES FROM THE PRIVATE PRACTICE OF LAW, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of August 1. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 1152, A BILL TO BE ENTITLED AN ACT TO REQUIRE COUNTIES AND CITIES TO PAY INTEREST ON ILLEGALLY EXACTED TAXES, FEES, OR MONETARY CONTRIBUTIONS FOR DEVELOPMENT THAT ARE NOT SPECIFICALLY AUTHORIZED BY LAW, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. The original bill is placed on the Unfavorable Calendar.

S.B. 1272 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) PROVIDE A TAX CREDIT FOR PRODUCERS OF BIODIESEL THAT MEETS CERTAIN QUALITY STANDARDS; (2) EXEMPT BIODIESEL THAT IS PRODUCED BY AN INDIVIDUAL FOR PERSONAL USE IN A PRIVATE PASSENGER VEHICLE FROM THE MOTOR FUEL EXCISE TAX; AND (3) DESIGNATE THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES AS THE LEAD AGENCY IN MATTERS PERTAINING TO BIOFUEL, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of August 1. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 1485 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING EDUCATION REQUIREMENTS FOR REAL ESTATE APPRAISERS UNDER THE NORTH CAROLINA APPRAISERS ACT, ELIMINATING THE CATEGORY OF LICENSED RESIDENTIAL REAL ESTATE APPRAISER, AND AUTHORIZING THE NORTH

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CAROLINA APPRAISAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

S.B. 1513 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO PARTICIPATE IN FINANCING IMPROVEMENTS TO PUBLIC STREETS, HIGHWAYS, AND BRIDGES; AND TO ALLOW MUNICIPALITIES THAT RECEIVE AN ALLOCATION OF FUNDS FROM THE HIGHWAY FUND AND THE HIGHWAY TRUST FUND WITH MONIES FOR REPAIR, MAINTENANCE, CONSTRUCTION, RECONSTRUCTION, WIDENING, OR IMPROVING STREETS OF THE MUNICIPALITY AN OPTION TO ELECT TO CONTINUE TO RECEIVE ALLOCATIONS OR HAVE THE ALLOCATION REPROGRAMMED TO FUND ANY PROJECT ON THE DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION IMPROVEMENT LIST, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 1.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute for **H.B. 1110** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE STATE GOVERNMENT ETHICS ACT AND THE LEGISLATIVE ETHICS ACT BY CHANGING IMMEDIATE HOUSEHOLD TO IMMEDIATE FAMILY IN THE STATUTE DEALING WITH DISCLOSURE OF CONFIDENTIAL INFORMATION, DELETING AND RECODIFYING THE SECTION REQUIRING PRIVATE AND PUBLIC ENTERPRISES TO BE LISTED ON A STATEMENT OF ECONOMIC INTEREST FORM, REMOVING JUDICIAL OFFICERS FROM A GIFT BAN EXCEPTION AND MAKING A TECHNICAL CHANGE TO THE GIFT BAN EXCEPTION DEALING WITH EDUCATIONAL MEETINGS FOR PUBLIC SERVANTS, AND ADDING THE TERM "LEGISLATIVE EMPLOYEE" IN THE SECTION DEALING WITH EMPLOYMENT AND SUPERVISION OF MEMBERS OF A LEGISLATIVE EMPLOYEE'S EXTENDED FAMILY, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS, is returned for concurrence in the Senate committee substitute bill.

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Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute changes the title.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 31, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 1294** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES.

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 31, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 1492** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO: (1) CLARIFY THE CIRCUMSTANCES UNDER

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WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (2) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE; (3) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (4) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (5) REQUIRE THAT AN OWNER OR OPERATOR OF A SANITARY LANDFILL ESTABLISH FINANCIAL ASSURANCE SUFFICIENT TO COVER A MINIMUM OF THREE MILLION DOLLARS IN COSTS FOR POTENTIAL ASSESSMENT AND CORRECTIVE ACTION AT THE FACILITY, IN ADDITION TO OTHER FINANCIAL RESPONSIBILITY REQUIREMENTS; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) SPECIFY ADDITIONAL TECHNICAL REQUIREMENTS FOR SOLID WASTE MANAGEMENT FACILITIES; (10) REQUIRE THAT ALL APPLICANTS FOR PERMITS FOR SANITARY LANDFILLS CONDUCT AN ENVIRONMENTAL IMPACT STUDY; (11) REQUIRE THAT CERTAIN APPLICANTS FOR SOLID WASTE MANAGEMENT FACILITY PERMITS CONDUCT A TRAFFIC STUDY; (12) CLARIFY THE CIRCUMSTANCES UNDER WHICH A UNIT OF LOCAL GOVERNMENT MAY COLLECT A SOLID WASTE AVAILABILITY FEE; (13) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (14) ESTABLISH FEES APPLICABLE TO PERMITS FOR SOLID WASTE MANAGEMENT FACILITIES TO SUPPORT THE SOLID WASTE MANAGEMENT PROGRAM; (15) ESTABLISH A SOLID WASTE DISPOSAL TAX TO BE IMPOSED ON THE DISPOSAL OF MUNICIPAL SOLID WASTE IN LANDFILLS IN THE STATE AND ON THE TRANSFER OF MUNICIPAL SOLID WASTE FOR DISPOSAL OUTSIDE THE STATE IN ORDER TO PROVIDE FUNDS FOR THE ASSESSMENT AND REMEDIATION OF PRE-1983 LANDFILLS AND FOR OTHER PURPOSES; (16) ESTABLISH A COMPUTER EQUIPMENT

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MANAGEMENT PROGRAM; (17) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (18) DIRECT THE ENVIRONMENT REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT AND THE TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE; AND (19) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES, and requests conferees. The President *Pro Tempore* appoints:

Senator Albertson, Chair
Senator Bingham
Senator Soles
Senator Clodfelter
Senator Purcell
Senator Cowell
Senator Shaw
Senator Hagan

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representative Allen, Chair; Representatives Haire, Justice, Gibson, Harrison, Stiller, Starnes, Owens, and Bell as conferees on the part of the House and the Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 229 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD AN AGGRAVATING FACTOR IN CAPITAL MURDER CASES THAT THE DEFENDANT KNOWINGLY VIOLATED A DOMESTIC VIOLENCE PROTECTIVE ORDER AND THE VICTIM WAS A PERSON PROTECTED UNDER THE ORDER, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 613, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. The original bill is placed on the Unfavorable Calendar.

S.B. 1517 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CONSPICUOUS DISCLOSURE OF ANY MAINTENANCE FEES CHARGED FOR GIFT CARDS AND TO PROHIBIT ISSUERS OF GIFT CARDS FROM CHARGING MAINTENANCE FEES FOR ONE YEAR AFTER THE DATE OF PURCHASE, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

S.B. 864 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS, TO REPEAL THE SALES AND USE TAX EXEMPTION FOR NUTRITIONAL SUPPLEMENTS SOLD BY A CHIROPRACTOR, AND TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2.

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Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 1. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
July 31, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 1415** (Conference Report), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE AND TO AMEND THE LAW PROVIDING LONG-TERM DISABILITY BENEFITS FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM.

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 1415, AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE AND TO AMEND THE LAW PROVIDING LONG-TERM DISABILITY BENEFITS FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM.

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SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 818** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1111**, (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT BY ADDING LIAISON PERSONNEL TO THE DEFINITION OF GIFT; BY CLARIFYING THAT GIFTS FROM EXTENDED FAMILY MEMBERS DO NOT NEED TO BE REPORTED UNDER THE LOBBYING LAW; AND BY CLARIFYING THAT BENEFITS TO NONPROFITS WITH WHICH ASSOCIATED AS MEMBERS OF A GENERAL CLASS ARE NOT PROHIBITED AS A CONFLICT OF INTEREST, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1381** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO RAISE THE CEILING ON CERTAIN LICENSURE FEES, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

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Senate Committee Substitute for **H.B. 1460** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE ATTORNEY GENERAL TO REQUIRE CERTAIN CIGARETTE MANUFACTURERS TO MAKE QUARTERLY ESCROW DEPOSITS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1737** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES AND TO LIMIT CONTRIBUTIONS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 1.

Upon concurrence the Senate committee substitute bill changes the title.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
July 31, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 103** (Conference Report), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE ADDITIONAL FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR

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THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, and when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

CONFERENCE REPORT

Representative Allen sends forth the Conference Report on **S.B. 1492** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) TO REPEAL THE EXEMPTION FOR SANITARY LANDFILLS OPERATED BY LOCAL GOVERNMENTS FROM THE REQUIREMENTS FOR ENVIRONMENTAL IMPACT STATEMENTS UNDER THE NORTH CAROLINA ENVIRONMENTAL POLICY ACT OF 1971; (2) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (3) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE WITHOUT THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES; (4) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (5) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR

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INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (10) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (11) DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT, TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE, AND SITING AND TECHNICAL STANDARDS FOR SOLID WASTE MANAGEMENT FACILITIES; AND (12) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of August 1.

The Speaker rules the Conference Report to be material, thus constituting its first reading.

The House stands adjourned.

ONE HUNDRED TWELFTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, August 1, 2007

The House meets at 9:30 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Enduring God:

"You have listened to an enormous amount of petitions over many millennia. Though we are unable to comprehend the depth of Your mercy and patience with us, we are grateful that You have not left us to self-implode in our times of weariness and sheer exhaustion. Once again we come to You

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begging for Your endurance. When we grow tired, put the faces and names of constituents, causes and convictions before us so that we might remember that each vote counts and every decision affects someone in some way. This morning, we are bold to ask You to carry us a little bit further and just a tad longer. Hear us, we humbly pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of July 31 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bordsen and Underhill for today. Representatives Gibson, Glazier, Lewis, Lucas, Luebke, Martin, Rapp, Stam, and Weiss are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 371, AN ACT TO PROHIBIT COMMERCIAL USE OF LIKENESSES OF ANY SEAL OR COAT OF ARMS OF THE SENATE.

S.B. 1241, AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

H.B. 291, AN ACT PROVIDING FOR HOW THE STATE TREASURER SHALL ADDRESS CERTAIN STATE INVESTMENTS RELATING TO SUDAN.

H.B. 535, AN ACT TO AUTHORIZE CRIMINAL BACKGROUND REVIEWS FOR CURRENT AND FUTURE EMS PERSONNEL.

H.B. 627, AN ACT TO MAKE CHANGES TO AND STRENGTHEN THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES SYSTEM WITH RESPECT TO: THE FIRST COMMITMENT PILOT PROGRAM; LME FUNCTIONS, ADMINISTRATION, AND BOARD MEMBERSHIP; THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES RULE-MAKING AUTHORITY AND PROFESSIONAL STAFFING; THE QUALITY AND ACCESS OF MENTAL HEALTH SERVICES; AND REQUIREMENTS PERTAINING TO LME BUSINESS PLANS.

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H.B. 767, AN ACT TO ALLOW ALL LAW ENFORCEMENT OFFICERS AND ALL FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES PERSONNEL THROUGHOUT THE STATE TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES; TO ALLOW CERTAIN MUNICIPAL AND COUNTY EMPLOYEES CURRENTLY AUTHORIZED TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES TO CONTINUE; TO REPEAL LOCAL ACTS ON THE SUBJECT; AND TO MANDATE THAT ATV SAFETY COURSES BE APPROVED BY THE COMMISSIONER OF INSURANCE.

H.B. 802, AN ACT TO PROVIDE THE DEPARTMENT OF TRANSPORTATION CONTRACTING AUTHORITY TO PROVIDE FOR TRANSPORTATION INFRASTRUCTURE, LITTER REMOVAL FROM STATE RIGHTS-OF-WAY, AND TRAVEL INFORMATION AT STATE OWNED REST-AREAS.

H.B. 851, AN ACT TO CLARIFY THE EDUCATIONAL REQUIREMENT FOR THE TEACHER ASSISTANT SCHOLARSHIP FUND.

H.B. 859, AN ACT TO ESTABLISH TRANSITIONAL NUTRIENT OFFSET PAYMENTS AND TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT A PLAN TO TRANSITION THE NORTH CAROLINA ECOSYSTEM ENHANCEMENT PROGRAM NUTRIENT OFFSET PROGRAM FROM A FEE-BASED PROGRAM TO A PROGRAM BASED ON THE ACTUAL COSTS OF PROVIDING NUTRIENT CREDITS.

H.B. 943, AN ACT TO REQUIRE THE STATE REGISTRAR TO ASSIST COUNTY JURY COMMISSIONS IN UPDATING THEIR LISTS OF PROSPECTIVE JURORS BY PROVIDING A LIST OF RESIDENTS OF EACH COUNTY WHO HAVE DIED RECENTLY; TO REQUIRE THE STATE REGISTRAR TO PROVIDE THE COMMISSIONER OF MOTOR VEHICLES WITH A LIST OF RESIDENTS OF THE STATE WHO HAVE DIED RECENTLY; AND TO EXCLUDE FROM THE LISTS PROVIDED BY THE COMMISSIONER OF MOTOR VEHICLES TO COUNTY JURY COMMISSIONS THE NAMES OF PERSONS WHOSE DRIVERS LICENSES HAVE BEEN EXPIRED FOR AT LEAST EIGHT YEARS AND WHO HAVE BEEN INACTIVE VOTERS FOR AT LEAST EIGHT YEARS.

H.B. 947, AN ACT TO REQUIRE THAT A NOTICE OF SALE IN FORECLOSURE PROCEEDINGS BE SENT TO CERTAIN TENANTS

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RESIDING IN THE PROPERTY TO BE SOLD, TO ALLOW THOSE TENANTS AFTER RECEIVING THE NOTICE TO TERMINATE THE RENTAL AGREEMENT UPON TEN DAYS' WRITTEN NOTICE TO THE LANDLORD, TO REQUIRE THAT THOSE TENANTS BE GIVEN THIRTY DAYS' NOTICE OF AN APPLICATION FOR AN ORDER FOR POSSESSION, AND TO CLARIFY THAT THE PROCEEDS IN THE AUTOMATION ENHANCEMENT AND PRESERVATION FUND MAY BE USED FOR THE PRESERVATION AND STORAGE OF PUBLIC RECORDS.

H.B. 966, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM AUTHORIZING THE IMPLEMENTATION OF ALTERNATIVE TEACHER SALARY PLANS.

H.B. 1060, AN ACT AUTHORIZING CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS WITHIN OR OUTSIDE OF THE STATE, NONPROFIT ORGANIZATIONS, OR OFFICIALLY ADOPTED SISTER CITIES.

H.B. 1148, AN ACT TO REQUIRE THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION TO RELEASE THE IDENTIFICATION OF CERTAIN JUVENILES WHO ESCAPE FROM CUSTODY.

H.B. 1231, AN ACT TO WAIVE THE REQUIREMENT TO OBTAIN A CONCEALED HANDGUN PERMIT TO CARRY A CONCEALED HANDGUN FOR CERTAIN PERSONS AUTHORIZED BY FEDERAL LAW TO CARRY CONCEALED HANDGUNS AND FOR CERTAIN FEDERAL AND STATE RETIRED LAW ENFORCEMENT OFFICERS, AND TO EXEMPT ARMED ARMORED CAR SERVICE GUARDS AND ARMED SECURITY GUARDS WHILE PERFORMING DUTIES FROM PROHIBITIONS ON CARRYING WEAPONS ON CERTAIN EDUCATIONAL PROPERTY.

H.B. 1294, AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES.

H.B. 1322, AN ACT PROVIDING LOCAL FIRE CHIEFS, COUNTY FIRE MARSHALS, AND LOCAL EMERGENCY SERVICES DIRECTORS WITH THE AUTHORITY TO REQUEST CRIMINAL HISTORIES FROM THE DEPARTMENT OF JUSTICE FOR APPLICANTS TO FIRE DEPARTMENTS AND EMERGENCY MEDICAL SERVICES IN UNITS OF LOCAL GOVERNMENT.

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H.B. 1328, AN ACT REQUIRING A PERSON CONVICTED OF A SEX OFFENSE WHO IS PURSUING CHILD CUSTODY EX PARTE TO DISCLOSE THE CONVICTION IN THE PLEADINGS.

H.B. 1374, AN ACT TO OVERTURN THE SHEPARD CASE AND AMEND THE LIMITATION REGARDING ACTIONS TO RECOVER FOR USURY; TO OVERTURN THE SKINNER CASE AND AMEND THE LONG-ARM STATUTE TO ALLOW NORTH CAROLINA COURTS TO EXERCISE PERSONAL JURISDICTION OVER CERTAIN NON-RESIDENT DEFENDANTS; TO REQUIRE THAT A NOTICE OF FORECLOSURE CONTAIN CERTAIN INFORMATION; AND TO PROVIDE FOR MORTGAGE DEBT COLLECTION AND SERVICING.

H.B. 1384, AN ACT TO REPEAL THE STATUTORY RULE AGAINST PERPETUITIES AS IT APPLIES TO TRUSTS CREATED OR ADMINISTERED IN THIS STATE AND CODIFY THE LAW REGARDING THE POWER OF ALIENATION FOR TRUSTS CREATED IN NORTH CAROLINA.

H.B. 1659, AN ACT AUTHORIZING CRIMINAL HISTORY RECORD CHECKS OF EMPLOYEES OF AND APPLICANTS FOR EMPLOYMENT WITH THE DEPARTMENT OF PUBLIC INSTRUCTION.

H.B. 1685, AN ACT TO AMEND THE CERTIFICATE OF NEED REQUIREMENTS TO ALLOW FOR AN EXPEDITED REVIEW PROCESS FOR AN ADULT CARE HOME OR A NURSING HOME TO RELOCATE WITHIN THE SAME COUNTY.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 181, AN ACT TO AUTHORIZE THE TOWN OF CLAYTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE AND TO ALLOW THE TOWN OF CLAYTON TO ANNEX BY VOLUNTARY PETITION AREAS THAT ARE MORE THAN THREE MILES FROM THE TOWN'S PRIMARY CORPORATE LIMITS IF THE AREAS ARE CONTIGUOUS TO THE TOWN'S SATELLITE CORPORATE LIMITS.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1571, A JOINT RESOLUTION HONORING THE MEMORY OF ROBERT RUARK, NOTED NORTH CAROLINA HALL OF FAME AUTHOR AND JOURNALIST. (RESOLUTION 2007-66)

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Bordsen:

H.R. 2070, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF THE MARQUIS LAFAYETTE ON THE TWO HUNDRED FIFTIETH ANNIVERSARY OF HIS BIRTH, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 429** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWNS OF OCEAN ISLE BEACH, EMERALD ISLE, AND HOLDEN BEACH TO SET CANAL DREDGING FEES BASED ON A PROPERTY OWNER'S FRONTAGE ABUTTING A DREDGING PROJECT.

On motion of Representative Stiller, the House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Holmes, Howard, Hurley, Jeffus, Johnson, Justice, Justus, Kiser, Langdon, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 97.

Voting in the negative: Representatives Blackwood, Brown, Cleveland, Dollar, Folwell, Hilton, Holloway, Killian, and Setzer - 9.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

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Senate Committee Substitute for **H.B. 842**, A BILL TO BE ENTITLED AN ACT TO REPEAL A LEGISLATIVE ANNEXATION TO THE TOWN OF MOUNT PLEASANT.

On motion of Representative Johnson, the House concurs in the material Senate committee substitute bill, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Bell, Blackwood, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 101.

Voting in the negative: Representatives Barnhart, Blust, Boylan, Brown, Cleveland, Folwell, and Holloway - 7.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

Senate Committee Substitute for **H.B. 1027** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE YADKIN COUNTY TO LEVY A ROOM OCCUPANCY TAX.

On motion of Representative Holmes, the House concurs in the material Senate committee substitute bill, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Kiser, Langdon, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson,

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Saunders, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Williams, Womble, Wray, Wright, and Yongue - 91.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Setzer, and Wiley - 17.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

H.B. 849 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MORRISVILLE TO REGULATE GOLF CARTS ON PUBLIC STREETS OR HIGHWAYS WITHIN THE TOWN OR ON PROPERTY OWNED OR LEASED BY THE TOWN.

On motion of Representative T. Harrell, the House concurs in the Senate committee substitute bill, by electronic vote (112-0), and the bill is ordered enrolled.

S.B. 604 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP THE AD VALOREM TAX RATE OF THE TOWN OF WENTWORTH, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Lucas, Luebke, Martin, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

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S.B. 609 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CHATHAM COUNTY TO USE RECREATION FUNDS RECEIVED FROM SUBDIVISION DEVELOPERS TO CONSTRUCT AND ACQUIRE RECREATIONAL FACILITIES IN CHATHAM COUNTY.

On motion of the Chair, the bill is temporarily displaced.

S.B. 509 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

S.B. 613 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, AND TO MAKE VARIOUS OTHER TECHNICAL CHANGES TO THE GENERAL STATUTES AND SESSION LAWS.

On motion of Representative Ross and without objection, the bill is temporarily displaced.

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S.B. 646 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING, TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holloway, Holmes, Howard, Hurley, Insko, Johnson, Justice, Justus, Killian, Kiser, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

Representatives Gillespie and Ray request and are granted permission to change their votes from "aye" to "no". The adjusted vote total is (110-2).

S.B. 684 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FUNDING FOR THE STATEWIDE SPAY AND NEUTER PROGRAM FROM THE SALE OF RABIES VACCINATION TAGS AND TO REQUIRE REPORTING ON THE PROGRAM, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Barnhart, Bell, Boylan, Braxton, Brisson,

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Brubaker, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Kiser, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Neumann, Owens, Parmon, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 92.

Voting in the negative: Representatives Avila, Blackwood, Blust, Brown, Cleveland, Cole, Daughtridg, Dollar, Folwell, Gillespie, Hilton, Holloway, Killian, Moore, Ray, Setzer, Starnes, Tucker, and Wiley - 19.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

Representative Pate requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (93-19).

S.B. 854 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS AFFECTING ARMED SECURITY GUARDS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Justice, Justus, Killian, Kiser, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 113.

Voting in the negative: Representative Michaux.

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Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

S.B. 864 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS; TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 111.

Voting in the negative: Representatives Blackwood, Blust, and Tarleton - 3.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

S.B. 1485 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING EDUCATION REQUIREMENTS FOR REAL ESTATE APPRAISERS UNDER THE NORTH CAROLINA APPRAISERS ACT, ELIMINATING THE CATEGORY OF LICENSED RESIDENTIAL REAL ESTATE APPRAISER, AND AUTHORIZING THE NORTH CAROLINA APPRAISAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Boylan, Braxton,

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Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 98.

Voting in the negative: Representatives Allred, Blust, Cleveland, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, McLawhorn, Moore, Setzer, E. Warren, and Wiley - 15.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Blackwood and without objection, **H.B. 1550**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EDUCATIONAL ASSISTANCE FOR MINIMUM WAGE WORKERS, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Ross and without objection, Senate Committee Substitute for **H.B. 1110** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE STATE GOVERNMENT ETHICS ACT AND THE LEGISLATIVE ETHICS ACT BY CHANGING IMMEDIATE HOUSEHOLD TO IMMEDIATE FAMILY IN THE STATUTE DEALING WITH DISCLOSURE OF CONFIDENTIAL INFORMATION, DELETING AND RECODIFYING THE SECTION REQUIRING PRIVATE AND PUBLIC ENTERPRISES TO BE LISTED ON A STATEMENT OF ECONOMIC INTEREST FORM, REMOVING JUDICIAL OFFICERS FROM A GIFT BAN EXCEPTION AND MAKING A TECHNICAL CHANGE TO THE GIFT BAN EXCEPTION DEALING WITH EDUCATIONAL MEETINGS FOR PUBLIC SERVANTS, AND ADDING THE TERM "LEGISLATIVE EMPLOYEE" IN THE SECTION DEALING WITH EMPLOYMENT AND SUPERVISION OF MEMBERS OF A LEGISLATIVE EMPLOYEE'S EXTENDED FAMILY, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS, is withdrawn from the Calendar and re-referred to the Committee on Ethics.

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On motion of Representative Ross and without objection, Senate Committee Substitute for **H.B. 1111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT BY ADDING LIAISON PERSONNEL TO THE DEFINITION OF GIFT; BY CLARIFYING THAT GIFTS FROM EXTENDED FAMILY MEMBERS DO NOT NEED TO BE REPORTED UNDER THE LOBBYING LAW; AND BY CLARIFYING THAT BENEFITS TO NONPROFITS WITH WHICH ASSOCIATED AS MEMBERS OF A GENERAL CLASS ARE NOT PROHIBITED AS A CONFLICT OF INTEREST, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS, is withdrawn from the Calendar and re-referred to the Committee on Ethics.

BILL TEMPORARILY DISPLACED

On motion of Representative Harrison, **H.B. 1889** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR QUALIFYING WILDLIFE CONSERVATION LAND AND TO CLARIFY THE PRESENT-USE VALUATION OF PROPERTY SUBJECT TO A CONSERVATION EASEMENT, is temporarily displaced.

CALENDAR (continued)

H.B. 1980, A BILL TO BE ENTITLED AN ACT TO CONFORM TO FEDERAL TAX TREATMENT OF NONQUALIFIED PATRONAGE DIVIDENDS PAID BY A COOPERATIVE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

S.B. 581 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES AND CITIES TO PROVIDE BUILDING PERMIT FEE REDUCTIONS OR PARTIAL REBATES TO ENCOURAGE CONSTRUCTION OF BUILDINGS USING SUSTAINABLE DESIGN PRINCIPLES TO ACHIEVE ENERGY EFFICIENCY, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1130 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE

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ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES, TO PROHIBIT MAGISTRATES FROM THE PRIVATE PRACTICE OF LAW, AND TO MAKE TECHNICAL CHANGES TO THE REVENUE PORTIONS OF THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007.

On motion of Representative Luebke and without objection, the bill is temporarily displaced.

S.B. 1152 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE COUNTIES AND CITIES TO PAY INTEREST ON ILLEGALLY EXACTED TAXES, FEES, OR MONETARY CONTRIBUTIONS FOR DEVELOPMENT THAT ARE NOT SPECIFICALLY AUTHORIZED BY LAW, passes its second reading, by electronic vote (113-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

MOTION TO WITHDRAW BILL FROM CALENDAR

Representative Luebke moves that Senate Committee Substitute for **H.B. 842**, A BILL TO BE ENTITLED AN ACT TO REPEAL A LEGISLATIVE ANNEXATION TO THE TOWN OF MOUNT PLEASANT, be withdrawn from the Calendar of August 2 and re-referred to the Committee on Finance.

Representative Johnson objects to the motion.

Representative Luebke withdraws his motion.

CALENDAR (continued)

S.B. 1270 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

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On motion of Representative Stam, the bill is temporarily displaced.

S.B. 1272 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXEMPT BIODIESEL THAT IS PRODUCED BY AN INDIVIDUAL FOR PERSONAL USE IN A PRIVATE PASSENGER VEHICLE FROM THE MOTOR FUEL EXCISE TAX.

On motion of Representative Howard and without objection, the bill is temporarily displaced.

S.B. 1513 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO PARTICIPATE IN FINANCING IMPROVEMENTS TO PUBLIC STREETS, HIGHWAYS, AND BRIDGES; AND TO ALLOW MUNICIPALITIES THAT RECEIVE AN ALLOCATION OF FUNDS FROM THE HIGHWAY FUND AND THE HIGHWAY TRUST FUND WITH MONIES FOR REPAIR, MAINTENANCE, CONSTRUCTION, RECONSTRUCTION, WIDENING, OR IMPROVING STREETS OF THE MUNICIPALITY AN OPTION TO ELECT TO CONTINUE TO RECEIVE ALLOCATIONS OR HAVE THE ALLOCATION REPROGRAMMED TO FUND ANY PROJECT ON THE DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION IMPROVEMENT LIST, passes its second reading, by electronic vote (105-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1517 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CONSPICUOUS DISCLOSURE OF ANY MAINTENANCE FEES CHARGED FOR GIFT CARDS AND TO PROHIBIT ISSUERS OF GIFT CARDS FROM CHARGING MAINTENANCE FEES FOR ONE YEAR AFTER THE DATE OF PURCHASE, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

VOTE RECONSIDERED

Having voted with the prevailing side, Representative Tucker moves that the vote by which **H.B. 685** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A MORATORIUM ON THE COLLECTION OF PROPERTY TAXES FROM CERTAIN QUALIFYING DAY CARE CENTERS, failed to pass its second reading to be reconsidered.

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The motion carries by electronic vote (74-35).

The bill remains on the Calendar.

CALENDAR (continued)

S.B. 609 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CHATHAM COUNTY TO USE RECREATION FUNDS RECEIVED FROM SUBDIVISION DEVELOPERS TO CONSTRUCT AND ACQUIRE RECREATIONAL FACILITIES IN CHATHAM COUNTY, which was temporarily displaced, is before the Body.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holmes, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Wilkins, Womble, Wray, Wright, and Yongue - 94.

Voting in the negative: Representatives Boylan, Daughtridg, Dollar, Folwell, Frye, Hilton, Holloway, Killian, Samuelson, Setzer, Tillis, West, and Wiley - 13.

Excused absences: Representatives Bordsen, Lewis, and Underhill - 3.

Senate Committee Substitute for **H.B. 1737** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES AND TO LIMIT CONTRIBUTIONS.

On motion of Representative Goodwin, the House does not concur in the Senate committee substitute bill, by electronic vote (110-0), and conferees are requested.

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S.B. 1036 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP THE BLUE RIDGE PARKWAY PLATE FOR MOTORCYCLES AND TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE BACK COUNTRY HORSEMEN OF NORTH CAROLINA AND FOR THE MAGGIE VALLEY TROUT FESTIVAL, passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Current, Daughtridge, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Love, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 101.

Voting in the negative: Representatives Blackwood, Blue, Blust, Kiser, and Sutton - 5.

Excused absences: Representatives Bordsen, Lewis, Lucas, Luebke, Stam, and Underhill - 6.

H.B. 726 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS TO PROVIDE FOR THE LICENSURE OF LASER HAIR PRACTITIONERS AND LASER HAIR PRACTITIONER INSTRUCTORS UPON MEETING CERTAIN REQUIREMENTS ESTABLISHED BY THE BOARD AND AUTHORIZING THE BOARD TO CHARGE FEES RELATED TO THOSE CERTIFICATIONS.

Representative Wainwright offers Amendment No. 1 which is adopted by electronic vote (107-0).

The bill, as amended, passes its second reading by the following vote, is ordered engrossed and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole,

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Coleman, Cotham, Crawford, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Love, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 92.

Voting in the negative: Representatives Blust, Brown, Cleveland, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Setzer, Starnes, Steen, Walend, and West - 15.

Excused absences: Representatives Bordsen, Lewis, Lucas, Luebke, Stam, and Underhill - 6.

Representative Stiller requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (93-15).

H.B. 1395 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE UTILITIES COMMISSION TO CONSIDER DIFFERENCES BETWEEN ELECTRIC MEMBERSHIP CORPORATIONS AND CITIES NOT RESOLVED PURSUANT TO G.S. 160A-331.2(B), AS ENACTED BY S.L. 2005-150, passes its second reading by the following vote.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Current, Daughtridge, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Love, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 105.

Voting in the negative: None.

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Excused absences: Representatives Bordsen, Lewis, Lucas, Luebke, Stam, and Underhill - 6.

On motion of Representative Cole, Rule 20(a)(2) is suspended, by electronic vote (106-1), and the bill is before the Body for its third roll call reading.

The bill passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Love, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 107.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Lewis, Lucas, Luebke, Stam, and Underhill - 6.

RULES SUSPENDED

On motion of Representative Jeffus, Rule 20(a)(2) is suspended, by electronic vote (99-5), and **H.B. 726** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS TO PROVIDE FOR THE LICENSURE OF LASER HAIR PRACTITIONERS AND LASER HAIR PRACTITIONER INSTRUCTORS UPON MEETING CERTAIN REQUIREMENTS ESTABLISHED BY THE BOARD AND AUTHORIZING THE BOARD TO CHARGE FEES RELATED TO THOSE CERTIFICATIONS, is before the Body on its third roll call reading.

Representatives Goforth and Williams request and are granted permission to be recorded as voting "aye". The adjusted vote total is (101-5).

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The bill passes its third roll call reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 99.

Voting in the negative: Representatives Brown, Cleveland, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Setzer, Starnes, Walker, and West - 13.

Excused absences: Representatives Bordsen, Lewis, Luebke, and Underhill - 4.

On motion of the Speaker, the House recesses at 11:48 a.m., subject to the ratification of bills, the receipt of Committee Reports, the receipt of conference reports, the appointment of conferees, and the receipt of Messages from the Senate.

RECESS

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.B. 91, (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ENHANCED ECONOMIC DEVELOPMENT INCENTIVES TO ENDANGERED MANUFACTURERS, TO CLARIFY THAT A LOW-PROFIT LIMITED LIABILITY COMPANY IS A LIMITED LIABILITY COMPANY UNDER STATE LAW, TO ESTABLISH THE NORTH CAROLINA FURNITURE FUND TO RECEIVE STATE AND FEDERAL FUNDING FOR THE FURNITURE INDUSTRY, AND TO ESTABLISH THE NORTH CAROLINA FURNITURE COUNCIL TO ADMINISTER THE FUND, is read the first time and referred to the Committee on Appropriations.

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S.B. 358, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE BENTONVILLE BATTLEFIELD FUND IN THE DIVISION OF STATE HISTORIC SITES AND CONFORMING THE LAWS GOVERNING THE NORTH CAROLINA AQUARIUMS FUND, THE TRYON PALACE HISTORIC SITES AND GARDENS FUND, AND SPECIAL REGISTRATION PLATES TO THE STATE BUDGET ACT, is read the first time and referred to the Committee on Appropriations.

S.B. 869 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ADD FELONY CHILD ABUSE TO THE LIST OF SEX OFFENDER REGISTRY OFFENSES WHEN THE OFFENSE INVOLVES PROSTITUTION OF A JUVENILE OR THE COMMISSION OF A SEXUAL ACT UPON A JUVENILE, TO REQUIRE THAT A SEX OFFENDER REGISTER HIS OR HER ELECTRONIC MAIL ADDRESS OR OTHER ONLINE IDENTIFIER IN THE STATEWIDE SEX OFFENDER REGISTRY, TO ALLOW LIMITED RELEASE OF ONLINE IDENTIFIER INFORMATION IN THE SEX OFFENDER REGISTRY TO CERTAIN ENTITIES THAT PROVIDE ELECTRONIC MAIL SERVICES AND OTHER INTERNET SERVICES FOR THE PURPOSE OF SCREENING ONLINE USERS, TO AUTHORIZE THE COURT TO REVOKE ANY AND ALL LICENSING PRIVILEGES HELD BY A SEX OFFENDER WHO FAILS TO REGISTER, TO DIRECT THE ADMINISTRATIVE OFFICE OF THE COURTS TO DEVELOP PROCEDURES TO ENSURE TIMELY NOTIFICATION OF THE DIVISION OF CRIMINAL INFORMATION AND SHERIFFS OF PERSONS REQUIRED TO REGISTER WHO ARE NOT SENTENCED TO ACTIVE TIME, AND TO AUTHORIZE FUNDS FOR THE GOVERNOR'S CRIME COMMISSION TO USE TO AWARD AS MATCHING GRANTS TO ELIGIBLE SHERIFFS' OFFICES TO ENHANCE AND SUPPORT THEIR EFFORTS TO ENFORCE THE STATE'S SEX OFFENDER LAWS, is read the first time and referred to the Committee on Judiciary I and, if favorable, to the Committee on Appropriations.

S.B. 1442 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A SENIOR CIRCUIT BREAKER PROPERTY TAX BENEFIT, is read the first time and referred to the Committee on Finance.

CONFEREES APPOINTED

The Speaker appoints the following conferees on Senate Committee Substitute for **H.B. 1737** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES AND TO LIMIT CONTRIBUTIONS: Representative Goodwin, Chair; Representatives Ross and Stam.

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The Senate is so notified by Special Message.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 556, AN ACT AUTHORIZING MUNICIPALITIES TO ADOPT ORDINANCES ESTABLISHING A NONRESIDENTIAL BUILDING OR STRUCTURE CODE.

S.B. 744, AN ACT TO REMOVE THE TEN PERCENT CEILING ON THE EXPENSE RESERVE FUND OF THE NORTH CAROLINA REAL ESTATE COMMISSION UNDER THE REAL ESTATE LICENSING LAWS AND TO ALLOW THE REAL ESTATE COMMISSION TO SERVE NOTICE OF HEARING BY FIRST-CLASS MAIL ON APPLICANTS REQUESTING HEARINGS REGARDING THE APPLICANTS' CHARACTER OR FITNESS FOR LICENSURE.

S.B. 768, AN ACT TO AMEND THE NORTH CAROLINA RECREATIONAL THERAPY LICENSURE ACT TO EXEMPT CERTAIN PERSONS EMPLOYED UNDER THE DIRECTION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES UNTIL JULY 1, 2010.

S.B. 1032, AN ACT TO IMPOSE TIME LIMITATIONS ON OVERPAYMENT RECOVERY UNDER THE PROMPT CLAIM PAYMENTS STATUTE AND TO REQUIRE THAT INSURERS OFFERING HEALTH BENEFITS PLANS PROVIDE INSURANCE IDENTIFICATION CARDS.

S.B. 1117, AN ACT TO PROVIDE THAT THE PRESIDING TRIAL JUDGE IN CIVIL CASES HAS THE SOLE DISCRETION TO DETERMINE WHETHER JURORS MAY TAKE INTO THE JURY ROOM EXHIBITS INTRODUCED INTO EVIDENCE AND PASSED TO THE JURY IN THE COURSE OF THE TRIAL, PHOTOGRAPHS ADMITTED INTO EVIDENCE, SHOWN TO THE JURY AND USED BY ANY WITNESSES IN THEIR TESTIMONY, AND ANY ILLUSTRATIVE EXHIBIT ADMITTED INTO EVIDENCE AND USED BY ANY WITNESSES IN THEIR TESTIMONY EXCEPT SUMMARIES OF TESTIMONY, LISTS MADE IN THE COURTROOM AND SUCH SIMILAR DOCUMENTS AND THAT THE CONSENT OF ALL PARTIES IS NOT NECESSARY, AND TO PROVIDE THAT DEPOSITIONS MAY ONLY BE TAKEN INTO THE JURY ROOM WITH CONSENT OF THE PARTIES.

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S.B. 1364, AN ACT TO REQUIRE SECONDARY PURCHASERS OF MOTOR VEHICLES FOR SCRAP METAL OR SALVAGE PARTS TO MAINTAIN RECORDS, AND TO AMEND THE JUNKED MOTOR VEHICLE LAW APPLICABLE TO THE CITY OF MONROE.

S.B. 1495, AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE IDENTIFIED AND TO ADD AN EXEMPTION FROM THE SEAT BELT LAW FOR DRIVERS OR PASSENGERS OF A RESIDENTIAL GARBAGE OR RECYCLING TRUCK WHILE THE TRUCK IS OPERATING DURING COLLECTION ROUNDS AND WHILE TRAVELING TO AND FROM GARBAGE AND RECYCLING MATERIAL LOADING AND UNLOADING LOCATIONS.

H.B. 63, AN ACT TO EXCLUDE FROM PROPERTY TAX REAL AND PERSONAL PROPERTY THAT IS SUBJECT TO A CAPITAL LEASE WITH A LOCAL SCHOOL ADMINISTRATIVE UNIT.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 398, AN ACT TO ALLOW THE CITIZENS OF UNION COUNTY TO DETERMINE IF DISTRICT REPRESENTATION SHOULD BE IMPLEMENTED FOR THE UNION COUNTY BOARD OF COMMISSIONERS.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CONFERENCE REPORT

Representative Alexander moves the adoption of the following Conference Report.

House Committee Substitute No. 3 for S.B. 103

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 103, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF

August 1, 2007

MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS, House Committee Substitute #3 Favorable 7/3/07, submit the following report:

The Senate and House agree to the following amendment to the House Committee Substitute #3 Favorable 7/3/07, and the Senate concurs in the House Committee Substitute #3 as amended:

On page 1, line 5, by inserting the word "ADDITIONAL" immediately before the word "FEE";

And on page 5, line 44 through page 6, line 1, by rewriting the lines to read:

"registration plate to a recipient of a Legion of Valor award, a 100% disabled veteran, and an ex-prisoner of war. All other special"

And on page 6, line 2, by deleting the following: "Gold Star Lapel Button,".

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

Date conferees approved report: July 31, 2007.

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*Conferees for the
Senate*

S/ Bob Atwater, Chair
 S/ Daniel G. Clodfelter
 S/ W. E. Goodall, Jr.
 S/ John H. Kerr, III

*Conferees for the
House of Representatives*

S/ Martha B. Alexander, Chair
 S/ Becky Carney
 S/ Jennifer Weiss
 S/ Larry Womble
 S/ Louis M. Pate, Jr.
 S/ Julia Howard
 S/ Ronnie Sutton

The material Conference Report is adopted, on its second roll call reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridg, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Glazier, Martin, Rapp, and Underhill - 5.

On motion of Representative Alexander, Rule 20(a)(2) is suspended, by electronic vote (108-1), and the bill is before the Body for its third roll call reading.

The material Conference Report, which changes the title, is adopted on its third roll call reading, by the following vote, and the Senate is so notified by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham,

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Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Glazier, Martin, Rapp, and Underhill - 5.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 628** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE A UNIFORM SLIDING FEE SCHEDULE FOR MH/DD/SA SERVICES AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

On motion of Representative Insko, the House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Goforth, Goodwin, Grady, Gulley, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Holmes, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Luebke, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller,

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Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Bordsen, Glazier, Martin, Rapp, and Underhill - 5.

Representative Haire requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-0).

H.B. 649, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO LANDSCAPE CONTRACTORS.

On motion of Representative Gibson, the House concurs in the material Senate amendment, on its third roll call reading, by the following vote, and the bill is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Blust, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holmes, Howard, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 90.

Voting in the negative: Representatives Blackwood, Boylan, Brown, Cleveland, Daughtridge, Dollar, Folwell, Frye, Gillespie, Hilton, Holloway, Hurley, Killian, Moore, Neumann, Ray, Setzer, Tillis, Walker, West, and Wiley - 21.

Excused absences: Representatives Bordsen, Glazier, Martin, Rapp, and Underhill - 5.

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Senate Committee Substitute for **H.B. 1381** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO RAISE THE CEILING ON CERTAIN LICENSURE FEES.

On motion of Representative Tolson, the House concurs in the material Senate committee substitute bill, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holmes, Hurley, Insko, Jeffus, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 99.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boylan, Cleveland, Dollar, Folwell, Holloway, Killian, Moore, and Setzer - 12.

Excused absences: Representatives Bordsen, Glazier, Martin, Rapp, and Underhill - 5.

Senate Committee Substitute for **H.B. 818** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE.

On motion of Representative Allen, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1460** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE ATTORNEY GENERAL TO REQUIRE CERTAIN CIGARETTE MANUFACTURERS TO MAKE QUARTERLY ESCROW DEPOSITS.

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On motion of Representative Cole, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (111-1), and the bill is ordered enrolled and presented to the Governor by Special Message.

S.B. 925 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR.

On motion of the Chair, the bill is temporarily displaced.

H.B. 1889 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR QUALIFYING WILDLIFE CONSERVATION LAND AND TO CLARIFY THE PRESENT-USE VALUATION OF PROPERTY SUBJECT TO A CONSERVATION EASEMENT, which was temporarily displaced, is before the Body.

Representative Harrison offers Amendment No. 1 which is adopted by electronic vote (111-2).

Representative Haire offers Amendment No. 2 which fails of adoption by electronic vote (57-58).

Representative Martin requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (56-59).

Representative McElraft offers Amendment No. 3 which fails of adoption by electronic vote (45-71).

Representative J. Harrell requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (44-72).

The bill, as amended, passes its second reading by electronic vote (78-35).

Representative McElraft objects to the third reading. The bill is ordered engrossed and remains on the Calendar.

Representative Harrison moves that Rule 41(b) be suspended in order that the bill might have its third reading today.

Representative Harrison withdraws her motion.

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S.B. 8 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE "SAFE ZONES" NEAR CHILD CARE CENTERS AND SCHOOL GROUNDS REGARDING ILLEGAL DRUG SALES FROM THREE HUNDRED FEET TO ONE THOUSAND FEET, AND TO EXPAND THE "SAFE ZONE" FOR PUBLIC PARKS TO INCLUDE ALL PUBLIC PARKS, NOT JUST THOSE WITH PLAYGROUNDS, AND TO INCREASE THE DISTANCE OF THOSE SAFE ZONES TO ONE THOUSAND FEET, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

Representative McGee requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (110-1).

The bill passes its third reading, by electronic vote (109-1), and is ordered enrolled and presented to the Governor by Special Message.

S.B. 229 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DETERMINE THE RESIDENCY STATUS OF PERSONS JAILED ON FELONY OR DRIVING WHILE IMPAIRED CHARGES, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1130 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES, TO PROHIBIT MAGISTRATES FROM THE PRIVATE PRACTICE OF LAW, AND TO MAKE TECHNICAL CHANGES TO THE REVENUE PORTIONS OF THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007, which was temporarily displaced, is before the Body.

On motion of Representative Luebke and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

August 1, 2007

S.B. 1270 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT, which was temporarily displaced, is before the Body.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (109-1).

The bill, as amended, passes its third reading, by electronic vote (111-0), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1272 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO EXEMPT BIODIESEL THAT IS PRODUCED BY AN INDIVIDUAL FOR PERSONAL USE IN A PRIVATE PASSENGER VEHICLE FROM THE MOTOR FUEL EXCISE TAX.

Representative Walend offers Amendment No. 1 which is adopted by electronic vote (109-4).

The bill, as amended, passes its second reading, by electronic vote (108-4), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **H.B. 1761** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND: Representatives Glazier, Dickson, Coates, Brubaker, Crawford, and Lewis.

The Senate is so notified by Special Message.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.B. 914, A BILL TO BE ENTITLED AN ACT TO GIVE TEACHERS CREDIT FOR THE EXCESS PERSONAL LEAVE TIME THAT THEY EARN AND TO ENSURE THAT TEACHERS CAN TAKE PERSONAL LEAVE WITH FIVE DAYS' NOTICE, is read the first time and referred to the Committee on Pensions and Retirement.

August 1, 2007

H.B. 1761 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND, is returned for concurrence in the Senate committee substitute bill.

Without objection, the Senate committee substitute bill is placed on the Calendar for immediate consideration.

On motion of Representative Glazier, the House does not concur in the Senate committee substitute bill, by electronic vote (114-0), and conferees are requested.

H.B. 22, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 2.

Senate Committee Substitute for **H.B. 508** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWNS OF BILTMORE FOREST, BLOWING ROCK, OCEAN ISLE, AND SUNSET BEACH TO ENROLL ITS EMPLOYEES OR RETIREES IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1786** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PROMOTERS OF TOUGHMAN MATCHES IN NORTH CAROLINA TO ACQUIRE LIABILITY INSURANCE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

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S.B. 944, A BILL TO BE ENTITLED AN ACT TO MAKE LEAVING THE SCENE OF AN ACCIDENT WHERE A PERSON SUFFERS SERIOUS BODILY INJURY A CLASS F FELONY, is read the first time and referred to the Committee on Judiciary I.

S.B. 1079 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING PROTECTIONS FOR VICTIMS OF HUMAN TRAFFICKING, is read the first time and referred to the Committee on Judiciary I.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Howard and Ross, Chairs, for the Committee on Ethics:

H.B. 1110 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAW, with recommendation that the House concur.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 2.

H.B. 1111 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAWS, with recommendation that the House do not concur and requests conferees.

Without objection, the bill is placed on the Calendar for immediate consideration.

On motion of Representative Ross, the House does not concur in the Senate committee substitute bill, by electronic vote (114-0), and conferees are requested.

Representative Folwell requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (115-0).

SUSPENSION OF RULES

On motion of Representative Stam, Rule 41(b) is suspended, by electronic vote (112-2), in order that the following bills might have a third reading today.

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S.B. 509 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS.

S.B. 646 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING, TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE.

S.B. 854 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS AFFECTING ARMED SECURITY GUARDS.

S.B. 864 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS; TO AMEND THE PERFUSSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS.

S.B. 1485 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING EDUCATION REQUIREMENTS FOR REAL ESTATE APPRAISERS UNDER THE NORTH CAROLINA APPRAISERS ACT, ELIMINATING THE CATEGORY OF LICENSED RESIDENTIAL REAL ESTATE APPRAISER, AND AUTHORIZING THE NORTH CAROLINA APPRAISAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES.

August 1, 2007

CONFEREES APPOINTED

The Speaker appoints the following conferees on Senate Committee Substitute for **H.B. 1111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT BY ADDING LIAISON PERSONNEL TO THE DEFINITION OF GIFT; BY CLARIFYING THAT GIFTS FROM EXTENDED FAMILY MEMBERS DO NOT NEED TO BE REPORTED UNDER THE LOBBYING LAW; AND BY CLARIFYING THAT BENEFITS TO NONPROFITS WITH WHICH ASSOCIATED AS MEMBERS OF A GENERAL CLASS ARE NOT PROHIBITED AS A CONFLICT OF INTEREST, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS: Representatives Ross and Howard, Chairs; Representatives Glazier, Lucas, and Brubaker.

The Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 1, 2007

Mr. Speaker:

Pursuant to your message received on July 31, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 671** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD, and requests conferees, the President *Pro Tempore* appoints:

Senator Graham, Chair
Senator Stevens

August 1, 2007

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2, **S.B. 91** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ENHANCED ECONOMIC DEVELOPMENT INCENTIVES TO ENDANGERED MANUFACTURERS, TO CLARIFY THAT A LOW-PROFIT LIMITED LIABILITY COMPANY IS A LIMITED LIABILITY COMPANY UNDER STATE LAW, TO ESTABLISH THE NORTH CAROLINA FURNITURE FUND TO RECEIVE STATE AND FEDERAL FUNDING FOR THE FURNITURE INDUSTRY, AND TO ESTABLISH THE NORTH CAROLINA FURNITURE COUNCIL TO ADMINISTER THE FUND, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Finance.

On motion of the Speaker, the House recesses at 4:20 p.m., subject to committee assignments, the receipt of Committee Reports, the receipt of Messages from the Senate, and the appointment of conferees.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Bell and J. Harrell, Chairs, for the Committee on Pensions and Retirement:

S.B. 914, A BILL TO BE ENTITLED AN ACT TO GIVE TEACHERS CREDIT FOR THE EXCESS PERSONAL LEAVE TIME THAT THEY EARN AND TO ENSURE THAT TEACHERS CAN TAKE PERSONAL LEAVE WITH FIVE DAYS' NOTICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 2.

August 1, 2007

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 2068, A HOUSE RESOLUTION HONORING THE MEMORY OF RICHARD CASWELL, REVOLUTIONARY WAR HERO AND THE GOVERNOR OF NORTH CAROLINA, AND RECOGNIZING THE MONTH OF AUGUST 2007 AS RICHARD CASWELL MONTH, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of August 2.

S.B. 1313, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ADMINISTRATION TO STUDY THE DESIRABILITY AND FEASIBILITY OF OTHER STATE AGENCIES USING THE DEPARTMENT OF TRANSPORTATION'S FUELING STATIONS ACROSS THE STATE IN AN EFFORT TO DISPLACE OR REDUCE THE AMOUNT OF PETROLEUM THAT STATE AGENCIES ARE USING FOR STATE-OWNED VEHICLE FLEETS AND TO ASSIST STATE AGENCIES IN ACHIEVING THEIR TWENTY PERCENT PETROLEUM REDUCTION OR DISPLACEMENT GOAL, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of August 2. The original bill is placed on the Unfavorable Calendar.

Representative Owens, for the Committee on Rules, Calendar and Operations of the House submits the following bill with a favorable report for introduction.

A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 2007 GENERAL ASSEMBLY TO MEET IN 2008 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION.

Pursuant to Rule 31(a), the bill is filed, assigned the number **H.J.R. 2071** and placed on the Calendar for its second reading.

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

August 1, 2007

Senate Committee Substitute for **H.B. 1743** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ACCEPT ABSENTEE BALLOTS THAT ARRIVE BY FIVE O'CLOCK P.M. ON ELECTION DAY; TO CLARIFY THE PERJURY PROVISION IN CAMPAIGN FINANCE STATUTES; TO PROVIDE CIVIL PENALTIES FOR DECEPTIVE LATE FILING OF CAMPAIGN REPORTS; TO REPEAL THE THREE-THOUSAND-DOLLAR PRESUMPTION OF A COMMITTEE'S MAJOR PURPOSE; TO PROVIDE FOR EARLIER DISTRIBUTION OF THE JUDICIAL VOTER GUIDE; TO CORRECT AN ERROR IN THE ELECTIONS OATH STATUTE; TO PROVIDE FOR PARTICIPATION IN THE CENSUS REDISTRICTING DATA PROGRAM AND FOR CONSISTENCY OF ELECTION DATA; TO ALLOW BALLOTS TO BE COMBINED; TO CORRECT AND MAKE CONSISTENT THE DESIGNATION OF MULTICOUNTY DISTRICTS IN THE BALLOT ACCESS STATUTES; TO PROVIDE FOR A MISDEMEANOR PENALTY FOR BREACHING BALLOT SECRECY; TO PROVIDE THAT A BALLOT NEED NOT HAVE A WRITE-IN SPACE IF NO WRITE-INS ARE ALLOWED; TO CORRECT A DATE REFERENCE IN THE CERTIFICATION STATUTE; TO EXTEND THE PROVISION FOR RECASTING LOST VOTES; TO CLARIFY THAT THE BUFFER ZONE LAW APPLIES TO ONE-STOP SITES; TO EXTEND THE LIMITATIONS ON POLITICAL ACTIVITIES FOR ELECTION BOARD MEMBERS TO ELECTION BOARD EMPLOYEES; TO REQUIRE THAT BOARDS OF ELECTIONS BE PROVIDED MAPS OF SANITARY DISTRICTS; TO PROVIDE MISDEMEANOR PENALTIES FOR CERTAIN ABUSES AT VOTER REGISTRATION DRIVES; TO PROVIDE FOR A FELONY PENALTY FOR INSTRUCTING OR COERCING NONCITIZEN VOTING; TO UPDATE THE REPORTING OF FELONY CONVICTIONS; TO CLARIFY THE PUBLIC RECORD STATUS OF CERTAIN VOTER REGISTRATION INFORMATION; TO BROADEN THE STATUTE REGARDING CORRECTING VOTER REGISTRATION FORMS; TO APPLY THE IDENTIFICATION REQUIREMENT TO VOTERS WHOSE DRIVERS LICENSE NUMBERS OR SOCIAL SECURITY NUMBERS CANNOT BE MATCHED IN A COMPUTER CHECK; TO PROVIDE FOR NOTICE IN THE APPOINTMENT OF OBSERVERS AND RUNNERS; TO PROHIBIT TAKING THE PICTURE OF A VOTER WHILE INSIDE, ENTERING, OR EXITING THE VOTING ENCLOSURE; TO MAKE THE STATE BOARD OF ELECTIONS RESPONSIBLE FOR BALLOT CODING; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO COMPLY WITH SPECIFICATIONS FOR BALLOT PRINTERS AND TO MAINTAIN THEIR SOFTWARE WARRANTIES, is returned for concurrence in the Senate committee substitute bill, as amended.

Upon concurrence the Senate committee substitute bill changes the title.

August 1, 2007

Without objection, the Senate committee substitute bill is placed on the Calendar for immediate consideration.

On motion of Representative Goodwin, the House does not concur in the Senate committee substitute bill, by electronic vote (110-1), and conferees are requested.

The Speaker appoints Representatives Goodwin, Stam, and Ross as conferees on the part of the House and the Senate is so notified by Special Message.

S.J.R. 1572, A JOINT RESOLUTION ACKNOWLEDGING THE FINDINGS OF THE 1898 WILMINGTON RACE RIOT COMMISSION, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of August 2.

Senate Committee Substitute for **H.B. 1499** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE HOMESTEAD EXCLUSION INCOME LIMIT TO TWENTY-FIVE THOUSAND DOLLARS FOR NORTH CAROLINA RESIDENTS WHO ARE AT LEAST SIXTY-FIVE YEARS OF AGE OR WHO ARE TOTALLY AND PERMANENTLY DISABLED, is returned for concurrence in the Senate committee substitute bill, as amended, and referred to the Committee on Finance.

Upon concurrence the Senate committee substitute bill changes the title.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

S.B. 1435 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, MUTUAL BURIAL ASSOCIATIONS, PRENEED FUNERAL FUNDS, AND CREMATIONS, with a favorable report, as amended.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 2.

August 1, 2007

CONFERENCE REPORT

Representative Allen sends forth the Conference Report on Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar.

CALENDAR (continued)

S.B. 509 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 114.

Voting in the negative: None.

Excused absences: Representatives Bordsen and Underhill - 2.

August 1, 2007

S.B. 646 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING, TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE.

On motion of Representative Cole, the bill is temporarily displaced.

S.B. 854 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS AFFECTING ARMED SECURITY GUARDS, passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 111.

Voting in the negative: Representative Michaux.

Excused absences: Representatives Bordsen and Underhill - 2.

Representative Pate requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-1).

August 1, 2007

S.B. 864 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS; TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Folwell, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 109.

Voting in the negative: Representatives Frye, Hilton, Setzer, Steen, and West - 5.

Excused absences: Representatives Bordsen and Underhill - 2.

S.B. 1485 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING EDUCATION REQUIREMENTS FOR REAL ESTATE APPRAISERS UNDER THE NORTH CAROLINA APPRAISERS ACT, ELIMINATING THE CATEGORY OF LICENSED RESIDENTIAL REAL ESTATE APPRAISER, AND AUTHORIZING THE NORTH CAROLINA APPRAISAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

August 1, 2007

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Howard, Hurley, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McGee, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 107.

Voting in the negative: Representatives Cleveland, Dollar, Folwell, Holloway, Killian, McLawhorn, and E. Warren - 7.

Excused absences: Representatives Bordsen and Underhill - 2.

H.B. 685 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A MORATORIUM ON THE COLLECTION OF PROPERTY TAXES FROM CERTAIN QUALIFYING DAY CARE CENTERS, passes its second reading, by electronic vote (101-14), and there being no objection is read a third time.

The bill passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Glazier and without objection, **S.B. 543** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS FROM UNLAWFUL SALE OF ADMISSION TICKETS IN EXCESS OF THE PRINTED PRICE AND TO PROHIBIT THE ACQUISITION OF MORE THAN THE ALLOWABLE MAXIMUM NUMBER OF TICKETS FOR RESALE, is withdrawn from the Calendar and re-referred to the Committee on Judiciary II.

CALENDAR (continued)

S.B. 925 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION

August 1, 2007

WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR.

Representative Moore offers Amendment No. 2 which is adopted by electronic vote (73-40).

Representative Stiller offers Amendment No. 3 which is adopted by electronic vote (77-38).

The bill, as amended, fails to pass its third reading by electronic vote (54-60).

CONFERENCE REPORT

Representative Martin sends forth the Conference Report on Senate Committee Substitute for **H.B. 671** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of August 2.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute for **H.B. 109** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR VOLUNTEER FIREFIGHTERS AND RESCUE SQUAD WORKERS, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Finance.

Upon concurrence the Senate committee substitute bill changes the title.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative McElraft removes her objection to the third reading of **H.B. 1889** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR QUALIFYING WILDLIFE

August 1, 2007

CONSERVATION LAND AND TO CLARIFY THE PRESENT-USE VALUATION OF PROPERTY SUBJECT TO A CONSERVATION EASEMENT.

Representative McElraft offers Amendment No. 4 which is adopted by electronic vote (111-3).

The bill, as amended, passes its third reading, by electronic vote (93-22), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair and without objection, Senate Committee Substitute for **H.B. 1786** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PROMOTERS OF TOUGHMAN MATCHES IN NORTH CAROLINA TO ACQUIRE LIABILITY INSURANCE, is withdrawn from the Calendar pursuant to Rule 36(b) and placed on the Calendar for immediate consideration.

On motion of Representative Gibson, the House concurs in the material Senate committee substitute bill, on its second roll call reading, by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Howard, Hurley, Insko, Jeffus, Jones, Justice, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Starnes, Steen, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 93.

Voting in the negative: Representatives Blackwood, Blust, Cleveland, Daughtridge, Folwell, Frye, Gillespie, Gulley, Hilton, Holloway, Johnson, Justus, Killian, Kiser, McGee, Moore, Ray, Stam, Stiller, and Wiley - 20.

Excused absences: Representatives Bordsen and Underhill - 2.

August 1, 2007

Representative Moore requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (94-19).

CALENDAR (continued)

S.B. 646 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING, TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE, which was temporarily displaced is before the Body.

On motion of Representative Cole, and without objection, the bill is temporarily displaced.

S.B. 613 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, AND TO MAKE VARIOUS OTHER TECHNICAL CHANGES TO THE GENERAL STATUTES AND SESSION LAWS.

Representative Ross offers Amendment No. 1 which is adopted by electronic vote (112-0).

Representative Justice requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (113-0).

Representative Ross offers Amendment No. 2 which is adopted.

Representative Ross offers Amendment No. 3 which is adopted.

Representative Ross offers Amendment No. 4 which is adopted.

Representative Ross offers Amendment No. 5 which is adopted.

Representative Ross offers Amendment No. 6 which is adopted.

Representative Ross offers Amendment No. 7 which is adopted.

August 1, 2007

The bill, as amended, passes its second reading, by electronic vote (114-0), is ordered engrossed and remains on the Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.B. 1431 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF DEEP RIVER STATE TRAIL TO THE STATE PARKS SYSTEM AND TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA PARKS AND RECREATION AUTHORITY, is read the first time.

Without objection, the bill is placed on the Calendar of August 2.

Senate Committee Substitute for **H.B. 265** (Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA HEALTH INSURANCE RISK POOL, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PUNISHMENTS FOR UNLAWFUL OPERATION OF AN AUDIO-VISUAL RECORDING DEVICE, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 2.

Upon concurrence the Senate amendment changes the title.

SUSPENSION OF RULES

On motion of Representative Owens and without objection, Rule 1 is suspended in order that the Session may continue beyond the 9:00 p.m. hour of adjournment.

CALENDAR (continued)

S.B. 646 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COM-

August 1, 2007

MITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING, TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE, which was temporarily displaced, is before the Body.

Representative Cole offers Amendment No. 1 which is adopted by electronic vote (110-1).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Luebke, Martin, McAllister, McComas, McElraft, McLawhorn, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Ross, Samuelson, Saunders, Spear, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 95.

Voting in the negative: Representatives Allred, Blackwood, Blust, Brown, Cleveland, Folwell, Frye, Gillespie, Hilton, Holloway, Killian, Moore, Ray, and Setzer - 14.

Excused absences: Representatives Bordsen, Gibson, and Underhill - 3.

On motion of the Chair, the House recesses at 8:46 p.m., subject to the receipt of conference reports, the receipt of Committee Reports, the receipt of Messages from the Senate, and the appointment of conferees.

August 1, 2007

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 1, 2007

Mr. Speaker:

Pursuant to your message received today, August 1, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT BY ADDING LIAISON PERSONNEL TO THE DEFINITION OF GIFT; BY CLARIFYING THAT GIFTS FROM EXTENDED FAMILY MEMBERS DO NOT NEED TO BE REPORTED UNDER THE LOBBYING LAW; AND BY CLARIFYING THAT BENEFITS TO NONPROFITS WITH WHICH ASSOCIATED AS MEMBERS OF A GENERAL CLASS ARE NOT PROHIBITED AS A CONFLICT OF INTEREST, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS, and requests conferees, the President *Pro Tempore* appoints:

Senator Clodfelter, Chair
Senator Rand
Senator Stevens

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

August 1, 2007

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 1, 2007

Mr. Speaker:

Pursuant to your message received today, August 1, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1737** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES AND TO LIMIT CONTRIBUTIONS, and requests conferees, the President *Pro Tempore* appoints:

Senator Clodfelter, Chair
Senator Rand
Senator Berger of Rockingham

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 1, 2007

Mr. Speaker:

Pursuant to your message received today, August 1, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND, and requests conferees, the President *Pro Tempore* appoints:

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Senator Rand, Chair
Senator Hoyle
Senator Tillman

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

WITHDRAWAL OF CONFERENCE REPORT

On motion of Representative Allen and without objection, the Conference Report on Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is withdrawn and returned to the Member.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1499 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BENEFIT OF THE PROPERTY TAX HOMESTEAD EXCLUSION BY RAISING BOTH THE INCOME ELIGIBILITY LIMIT AND THE AMOUNT EXCLUDED FROM TAXATION; TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE TO STUDY WHETHER AND HOW TO INDEX THE MINIMUM AMOUNT THAT IS EXCLUDED FROM TAX; TO CREATE A SENIOR CIRCUIT BREAKER PROPERTY TAX BENEFIT; TO MODIFY THE PRESENT-USE VALUE REQUIREMENTS FOR AGRICULTURAL LAND USED AS AN AQUATIC SPECIES FARM; AND TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE TO STUDY VARIOUS MODIFICATIONS AND EXPANSIONS TO THE PRESENT-USE VALUE SYSTEM, with recommendation that the House concur.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of August 2.

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

H.B. 714, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of August 2. The original bill is placed on the Unfavorable Calendar.

By Representative Blue, Chair, for the Committee on Judiciary II:

S.B. 1130 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES, TO PROHIBIT MAGISTRATES FROM THE PRIVATE PRACTICE OF LAW, AND TO MAKE TECHNICAL CHANGES TO THE REVENUE PORTIONS OF THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007, with a favorable report as to House Committee Substitute Bill No. 3, which changes the title, unfavorable as to House Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 3 is placed on the Calendar of August 2. House Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

H.B. 769 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE COMPLIANCE WITH MOTOR CARRIER AND COMMERCIAL DRIVERS LICENSE PROVISIONS OF CHAPTER 20

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OF THE GENERAL STATUTES AND TO AUTHORIZE THE COMMISSIONER OF MOTOR VEHICLES TO ENTER INTO THE UNIFIED MOTOR CARRIER REGISTRATION AGREEMENT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

H.B. 1228 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

S.B. 1256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, STATUTORY OVERSIGHT COMMITTEES AND COMMISSIONS, AND OTHER AGENCIES, COMMITTEES, AND COMMISSIONS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

S.B. 6 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EARLIER CONVENING OF THE GENERAL ASSEMBLY FOR AN ORGANIZATIONAL SESSION FOLLOWED BY AN EXTENDED RECESS, with a favorable report as to the House committee

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substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Without objection, the House committee substitute bill is placed on the Calendar for immediate consideration. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Representative Owens calls the previous question on the passage of the bill and the call is sustained by electronic vote (92-20).

The bill passes its second reading, by electronic vote (83-31), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

CONFERENCE REPORT

Representative Allen moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 1492

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1492, A BILL TO BE ENTITLED AN ACT TO: (1) TO REPEAL THE EXEMPTION FOR SANITARY LANDFILLS OPERATED BY LOCAL GOVERNMENTS FROM THE REQUIREMENTS FOR ENVIRONMENTAL IMPACT STATEMENTS UNDER THE NORTH CAROLINA ENVIRONMENTAL POLICY ACT OF 1971; (2) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (3) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE WITHOUT THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES; (4) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (5) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND

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POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (10) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (11) DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT, TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE, AND SITING AND TECHNICAL STANDARDS FOR SOLID WASTE MANAGEMENT FACILITIES; AND (12) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES, House Committee Substitute Favorable 7/28/07, submit the following report:

The Senate and the House agree to the following amendment to the House Committee Substitute Favorable 7/28/07, Fourth Edition Engrossed 7/28/07, and the Senate concurs in the House Committee Substitute as amended:

Delete the entire House Committee Substitute Favorable 7/28/07, Fourth Edition Engrossed 7/28/07, and substitute the attached Proposed Conference Committee Substitute S1492-PCCS55567-SBxf-2.

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

Date conferees approved report: 31 July 2007.

*Conferees for the
Senate*

*Conferees for the
House of Representatives*

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S/ Charles W. Albertson, Chair	S/ Lucy T. Allen, Chair
S/ Janet Cowell	S/ R. Phillip Haire
S/ Kay R. Hagan	S/ Pricey Harrison
S/ William R. Purcell	S/ Carolyn H. Justice
S/ R. C. Soles, Jr.	S/ Bill Owens
	S/ Bonner L. Stiller

Representative Owens calls the previous question on the motion and the call is sustained by electronic vote (86-29).

The material Conference Report is adopted on its second roll call reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Allen, Bell, Braxton, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Fisher, Gibson, Glazier, Goodwin, Gulley, Haire, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Hurley, Insko, Jeffus, Johnson, Justice, Lewis, Love, Lucas, Luebke, Martin, McElraft, McGee, McLawhorn, Neumann, Owens, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, E. Warren, R. Warren, Weiss, Wilkins, Williams, Wray, Wright, and Yongue - 71.

Voting in the negative: Representatives Adams, Allred, Avila, Barnhart, Blackwood, Blue, Blust, Boylan, Brown, Brubaker, Cleveland, Coleman, Daughtridge, Dollar, Farmer-Butterfield, Folwell, Frye, Gillespie, Goforth, Grady, Hall, Hilton, Holloway, Howard, Jones, Justus, Killian, Kiser, Langdon, McAllister, McComas, Michaux, Mobley, Moore, Parmon, Ray, Setzer, Starnes, Steen, Walend, Walker, West, Wiley, and Womble - 44.

Excused absences: Representatives Bordsen and Underhill - 2.

CONFERENCE REPORT

Representative Allen resubmits the Conference Report on Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of August 2.

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Representative Owens moves, seconded by Representative Williams, that the House adjourn, subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conference committees, to reconvene August 2 at 10:00 a.m.

The motion carries.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 267** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD ETHYL ALCOHOL AS A SUBSTANCE SPECIFICALLY NAMED AS A TOXIC VAPOR AND TO MAKE ILLEGAL ANY INSTRUMENT THAT CAN BE USED TO ATOMIZE OR INTRODUCE A TOXIC VAPOR INTO THE BODY UNLESS IT IS A DEVICE USED TO DELIVER A PRESCRIPTION MEDICATION OR AN APPROVED OVER-THE-COUNTER MEDICATION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 433 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT THE LEXINGTON BARBECUE FESTIVAL AS THE OFFICIAL FOOD FESTIVAL OF THE NORTH CAROLINA PIEDMONT TRIAD, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

H.B. 679 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of August 2.

Senate Committee Substitute for **H.B. 1181** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MITCHELL COUNTY

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TO ENROLL ITS EMPLOYEES OR RETIREES IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN; AND TO ESTABLISH A TWO-YEAR MORATORIUM ON PARTICIPATION IN THE PLAN OF LOCAL GOVERNMENTS NOT PARTICIPATING OR AUTHORIZED TO PARTICIPATE AS OF A CERTAIN DATE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1304** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF REMAINING END-OF-YEAR TUITION ASSISTANCE PROGRAM FUNDS FOR REPAYMENT OF OUTSTANDING ELIGIBLE STUDENT LOANS FOR MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1401 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA INTERNAL AUDIT ACT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Senate Committee Substitute for **H.B. 1556**, 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, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

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Senate Committee Substitute for **H.B. 1607**, A BILL TO BE ENTITLED AN ACT ESTABLISHING JUNETEENTH NATIONAL FREEDOM DAY IN NORTH CAROLINA, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1738 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ADVISORY COMMISSION ON HOSPITAL INFECTION CONTROL AND DISCLOSURE, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Senate Committee Substitute for **H.B. 1785** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE CIGARETTE FIRE SAFETY BY ADOPTING A CIGARETTE FIRE-SAFETY STANDARD, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1817 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS REGARDING COVERED LOANS AND TO INCREASE THE COMMISSIONER'S DISCIPLINARY AUTHORITY OVER LICENSEES UNDER THE MORTGAGE LENDING ACT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of August 2.

The House stands adjourned.

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ONE HUNDRED THIRTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, August 2, 2007

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"From the beginning of time You have called men and women to positions of representative leadership. This year saw the men and women in this Chamber add their names to the long list of people in whom You placed Your trust to govern Your children rightly. We are grateful for the ways these Members have lived into their roles as the Peoples' Representatives.

"Of course, this Session was not without its share of problems or drama. Needless to say, we are thankful for Your sustaining grace in difficult times. We confess that we have not always done what we should have done; and undoubtedly, we have left some things undone that we shouldn't have. But, as we draw our time to a close, we are so very thankful for Your mercy that has enveloped this Chamber throughout this Session. I pray that You would instill a healthy dose of pride in these folks as they have diligently worked hard to restore the public confidence in this grand institution.

"Finally, we pray that You would grant unto the men and women of this Body, and to the countless support staff that helped them to do their jobs well, the satisfying grace that comes from the assurance of knowing that they have done well representing their constituents and living by their convictions. In all things, through all things and for all things, we give You our thanks and praise, Almighty God. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of August 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bordsen and Underhill for today. Representatives Brown, Brubaker, Church, Clary, Farmer-Butterfield, Gillespie, Grady, Kiser, Lewis, Luebke, McComas, Steen, Sutton, Walker, E. Warren, and Wright are excused for a portion of the Session.

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ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 8, AN ACT TO INCREASE THE "SAFE ZONES" NEAR CHILD CARE CENTERS AND SCHOOL GROUNDS REGARDING ILLEGAL DRUG SALES FROM THREE HUNDRED FEET TO ONE THOUSAND FEET, AND TO EXPAND THE "SAFE ZONE" FOR PUBLIC PARKS TO INCLUDE ALL PUBLIC PARKS, NOT JUST THOSE WITH PLAYGROUNDS, AND TO INCREASE THE DISTANCE OF THOSE SAFE ZONES TO ONE THOUSAND FEET.

S.B. 103, AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE ADDITIONAL FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS.

S.B. 242, AN ACT TO REFORM THE PROCESS FOR ADMINISTRATIVE AND JUDICIAL REVIEW OF DISPUTED TAX MATTERS.

S.B. 301, AN ACT TO PROVIDE THAT RECORDS OF A CIVIL REVOCATION OF DRIVERS LICENSES SHALL BE EXPUNGED FROM AN INDIVIDUAL'S DRIVING RECORD IF THE UNDERLYING CRIMINAL CHARGE IS EXPUNGED PURSUANT TO ARTICLE 5 OF CHAPTER 15A OF THE GENERAL STATUTES.

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S.B. 831, AN ACT STREAMLINING LOCAL GOVERNMENT REGULATION OF WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES AND THE COLLOCATION OF WIRELESS FACILITIES.

S.B. 844, AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO PROVIDE THAT: (1) AN APPLICATION FOR A CONSTRUCTION PERMIT FOR A PRIVATE DRINKING WATER WELL THAT IS TO BE LOCATED ON A SITE ON WHICH A WASTEWATER SYSTEM IS LOCATED MAY BE ACCOMPANIED BY A SITE PLAN RATHER THAN A PLAT; (2) PROOF OF COMPLETION OF ANY REQUIRED PROFESSIONAL DEVELOPMENT IS REQUIRED FOR RENEWAL OF A WELL CONTRACTOR CERTIFICATE; (3) THE TRANSPLANT OF SEED CLAMS AND SEED OYSTERS OF A CERTAIN SIZE THAT ORIGINATE FROM AN AQUACULTURE OPERATION PERMITTED BY THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES IS LAWFUL; (4) MEMBERS OF THE ADVISORY COMMISSION FOR THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES SHALL SERVE FOUR-YEAR STAGGERED TERMS; (5) TO EXTEND THE EXEMPTION FOR CERTAIN WELL CONTRACTORS FROM CONTINUING EDUCATION REQUIREMENTS FOR TWO YEARS; (6) DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION; (7) TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT AND NATURAL RESOURCES; AND (8) TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL REPORTING REQUIREMENTS.

S.B. 854, AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS AFFECTING ARMED SECURITY GUARDS.

S.B. 1036, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP THE BLUE RIDGE PARKWAY PLATE FOR MOTORCYCLES AND TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE BACK COUNTRY HORSEMEN OF NORTH CAROLINA AND FOR THE MAGGIE VALLEY TROUT FESTIVAL.

S.B. 1196, AN ACT TO MODIFY THE PROJECT DEVELOPMENT FINANCING ACT.

S.B. 1332, AN ACT AUTHORIZING THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO INCREASE CERTAIN FEES AND AMENDING AND UPDATING CER-

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TAIN OTHER PROVISIONS UNDER THE LAWS REGULATING HEARING AID DEALERS AND FITTERS.

S.B. 1362, AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE MAKING, AND TO INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES.

S.B. 1457, AN ACT TO REQUIRE BONDS FOR CONTRACTS ISSUED BY THE DIVISION OF MOTOR VEHICLES TO COMMISSION CONTRACTORS WHO OPERATE LICENSE PLATE AGENCIES, TO ADD CHARLOTTE TO THE DIVISION OF MOTOR VEHICLES OPERATED REGISTRATION OFFICES, TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO HAVE AT LEAST TWO AUTHORIZED ONLINE MOTOR VEHICLE REGISTRATION VENDORS APPROVED FOR CONTRACTING AT ALL TIMES, AND TO AUTHORIZE COMMISSION CONTRACT AGENTS TO CONTRACT WITH ONLINE DEALER REGISTRATION VENDORS.

S.B. 1513, AN ACT TO ALLOW COUNTIES TO PARTICIPATE IN FINANCING IMPROVEMENTS TO PUBLIC STREETS, HIGHWAYS, AND BRIDGES; AND TO ALLOW MUNICIPALITIES THAT RECEIVE AN ALLOCATION OF FUNDS FROM THE HIGHWAY FUND AND THE HIGHWAY TRUST FUND WITH MONIES FOR REPAIR, MAINTENANCE, CONSTRUCTION, RECONSTRUCTION, WIDENING, OR IMPROVING STREETS OF THE MUNICIPALITY AN OPTION TO ELECT TO CONTINUE TO RECEIVE ALLOCATIONS OR HAVE THE ALLOCATION REPROGRAMMED TO FUND ANY PROJECT ON THE DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION IMPROVEMENT LIST.

S.B. 1527, AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS RELATING TO LICENSING OF INSURANCE PRODUCERS AND BAIL BONDSMEN; TO MAKE CHANGES IN THE FEE STRUCTURES FOR AGENTS AND ADJUSTERS; TO AUTHORIZE THE OUTSOURCING

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OF CERTAIN FUNCTIONS RELATING TO THE ADMINISTRATION OF CONTINUING EDUCATION AND ADMINISTRATIVE PROGRAMS; TO REQUIRE THE DEPARTMENT OF INSURANCE TO STUDY ISSUES RELATED TO LIFE INSURANCE BENEFICIARY NOTIFICATION; TO EXEMPT INSURERS FROM AUTOMATIC RENEWAL DISCLOSURE CLAUSE REQUIREMENTS; TO INSTITUTE A METHOD OF STREAMLINING CERTAIN APPEALS OF DISPUTES BETWEEN LOCAL INSPECTORS AND PERSONS SUBJECT TO THE STATE BUILDING CODE AND TO REQUIRE THE DEPARTMENT OF INSURANCE TO ISSUE ITS DECISION ON THESE LIMITED APPEALS WITHIN TEN BUSINESS DAYS; AND TO MAKE OTHER SUBSTANTIVE CHANGES.

H.B. 206, AN ACT TO DISTINGUISH BETWEEN SPECIAL PLATES ISSUED TO BRONZE STAR RECIPIENTS FOR MERITORIOUS SERVICE OR FOR VALOR IN COMBAT.

H.B. 573, AN ACT TO PROVIDE THAT A DISTRICT COURT JUDGE OR SUPERIOR COURT JUDGE WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES.

H.B. 628, AN ACT TO CREATE A UNIFORM CO-PAYMENT SCHEDULE FOR MH/DD/SA SERVICES AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

H.B. 649, AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO LANDSCAPE CONTRACTORS.

H.B. 779, AN ACT TO INCREASE THE CONTRIBUTORY DEATH BENEFIT PAYABLE ON BEHALF OF RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM.

H.B. 818, AN ACT TO AMEND THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE AND TO AMEND THE LAWS PERTAINING TO THE PRACTICE OF DENTISTRY.

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H.B. 1460, AN ACT TO ALLOW THE ATTORNEY GENERAL TO REQUIRE CERTAIN CIGARETTE MANUFACTURERS TO MAKE QUARTERLY ESCROW DEPOSITS, TO TREAT CERTAIN AFFILIATES OF A MANUFACTURER OF OTHER TOBACCO PRODUCTS AS IF THEY WERE THE MANUFACTURER FOR PURPOSES OF ADMINISTRATION OF THE EXCISE TAX ON OTHER TOBACCO PRODUCTS, AND TO PROVIDE THAT THE PERMISSION GRANTED TO A CIGARETTE MANUFACTURER TO BE RELIEVED OF PAYING THE CIGARETTE EXCISE TAX APPLIES TO ALL TOBACCO PRODUCTS DISTRIBUTED BY THE MANUFACTURER.

H.B. 1551, AN ACT TO ENACT THE STATE GOVERNMENTAL ACCOUNTABILITY AND INTERNAL CONTROL ACT; TO ESTABLISH INTERNAL CONTROL STANDARDS FOR STATE GOVERNMENT; AND TO INCREASE FISCAL ACCOUNTABILITY WITHIN STATE GOVERNMENT.

H.B. 1652, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE AN E-911 TELECOMMUNICATOR SPECIAL REGISTRATION PLATE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 15, AN ACT TO INCORPORATE THE TOWN OF HAMPSTEAD.

S.B. 16, AN ACT TO ALLOW THE TOWN OF BOILING SPRINGS TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS.

S.B. 384, AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION FORMULA.

S.B. 489, AN ACT TO MODIFY THE OCCUPANCY TAX OF THE CITY OF LUMBERTON.

S.B. 530, AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES AND PERMITTING THE CITY OF RALEIGH TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO TWENTY DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE CITY.

August 2, 2007

S.B. 616, AN ACT TO ALLOW THE TOWN OF RIVER BEND TO ANNEX AND EXERCISE EXTRATERRITORIAL JURISDICTION AS PROVIDED UNDER GENERAL LAW.

H.B. 429, AN ACT TO AUTHORIZE THE TOWNS OF OCEAN ISLE BEACH, EMERALD ISLE, AND HOLDEN BEACH TO SET CANAL DREDGING FEES BASED ON A PROPERTY OWNER'S FRONTAGE ABUTTING A DREDGING PROJECT, AND TO MODIFY BRUNSWICK COUNTY'S FIRE PROTECTION FEES.

H.B. 849, AN ACT TO AUTHORIZE THE TOWN OF MORRISVILLE TO REGULATE GOLF CARTS ON PUBLIC STREETS OR HIGHWAYS WITHIN THE TOWN OR ON PROPERTY OWNED OR LEASED BY THE TOWN.

H.B. 1013, AN ACT TO AUTHORIZE HAYWOOD COUNTY TO LEVY AN ADDITIONAL ONE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 749, AN ACT TO IMPLEMENT EFFICIENCIES WITHIN THE UNIVERSITY SYSTEM AND STATE GOVERNMENT AS RECOMMENDED BY THE PRESIDENT'S ADVISORY COMMITTEE ON EFFICIENCY AND EFFECTIVENESS (PACE). (S.L. 2007-322)

H.B. 1473, AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES. (S.L. 2007-323)

H.B. 562, AN ACT TO AUTHORIZE THE TOWN OF MORRISVILLE TO ANNEX CERTAIN PROPERTIES CURRENTLY TOTALLY SURROUNDED BY THE CORPORATE LIMITS. (S.L. 2007-324)

H.B. 1415, AN ACT TO PROVIDE THAT A MEMBER OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM SHALL NOT BE DENIED SHORT-TERM DISABILITY BENEFITS DUE TO AN ABSENCE FOR MILITARY SERVICE AND TO AMEND THE LAW PROVIDING LONG-TERM DISABILITY BENEFITS FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM. (S.L. 2007-325)

August 2, 2007

H.B. 956, AN ACT TO MODIFY THE PROVISION THAT PERMITS RETIRED TEACHERS TO RETURN TO THE CLASSROOM WITHOUT A LOSS OF RETIREMENT BENEFITS. (S.L. 2007-326)

S.B. 181, AN ACT TO AUTHORIZE THE TOWN OF CLAYTON TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE AND TO ALLOW THE TOWN OF CLAYTON TO ANNEX BY VOLUNTARY PETITION AREAS THAT ARE MORE THAN THREE MILES FROM THE TOWN'S PRIMARY CORPORATE LIMITS IF THE AREAS ARE CONTIGUOUS TO THE TOWN'S SATELLITE CORPORATE LIMITS. (S.L. 2007-327)

S.B. 398, AN ACT TO ALLOW THE CITIZENS OF UNION COUNTY TO DETERMINE IF DISTRICT REPRESENTATION SHOULD BE IMPLEMENTED FOR THE UNION COUNTY BOARD OF COMMISSIONERS. (S.L. 2007-328)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Pate:

H.R. 2072, A HOUSE RESOLUTION SUPPORTING ENACTMENT OF THE PASSENGER RAIL INVESTMENT AND IMPROVEMENT ACT OF 2007 (SENATE BILL 294) AND OTHER PUBLIC PRIVATE INVESTMENTS IN RAIL INFRASTRUCTURE TO BE CONSIDERED BY THE CONGRESS OF THE UNITED STATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute No. 2 for **H.B. 1005** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BONDS FOR CONTRACTS ISSUED BY THE DIVISION OF MOTOR VEHICLES TO COMMISSION CONTRACTORS WHO OPERATE LICENSE PLATE AGENCIES, is returned for concurrence in Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Senate Committee Substitute Bill No. 2 is placed on today's Calendar.

August 2, 2007

Upon concurrence Senate Committee Substitute Bill No. 2 changes the title.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 1, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 864** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS, TO REPEAL THE SALES AND USE TAX EXEMPTION FOR NUTRITIONAL SUPPLEMENTS SOLD BY A CHIROPRACTOR, AND TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS, and requests conferees. The President *Pro Tempore* appoints:

Senator Purcell, Chair
Senator Clodfelter
Senator Bingham

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

CONFERENCE REPORTS

Representative Martin moves the adoption of the following Conference Report.

August 2, 2007

Senate Committee Substitute for H.B. 671

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 671, A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD, Senate State & Local Government Committee Substitute Adopted 7/25/07, submit the following report:

The House concurs in the Senate State & Local Government Committee Substitute Adopted 7/25/07 with an amendment as follows: on page 2, lines 28-33 by rewriting those lines to read:

- "b. The Governor shall select a person to serve as the temporary replacement representative or senator. If the appropriate party executive committee recommends an eligible person within 14 days of the occurrence of the vacancy, the appointment shall be made under the same procedure as provided by G.S. 163-11. If a recommendation is not made on a timely basis, the Governor may appoint any person who is both:
1. A resident of the legislative district represented by the legislator being temporarily replaced.
 2. A member of the same political party as the legislator being temporarily replaced.
- In any case, the person appointed must be eligible to serve under Section 6 of Article II of the North Carolina Constitution if a senator or Section 7 of Article II of the North Carolina Constitution if a representative."

The Senate agrees to the same.

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

Date conferees approved report: August 1, 2007.

August 2, 2007

*Conferees for the
Senate*

S/ Malcolm Graham, Chair
S/ Richard Stevens

*Conferees for the
House of Representatives*

S/ Grier Martin, Chair
S/ Ric Killian, Chair
S/ Walter G. Church, Sr., Chair

The Conference Report is adopted, by electronic vote (106-0), and the Senate is so notified by Special Message.

Representative Allen moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 820

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 820, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN AND THE ALLOCATION OF SURFACE WATER RESOURCES AND TO AMEND THE LAWS GOVERNING THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN, Senate Finance Committee Substitute Adopted 7/26/07 Third Edition Engrossed 7/27/07, submit the following report:

The House and Senate agree to the following amendment to the Senate Finance Committee Substitute Adopted 7/26/07 Third Edition Engrossed 7/27/07, and the House concurs in the Senate Finance Committee Substitute as amended:

Delete the entire Senate Finance Committee Substitute and substitute the attached proposed Conference Committee Substitute H820-PCCS-30533-SB-1.

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

Date conferees approved report: 1 August 2007.

August 2, 2007

*Conferees for the
Senate*

S/ Joe Sam Queen, Chair
 S/ Charles W. Albertson
 S/ Daniel G. Clodfelter
 S/ Fletcher L. Hartsell, Jr.
 S/ Richard Y. Stevens

*Conferees for the
House of Representatives*

S/ Lucy T. Allen, Chair
 S/ Becky Carney
 S/ Walter G. Church, Sr.
 S/ Mitch Gillespie
 S/ Grier Martin
 S/ Ruth Samuelson
 S/ Cullie M. Tarleton
 S/ Ray Warren

On motion of Representative Stam and without objection, the Conference Report is temporarily displaced.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 1027** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE YADKIN COUNTY TO LEVY A ROOM OCCUPANCY TAX.

The House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blue, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Love, Lucas, Martin, McAllister, McComas, McElraft, McLawhorn, Michaux, Mobley, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, and Yongue - 89.

Voting in the negative: Representatives Allred, Avila, Blackwood, Blust, Boylan, Brown, Cleveland, Dollar, Folwell, Frye, Gillespie, Gulley, Hilton, Holloway, Killian, Moore, Neumann, Setzer, Tillis, and Wiley - 20.

August 2, 2007

Excused absences: Representatives Bordsen, Lewis, Luebke, Underhill, and E. Warren - 5.

H.B. 1228 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME.

On motion of Representative Gibson, the House concurs in the Senate committee substitute bill, by electronic vote (79-30), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1381** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO RAISE THE CEILING ON CERTAIN LICENSURE FEES.

The House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Barnhart, Bell, Blackwood, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McLawhorn, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, and Yongue - 96.

August 2, 2007

Voting in the negative: Representatives Allred, Avila, Brown, Cleveland, Daughtridge, Dollar, Folwell, Frye, Gillespie, Hilton, Moore, Ray, Setzer, West, and Wiley - 15.

Excused absences: Representatives Bordsen, Luebke, Underhill, and E. Warren - 4.

Senate Committee Substitute for **H.B. 1786** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PROMOTERS OF TOUGHMAN MATCHES IN NORTH CAROLINA TO ACQUIRE LIABILITY INSURANCE.

The House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled and presented to the Governor by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Blust, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Howard, Insko, Jeffus, Jones, Justice, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, R. Warren, Weiss, West, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 95.

Voting in the negative: Representatives Blackwood, Brown, Cleveland, Folwell, Gillespie, Gulley, Hilton, Holloway, Hurley, Johnson, Justus, Killian, Kiser, Ray, Sutton, and Walker - 16.

Excused absences: Representatives Bordsen, Luebke, Underhill, and E. Warren - 4.

Representative Dollar requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (96-16).

S.B. 604 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP THE AD VALOREM TAX RATE OF THE TOWN OF WENTWORTH, passes its third reading, by the following vote, and is ordered enrolled.

August 2, 2007

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 102.

Voting in the negative: Representatives Boylan, Folwell, Frye, Gulley, Hilton, Killian, Samuelson, Setzer, Tillis, and West - 10.

Excused absences: Representatives Bordsen, Luebke, Underhill, and E. Warren - 4.

S.B. 609 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CHATHAM COUNTY TO USE RECREATION FUNDS RECEIVED FROM SUBDIVISION DEVELOPERS TO CONSTRUCT AND ACQUIRE RECREATIONAL FACILITIES IN CHATHAM COUNTY, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Church, Clary, Cleveland, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Gillespie, Glazier, Goforth, Goodwin, Grady, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, and Yongue - 102.

Voting in the negative: Representatives Boylan, Folwell, Frye, Gulley, Hilton, Killian, Samuelson, Setzer, Tillis, and West - 10.

August 2, 2007

Excused absences: Representatives Bordsen, Luebke, Underhill, and E. Warren - 4.

S.B. 684 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FUNDING FOR THE STATEWIDE SPAY AND NEUTER PROGRAM FROM THE SALE OF RABIES VACCINATION TAGS AND TO REQUIRE REPORTING ON THE PROGRAM, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill, by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Barnhart, Bell, Blue, Boylan, Braxton, Brisson, Brubaker, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford, Cunningham, Current, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Frye, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Holliman, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Kiser, Langdon, Lewis, Love, Lucas, Martin, McAllister, McComas, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Spear, Stam, Starnes, Steen, Stiller, Sutton, Tarleton, Thomas, Tillis, Tolson, Wainwright, Walend, Walker, R. Warren, Weiss, West, Wilkins, Williams, Womble, Wray, and Yongue - 99.

Voting in the negative: Representatives Blackwood, Blust, Brown, Cleveland, Daughtridge, Folwell, Gillespie, Hilton, Holloway, Killian, Setzer, and Wiley - 12.

Excused absences: Representatives Bordsen, Luebke, Underhill, and E. Warren - 4.

Senate Committee Substitute for **H.B. 1304** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF REMAINING END-OF-YEAR TUITION ASSISTANCE PROGRAM FUNDS FOR REPAYMENT OF OUTSTANDING ELIGIBLE STUDENT LOANS FOR MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD.

On motion of Representative Lucas, the House does not concur in the Senate committee substitute bill, by electronic vote (112-0), and conferees are requested.

The Speaker appoints Representatives Lucas, Martin, Tillis, Killian, Pate and Bryant as conferees on the part of the House and the Senate is so notified by Special Message.

August 2, 2007

H.B. 1401 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA INTERNAL AUDIT ACT.

On motion of Representative Crawford, the House concurs in the Senate committee substitute bill, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1499** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE HOMESTEAD EXCLUSION INCOME LIMIT TO TWENTY-FIVE THOUSAND DOLLARS FOR NORTH CAROLINA RESIDENTS WHO ARE AT LEAST SIXTY-FIVE YEARS OF AGE OR WHO ARE TOTALLY AND PERMANENTLY DISABLED.

On motion of Representative Martin and without objection, the bill is temporarily displaced.

Senate Committee Substitute for **H.B. 1607**, A BILL TO BE ENTITLED AN ACT ESTABLISHING JUNETEENTH NATIONAL FREEDOM DAY IN NORTH CAROLINA.

On motion of Representative Womble, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (109-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1738 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ADVISORY COMMISSION ON HOSPITAL INFECTION CONTROL AND DISCLOSURE.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1785** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE CIGARETTE FIRE SAFETY BY ADOPTING A CIGARETTE FIRE-SAFETY STANDARD.

On motion of Representative Insko, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (105-6), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1817 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS REGARDING COVERED LOANS

August 2, 2007

AND TO INCREASE THE COMMISSIONER'S DISCIPLINARY AUTHORITY OVER LICENSEES UNDER THE MORTGAGE LENDING ACT.

On motion of Representative Blue, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1556**, 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.

On motion of Representative Owens, the House does not concur in the Senate committee substitute bill, by electronic vote (113-0), and conferees are requested.

The Speaker appoints Representatives Owens, Hill, Brubaker, and Blue as conferees on the part of the House and the Senate is so notified by Special Message.

H.B. 22, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT.

On motion of Representative Walend, the House concurs in the Senate amendment, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 265** (Committee Substitute No. 4), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA HEALTH INSURANCE RISK POOL.

On motion of Representative Insko, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 267** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD ETHYL ALCOHOL AS A SUBSTANCE SPECIFICALLY NAMED AS A TOXIC VAPOR AND TO MAKE ILLEGAL ANY INSTRUMENT THAT CAN BE USED TO ATOMIZE OR INTRODUCE A TOXIC VAPOR INTO THE BODY UNLESS IT IS A DEVICE USED TO DELIVER A PRESCRIPTION MEDICATION OR AN APPROVED OVER-THE-COUNTER MEDICATION.

August 2, 2007

On motion of Representative Gibson, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (98-14), and the bill is ordered enrolled and presented to the Governor by Special Message.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **S.B. 864** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS; TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS: Representatives Weiss, Luebke, Howard, and McComas.

The Senate is so notified by Special Message.

On motion of the Speaker, the House recesses at 11:11 a.m., subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conferees.

RECESS

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the conferees for **S.B. 864** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR

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PROFESSIONAL DISCIPLINE OF CHIROPRACTORS, TO REPEAL THE SALES AND USE TAX EXEMPTION FOR NUTRITIONAL SUPPLEMENTS SOLD BY A CHIROPRACTOR, AND TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS, have been dismissed and the Senate has concurred in the House Committee Substitute.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker dismisses the House conferees.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 229, AN ACT TO DETERMINE THE RESIDENCY STATUS OF PERSONS JAILED ON FELONY OR DRIVING WHILE IMPAIRED CHARGES.

S.B. 581, AN ACT TO ALLOW COUNTIES AND CITIES TO PROVIDE BUILDING PERMIT FEE REDUCTIONS OR PARTIAL REBATES TO ENCOURAGE CONSTRUCTION OF BUILDINGS USING SUSTAINABLE DESIGN PRINCIPLES TO ACHIEVE ENERGY EFFICIENCY.

S.B. 1152, AN ACT TO REQUIRE COUNTIES AND CITIES TO PAY INTEREST ON ILLEGALLY EXACTED TAXES, FEES, OR MONETARY CONTRIBUTIONS FOR DEVELOPMENT THAT ARE NOT SPECIFICALLY AUTHORIZED BY LAW.

S.B. 1270, AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT.

S.B. 1272, AN ACT TO EXEMPT BIODIESEL THAT IS PRODUCED BY AN INDIVIDUAL FOR PERSONAL USE IN A PRIVATE PASSENGER VEHICLE FROM THE MOTOR FUEL EXCISE TAX.

S.B. 1485, AN ACT AMENDING EDUCATION REQUIREMENTS FOR REAL ESTATE APPRAISERS UNDER THE NORTH CAROLINA APPRAISERS ACT, ELIMINATING THE CATEGORY OF LICENSED

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RESIDENTIAL REAL ESTATE APPRAISER, AND AUTHORIZING THE NORTH CAROLINA APPRAISAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES.

S.B. 1517, AN ACT TO REQUIRE THE CONSPICUOUS DISCLOSURE OF ANY MAINTENANCE FEES CHARGED FOR GIFT CARDS AND TO PROHIBIT ISSUERS OF GIFT CARDS FROM CHARGING MAINTENANCE FEES FOR ONE YEAR AFTER THE DATE OF PURCHASE.

H.B. 777, AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM.

H.B. 1395, AN ACT TO AUTHORIZE THE UTILITIES COMMISSION TO CONSIDER DIFFERENCES BETWEEN ELECTRIC MEMBERSHIP CORPORATIONS AND CITIES NOT RESOLVED PURSUANT TO G.S. 160A-331.2(B), AS ENACTED BY S.L. 2005-150.

H.B. 1828, AN ACT TO STRENGTHEN THE MATCHING FUNDS PROVISION OF THE JUDICIAL PUBLIC CAMPAIGN ACT; AND TO APPROPRIATE FUNDS FOR IMPLEMENTATION.

H.B. 1829, AN ACT AUTHORIZING THE NORTH CAROLINA MANUFACTURED HOUSING BOARD TO USE ALTERNATIVE METHODS FOR CRIMINAL HISTORY RECORD CHECKS OF APPLICANTS FOR LICENSURE UNDER THE LAWS REGULATING MANUFACTURED HOMES.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CONFERENCE REPORT

The Conference Report for Senate Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN NATURAL RESOURCES LAWS TO CLARIFY THAT DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, which was temporarily displaced, is before the Body.

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The Conference Report, which changes the title, is adopted, by electronic vote (107-5), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 518.)

Representative Farmer-Butterfield requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-5).

CALENDAR (continued)

H.B. 679 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION.

On motion of Representative Cole, the House does not concur in the Senate amendment, by electronic vote (108-4), and conferees are requested.

The Speaker appoints Representative Cole, Chair; Representatives Carney, Saunders, McComas, and Pate, as conferees on the part of the House and the Senate is so notified by Special Message.

H.B. 433 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT THE LEXINGTON BARBECUE FESTIVAL AS THE OFFICIAL FOOD FESTIVAL OF THE NORTH CAROLINA PIEDMONT TRIAD.

On motion of Representative Dockham, the House concurs in the Senate committee substitute bill, by electronic vote (109-4), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 508** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWNS OF BILTMORE FOREST, BLOWING ROCK, OCEAN ISLE, AND SUNSET BEACH TO ENROLL ITS EMPLOYEES OR RETIREES IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

On motion of Representative Tarleton, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (110-3), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 769 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE COMPLIANCE WITH MOTOR CARRIER AND

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COMMERCIAL DRIVERS LICENSE PROVISIONS OF CHAPTER 20 OF THE GENERAL STATUTES AND TO AUTHORIZE THE COMMISSIONER OF MOTOR VEHICLES TO ENTER INTO THE UNIFIED MOTOR CARRIER REGISTRATION AGREEMENT.

On motion of Representative Carney, the House concurs in the Senate committee substitute bill, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE PUNISHMENTS FOR UNLAWFUL OPERATION OF AN AUDIO-VISUAL RECORDING DEVICE.

On motion of Representative Steen, the House concurs in the Senate amendment, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1110** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE STATE GOVERNMENT ETHICS ACT AND THE LEGISLATIVE ETHICS ACT BY CHANGING IMMEDIATE HOUSEHOLD TO IMMEDIATE FAMILY IN THE STATUTE DEALING WITH DISCLOSURE OF CONFIDENTIAL INFORMATION, DELETING AND RECODIFYING THE SECTION REQUIRING PRIVATE AND PUBLIC ENTERPRISES TO BE LISTED ON A STATEMENT OF ECONOMIC INTEREST FORM, REMOVING JUDICIAL OFFICERS FROM A GIFT BAN EXCEPTION AND MAKING A TECHNICAL CHANGE TO THE GIFT BAN EXCEPTION DEALING WITH EDUCATIONAL MEETINGS FOR PUBLIC SERVANTS, AND ADDING THE TERM "LEGISLATIVE EMPLOYEE" IN THE SECTION DEALING WITH EMPLOYMENT AND SUPERVISION OF MEMBERS OF A LEGISLATIVE EMPLOYEE'S EXTENDED FAMILY, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS.

On motion of Representative Howard, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1181** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MITCHELL COUNTY TO ENROLL ITS EMPLOYEES OR RETIREES IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR

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MEDICAL PLAN; AND TO ESTABLISH A TWO-YEAR MORATORIUM ON PARTICIPATION IN THE PLAN OF LOCAL GOVERNMENTS NOT PARTICIPATING OR AUTHORIZED TO PARTICIPATE AS OF A CERTAIN DATE.

On motion of Representative Hall, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Senate Committee Substitute for **H.B. 1499** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE HOMESTEAD EXCLUSION INCOME LIMIT TO TWENTY-FIVE THOUSAND DOLLARS FOR NORTH CAROLINA RESIDENTS WHO ARE AT LEAST SIXTY-FIVE YEARS OF AGE OR WHO ARE TOTALLY AND PERMANENTLY DISABLED, which was temporarily displaced, is before the Body.

On motion of Representative Martin, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

H.B. 714 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND CONFORMING MODIFICATIONS TO THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

S.B. 914, A BILL TO BE ENTITLED AN ACT TO GIVE TEACHERS CREDIT FOR THE EXCESS PERSONAL LEAVE TIME THAT THEY EARN AND TO ENSURE THAT TEACHERS CAN TAKE PERSONAL LEAVE WITH FIVE DAYS' NOTICE, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

Representative Current requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (112-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

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S.B. 1313 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CONSENT OF THE COUNCIL OF STATE IN ORDER FOR ANY ZONING ORDINANCE TO APPLY TO STATE-OWNED BUILDINGS WITHIN SIX BLOCKS OF THE STATE CAPITOL, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1431 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADDITION OF DEEP RIVER STATE TRAIL TO THE STATE PARKS SYSTEM AND TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA PARKS AND RECREATION AUTHORITY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

S.B. 1435 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, MUTUAL BURIAL ASSOCIATIONS, PRENEED FUNERAL FUNDS, AND CREMATIONS.

On motion of Representative Howard, Committee Amendment No. 1 is adopted by electronic vote (112-1).

Representative Weiss offers Amendment No. 2 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blue, Blust, Brisson, Bryant, Carney, Church, Clary, Coates, Coleman, Cotham, Crawford, Cunningham, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Holliman, Holloway, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Love, Luebke, Martin, McComas, McGee, Michaux, Mobley, Owens, Parmon,

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Pate, Pierce, Rapp, Ross, Saunders, Stam, Starnes, Stiller, Sutton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 85.

Voting in the negative: Representatives Allred, Boylan, Braxton, Brown, Brubaker, Cleveland, Cole, Current, Folwell, Frye, Gillespie, J. Harrell, Hilton, Howard, Hurley, Lewis, Lucas, McElraft, McLawhorn, Moore, Neumann, Ray, Samuelson, Setzer, Spear, Steen, Tarleton, and West - 28.

Excused absences: Representatives Bordsen, Underhill, and E. Warren - 3.

S.J.R. 1572, A JOINT RESOLUTION ACKNOWLEDGING THE FINDINGS OF THE 1898 WILMINGTON RACE RIOT COMMISSION.

The Speaker stops debate and attends to the following business.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 6, AN ACT TO (1) CLARIFY THE APPLICATION OF CERTAIN SETBACK REQUIREMENTS FOR DISPOSAL UNITS OF SANITARY LANDFILLS; (2) REVISE THE DISTRIBUTION OF THE PROCEEDS OF THE SOLID WASTE DISPOSAL TAX; AND (3) PROVIDE REIMBURSEMENT OF CERTAIN COSTS INCURRED IN CONNECTION WITH APPLICATIONS FOR PERMITS FOR SANITARY LANDFILLS.

H.B. 22, AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT.

H.B. 265, AN ACT TO ESTABLISH THE NORTH CAROLINA HEALTH INSURANCE RISK POOL.

H.B. 267, AN ACT TO ALLOW THE ISSUANCE OF OFF-PREMISES MALT BEVERAGE AND UNFORTIFIED WINE PERMITS TO INCORPORATED MUNICIPALITIES AFTER AN ELECTION ALLOWING THE SALE OF MIXED BEVERAGES, TO AMEND THE LAW CONCERNING THE JANUARY 1, 2008, REQUIREMENT FOR CERTAIN ABC PERMITTEES TO RECYCLE BEVERAGE CONTAINERS, AND TO AUTHORIZE WINEMAKING ON PREMISES BY AN UNFORTIFIED WINERY PERMIT HOLDER.

H.B. 1381, AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO RAISE THE CEILING ON CERTAIN LICENSURE FEES AND AUTHORIZING THE NORTH CAROLINA MEDICAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES.

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H.B. 1401, AN ACT TO ENACT THE NORTH CAROLINA INTERNAL AUDIT ACT.

H.B. 1607, AN ACT RECOGNIZING JUNETEENTH NATIONAL FREEDOM DAY IN NORTH CAROLINA.

H.B. 1738, AN ACT TO ESTABLISH THE ADVISORY COMMISSION ON HOSPITAL INFECTION CONTROL AND DISCLOSURE.

H.B. 1785, AN ACT TO REQUIRE CIGARETTE FIRE SAFETY BY ADOPTING A CIGARETTE FIRE-SAFETY STANDARD AND TO CLARIFY THE STOCKHOLDER REQUIREMENTS FOR A BEHAVIORAL HEALTH PROFESSIONAL CORPORATION.

H.B. 1786, AN ACT TO DEFINE AND REGULATE MIXED MARTIAL ARTS, AND TO AUTHORIZE THE ALCOHOL LAW ENFORCEMENT DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO ESTABLISH AND RAISE CERTAIN FEES.

H.B. 1817, AN ACT TO PROTECT CONSUMERS REGARDING COVERED LOANS AND TO INCREASE THE COMMISSIONER'S DISCIPLINARY AUTHORITY OVER LICENSEES UNDER THE MORTGAGE LENDING ACT.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 604, AN ACT TO CAP THE AD VALOREM TAX RATE OF THE TOWN OF WENTWORTH.

S.B. 609, AN ACT TO ALLOW CHATHAM COUNTY TO USE RECREATION FUNDS RECEIVED FROM SUBDIVISION DEVELOPERS TO CONSTRUCT AND ACQUIRE RECREATIONAL FACILITIES IN CHATHAM COUNTY.

H.B. 1027, AN ACT TO INCREASE THE OCCUPANCY TAX FOR THE TOWN OF JONESVILLE, TO AUTHORIZE YADKIN COUNTY TO LEVY AN OCCUPANCY TAX IN A TAX DISTRICT COMPRISING THE UNINCORPORATED AREAS OF THE COUNTY, AND TO AUTHORIZE THE TOWN OF YADKINVILLE TO LEVY AN OCCUPANCY TAX.

H.B. 1228, AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A

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CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 1, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 509** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO CHANGE THE PENALTIES ASSESSED ON MOTORISTS FOR CERTAIN EMISSIONS VIOLATIONS, and requests conferees. The President *Pro Tempore* appoints:

Senator Jenkins, Chair
Senator Hoyle
Senator Brown

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

August 2, 2007

The Speaker appoints Representative Martin, Chair; Representatives Glazier and Thomas as conferees on the part of the House and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 671** (Conference Report), A BILL TO BE ENTITLED AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

H.B. 1366 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE SCHOOL VIOLENCE PREVENTION ACT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on today's Calendar.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that Senator Goss should have been listed as a conferee on the message that you received from the Senate on August 1, 2007 for **H.B. 1737** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES AND TO LIMIT CONTRIBUTIONS.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 820** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN AND THE ALLOCATION OF SURFACE WATER RESOURCES AND TO AMEND THE LAWS GOVERNING THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

August 2, 2007

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

CALENDAR (continued)

S.J.R. 1572, A JOINT RESOLUTION ACKNOWLEDGING THE FINDINGS OF THE 1898 WILMINGTON RACE RIOT COMMISSION, is before the Body.

The resolution passes its second reading, by electronic vote (80-27), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Wainwright removes his objection to the third reading of **S.B. 1435** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, MUTUAL BURIAL ASSOCIATIONS, PRENEED FUNERAL FUNDS, AND CREMATIONS.

On motion of the Speaker, the House recesses at 1:28 p.m., subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conferees.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 1079 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING PROTECTIONS FOR VICTIMS OF HUMAN TRAFFICKING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

The House reconvenes pursuant to recess and is called to order by the Speaker.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 1492** (Conference Report), A BILL TO BE ENTITLED AN ACT TO: (1) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (2) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE WITHOUT THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES; (3) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (4) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (5) REQUIRE THAT AN OWNER OR OPERATOR OF A SANITARY LANDFILL ESTABLISH FINANCIAL ASSURANCE SUFFICIENT TO COVER A MINIMUM OF THREE MILLION DOLLARS IN COSTS FOR POTENTIAL ASSESSMENT AND CORRECTIVE ACTION AT THE FACILITY, IN ADDITION TO OTHER FINANCIAL RESPONSIBILITY REQUIREMENTS; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) SPECIFY ADDITIONAL TECHNICAL REQUIREMENTS FOR SOLID WASTE MANAGEMENT FACILITIES; (10) REQUIRE THAT ALL APPLICANTS FOR PERMITS

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FOR SANITARY LANDFILLS CONDUCT AN ENVIRONMENTAL IMPACT STUDY; (11) REQUIRE THAT CERTAIN APPLICANTS FOR SOLID WASTE MANAGEMENT FACILITY PERMITS CONDUCT A TRAFFIC STUDY; (12) CLARIFY THE CIRCUMSTANCES UNDER WHICH A UNIT OF LOCAL GOVERNMENT MAY COLLECT A SOLID WASTE AVAILABILITY FEE; (13) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (14) ESTABLISH FEES APPLICABLE TO PERMITS FOR SOLID WASTE MANAGEMENT FACILITIES TO SUPPORT THE SOLID WASTE MANAGEMENT PROGRAM; (15) ESTABLISH A SOLID WASTE DISPOSAL TAX TO BE IMPOSED ON THE DISPOSAL OF MUNICIPAL SOLID WASTE IN LANDFILLS IN THE STATE AND ON THE TRANSFER OF MUNICIPAL SOLID WASTE FOR DISPOSAL OUTSIDE THE STATE IN ORDER TO PROVIDE FUNDS FOR THE ASSESSMENT AND REMEDIATION OF PRE-1983 LANDFILLS AND FOR OTHER PURPOSES; (16) ESTABLISH A COMPUTER EQUIPMENT MANAGEMENT PROGRAM; (17) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (18) DIRECT THE ENVIRONMENT REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT AND THE TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE; AND (19) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES, and when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

Pursuant to your message received on August 1, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1743** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ACCEPT ABSENTEE BALLOTS THAT ARRIVE BY FIVE

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O'CLOCK P.M. ON ELECTION DAY; TO CLARIFY THE PERJURY PROVISION IN CAMPAIGN FINANCE STATUTES; TO PROVIDE CIVIL PENALTIES FOR DECEPTIVE LATE FILING OF CAMPAIGN REPORTS; TO REPEAL THE THREE-THOUSAND-DOLLAR PRESUMPTION OF A COMMITTEE'S MAJOR PURPOSE; TO PROVIDE FOR EARLIER DISTRIBUTION OF THE JUDICIAL VOTER GUIDE; TO CORRECT AN ERROR IN THE ELECTIONS OATH STATUTE; TO PROVIDE FOR PARTICIPATION IN THE CENSUS REDISTRICTING DATA PROGRAM AND FOR CONSISTENCY OF ELECTION DATA; TO ALLOW BALLOTS TO BE COMBINED; TO CORRECT AND MAKE CONSISTENT THE DESIGNATION OF MULTICOUNTY DISTRICTS IN THE BALLOT ACCESS STATUTES; TO PROVIDE FOR A MISDEMEANOR PENALTY FOR BREACHING BALLOT SECRECY; TO PROVIDE THAT A BALLOT NEED NOT HAVE A WRITE-IN SPACE IF NO WRITE-INS ARE ALLOWED; TO CORRECT A DATE REFERENCE IN THE CERTIFICATION STATUTE; TO EXTEND THE PROVISION FOR RECASTING LOST VOTES; TO CLARIFY THAT THE BUFFER ZONE LAW APPLIES TO ONE-STOP SITES; TO EXTEND THE LIMITATIONS ON POLITICAL ACTIVITIES FOR ELECTION BOARD MEMBERS TO ELECTION BOARD EMPLOYEES; TO REQUIRE THAT BOARDS OF ELECTIONS BE PROVIDED MAPS OF SANITARY DISTRICTS; TO PROVIDE MISDEMEANOR PENALTIES FOR CERTAIN ABUSES AT VOTER REGISTRATION DRIVES; TO PROVIDE FOR A FELONY PENALTY FOR INSTRUCTING OR COERCING NONCITIZEN VOTING; TO UPDATE THE REPORTING OF FELONY CONVICTIONS; TO CLARIFY THE PUBLIC RECORD STATUS OF CERTAIN VOTER REGISTRATION INFORMATION; TO BROADEN THE STATUTE REGARDING CORRECTING VOTER REGISTRATION FORMS; TO APPLY THE IDENTIFICATION REQUIREMENT TO VOTERS WHOSE DRIVERS LICENSE NUMBERS OR SOCIAL SECURITY NUMBERS CANNOT BE MATCHED IN A COMPUTER CHECK; TO PROVIDE FOR NOTICE IN THE APPOINTMENT OF OBSERVERS AND RUNNERS; TO PROHIBIT TAKING THE PICTURE OF A VOTER WHILE INSIDE, ENTERING, OR EXITING THE VOTING ENCLOSURE; TO MAKE THE STATE BOARD OF ELECTIONS RESPONSIBLE FOR BALLOT CODING; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO COMPLY WITH SPECIFICATIONS FOR BALLOT PRINTERS AND TO MAINTAIN THEIR SOFTWARE WARRANTIES, and requests conferees, the President *Pro Tempore* appoints:

Senator Clodfelter, Chair
Senator Berger of Rockingham
Senator Rand

August 2, 2007

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

CONFERENCE REPORTS

Representative Ross sends forth the Conference Report on Senate Committee Substitute for **H.B. 1537**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE LAWS ON DRIVING WHILE INTOXICATED. Without objection, the Conference Report is placed on today's Calendar.

Representative Glazier sends forth the Conference Report on Senate Committee Substitute for **H.B. 1761** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND. Without objection, the Conference Report is placed on today's Calendar.

CALENDAR (continued)

H.R. 2068, A HOUSE RESOLUTION HONORING THE MEMORY OF RICHARD CASWELL, REVOLUTIONARY WAR HERO AND THE GOVERNOR OF NORTH CAROLINA, AND RECOGNIZING THE MONTH OF AUGUST 2007 AS RICHARD CASWELL MONTH.

The resolution is adopted, by electronic vote (106-0), and ordered printed.

Without objection, **S.B. 1435** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, MUTUAL BURIAL ASSOCIATIONS, PRENEED FUNERAL FUNDS, AND CREMATIONS, is before the Body.

The bill, as amended, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in House Amendments 1 and 2 by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Avila, Barnhart, Bell, Blackwood, Blust, Brisson, Bryant, Carney, Church, Clary, Coates, Cole, Coleman, Cotham, Crawford,

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Cunningham, Current, Daughtridge, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Fisher, Gibson, Glazier, Goforth, Goodwin, Grady, Gulley, Haire, Hall, T. Harrell, Harrison, Hill, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Kiser, Langdon, Lewis, Love, Luebke, Martin, McComas, McElraft, McGee, Michaux, Mobley, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ross, Samuelson, Saunders, Stam, Starnes, Stiller, Tarleton, Thomas, Tillis, Tolson, Tucker, Wainwright, Walend, Walker, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 91.

Voting in the negative: Representatives Allred, Boylan, Braxton, Brown, Brubaker, Cleveland, Folwell, Frye, Gillespie, J. Harrell, Hilton, Lucas, McLawhorn, Moore, Ray, Setzer, Spear, Steen, E. Warren, and West - 20.

Excused absences: Representatives Bordsen, Farmer-Butterfield, Sutton, and Underhill - 4.

S.B. 1130 (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO MAKE CHANGES TO THE STATE BUDGET ACT AS IT APPLIES TO THE JUDICIAL BRANCH, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES, TO PROHIBIT MAGISTRATES FROM THE PRIVATE PRACTICE OF LAW, AND TO MAKE TECHNICAL CHANGES TO THE REVENUE PORTIONS OF THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (112-0).

Representative Blue offers Amendment No. 2 which is adopted by electronic vote (111-0).

The bill, as amended, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

Representative Allen requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-0).

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The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House Committee Substitute Bill No. 3, as amended, by Special Message.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 3, AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, AND (6) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY.

S.B. 540, AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, MOTOR FUELS TAX LAWS, AND RELATED STATUTES.

S.B. 580, AN ACT TO ESTABLISH THE LOCAL GOVERNMENT POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO ESTABLISH THE LOCAL GOVERNMENT LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, AND TO ALLOW LOCAL GOVERNMENTS TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS.

S.B. 646, AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO

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INCREASE FEES FOR VESSEL TITLING, TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE.

S.B. 864, AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS; TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS.

S.B. 914, AN ACT TO GIVE TEACHERS CREDIT FOR THE EXCESS PERSONAL LEAVE TIME THAT THEY EARN AND TO ENSURE THAT TEACHERS CAN TAKE PERSONAL LEAVE WITH FIVE DAYS' NOTICE.

S.B. 1431, AN ACT TO AUTHORIZE THE ADDITION OF DEEP RIVER STATE TRAIL TO THE STATE PARKS SYSTEM AND TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA PARKS AND RECREATION AUTHORITY.

H.B. 433, AN ACT TO ADOPT THE LEXINGTON BARBECUE FESTIVAL AS THE OFFICIAL FOOD FESTIVAL OF THE NORTH CAROLINA PIEDMONT TRIAD.

H.B. 508, AN ACT TO AUTHORIZE MITCHELL COUNTY AND THE TOWNS OF BILTMORE FOREST, BLACK CREEK, BLACK MOUNTAIN, BLOWING ROCK, OCEAN ISLE BEACH, SUNSET BEACH, AND TABOR CITY TO ENROLL ITS EMPLOYEES OR RETIREES IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

H.B. 769, AN ACT TO ENSURE COMPLIANCE WITH MOTOR CARRIER AND COMMERCIAL DRIVERS LICENSE PROVISIONS OF CHAPTER 20 OF THE GENERAL STATUTES AND TO AUTHORIZE THE COMMISSIONER OF MOTOR VEHICLES TO ENTER INTO THE UNIFIED MOTOR CARRIER REGISTRATION AGREEMENT.

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H.B. 1094, AN ACT TO MODIFY THE PUNISHMENTS FOR UNLAWFUL OPERATION OF AN AUDIOVISUAL RECORDING DEVICE.

H.B. 1110, AN ACT TO MAKE TECHNICAL CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAW.

H.B. 1181, AN ACT TO PROVIDE FOR CONTRACT FINANCING AND SURETY BONDS FOR SMALL BUSINESSES THAT CONTRACT WITH GOVERNMENTAL AGENCIES.

H.B. 1499, AN ACT TO INCREASE THE BENEFIT OF THE PROPERTY TAX HOMESTEAD EXCLUSION BY RAISING BOTH THE INCOME ELIGIBILITY LIMIT AND THE AMOUNT EXCLUDED FROM TAXATION; TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE TO STUDY WHETHER AND HOW TO INDEX THE MINIMUM AMOUNT THAT IS EXCLUDED FROM TAX; TO CREATE A SENIOR CIRCUIT BREAKER PROPERTY TAX BENEFIT; TO MODIFY THE PRESENT-USE VALUE REQUIREMENTS FOR AGRICULTURAL LAND USED AS AN AQUATIC SPECIES FARM; AND TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE TO STUDY VARIOUS MODIFICATIONS AND EXPANSIONS TO THE PRESENT-USE VALUE SYSTEM.

H.B. 1517, AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE CANDIDATES FOR CERTAIN COUNCIL OF STATE OFFICES WITH THE OPTION OF FINANCING THEIR CAMPAIGNS FROM A PUBLICLY SUPPORTED FUND, PROVIDED THAT THEY GAIN AUTHORIZATION TO DO SO FROM REGISTERED VOTERS AND THAT THEY ABIDE BY STRICT FUND-RAISING AND SPENDING LIMITS; AND TO APPROPRIATE FUNDS TO FINANCE THE PROGRAM.

H.B. 1688, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CREATE A LIMITED REGISTRATION PLATE, TO EXEMPT MOTOR VEHICLES REGISTERED UNDER THE INTERNATIONAL REGISTRATION PLAN FROM THE COMBINED REGISTRATION AND PROPERTY TAX SYSTEM, TO PROVIDE THAT INTEREST GENERATED BY FUNDS IN THE COMBINED MOTOR VEHICLE AND REGISTRATION ACCOUNT BE CREDITED TO THE ACCOUNT, TO AUTHORIZE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO DIRECT THE TREASURER TO DISTRIBUTE THE FUNDS IN THE ACCOUNT TO IMPLEMENT THE INTEGRATED COMPUTER SYSTEM, TO DISTRIBUTE ANY REMAINING FUNDS IN THE ACCOUNT TO THE LOCAL GOVERNMENTS, AND TO MAKE

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TECHNICAL AND CLARIFYING CHANGES TO THE COMBINED
MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX
COLLECTION SYSTEM.

The following bill is properly enrolled, duly ratified, and sent to the
office of the Secretary of State:

S.B. 546, AN ACT REMOVING THE CAP ON SATELLITE
ANNEXATIONS FOR THE TOWN OF MOUNT PLEASANT.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives
with the information that the Senate adopts the report of the conferees for
H.B. 1537 (Conference Report), A BILL TO BE ENTITLED AN ACT TO
MAKE CHANGES TO THE MEDICAID ESTATE RECOVERY LAW;
TO AMEND THE LAW RESPECTING DATA SHARING BY HEALTH
INSURERS WITH THE DEPARTMENT OF HEALTH AND HUMAN
SERVICES, DIVISION OF MEDICAL ASSISTANCE; AND TO ENACT
A PROCEDURE FOR THE WAIVER OF THE MEDICAID TRANSFER
OF ASSETS PENALTY DUE TO UNDUE HARDSHIP, to the end that when a
similar action has been taken on the part of your Honorable Body, the
Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 1546** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS AND TO MAKE CHANGES TO THE LAW PERTAINING TO CONFIDENTIALITY OF COMPETITIVE HEALTH CARE INFORMATION, and when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 1595** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AGRICULTURAL GROWTH ZONES AND TO ALLOW MORE THAN ONE AGRARIAN GROWTH ZONE IN A COUNTY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on today's Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

S.B. 1309 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO PROPERTY TAX VALUATION OF LOW AND MODERATE INCOME HOUSING, TO REDUCE THE DISCREPANCY BETWEEN THE PROPERTY TAX VALUE OF PROPERTY AND ITS MARKET VALUE AND TO TREAT MOBILE HOMES THE SAME AS OTHER HOMES WITH RESPECT TO PROPERTY TAX LEINS, is read the first time and referred to the Committee on Finance.

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SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 1761** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

Pursuant to your message received today, August 2, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1556**, 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 requests conferees, the President *Pro Tempore* appoints:

Senator Rand, Chair
Senator Hoyle

August 2, 2007

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

RE-REFERRAL

On motion of Representative Owens, and without objection, **S.B. 1452** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL BUSES OR OTHER VEHICLES FOR STUDENT TRANSPORTATION THAT ARE CAPABLE OF OPERATING ON DIESEL FUEL TO BE CAPABLE OF OPERATING ON DIESEL FUEL WITH A MINIMUM BIODIESEL CONCENTRATION OF B-20, is withdrawn from the Committee on Appropriations and placed on today's Calendar.

On motion of the Speaker, the House recesses at 3:40 p.m., subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conferees.

RECESS

CONFERENCE REPORTS

Representative Owens sends forth the Conference Report on Senate Committee Substitute for **H.B. 1556**, 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. Without objection, the Conference Report is placed on today's Calendar.

Representative Blue sends forth the Conference Report on **S.B. 1546** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS. Without objection, the Conference Report is placed on today's Calendar.

The House reconvenes pursuant to recess and is called to order by the Speaker.

August 2, 2007

CALENDAR (continued)

S.B. 613 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, AND TO MAKE VARIOUS OTHER TECHNICAL CHANGES TO THE GENERAL STATUTES AND SESSION LAWS.

Representative Ross offers Amendment No. 8 which is adopted by electronic vote (107-0).

Representative Ross offers Amendment No. 9 which is adopted by electronic vote (107-0).

The bill, as amended, passes its third reading, by electronic vote (107-0), and is ordered sent to the Senate for concurrence in the House committee substitute bill, as amended, by Special Message.

CONFERENCE REPORT

The material Conference Report for **S.B. 1492** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO: (1) TO REPEAL THE EXEMPTION FOR SANITARY LANDFILLS OPERATED BY LOCAL GOVERNMENTS FROM THE REQUIREMENTS FOR ENVIRONMENTAL IMPACT STATEMENTS UNDER THE NORTH CAROLINA ENVIRONMENTAL POLICY ACT OF 1971; (2) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (3) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE WITHOUT THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES; (4) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (5) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR

August 2, 2007

INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (10) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (11) DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT, TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE, AND SITING AND TECHNICAL STANDARDS FOR SOLID WASTE MANAGEMENT FACILITIES; AND (12) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES, which changes the title, is adopted on its third roll call reading, by the following vote, and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 550.)

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Bell, Blue, Brisson, Bryant, Carney, Clary, Coates, Coleman, Cotham, Cunningham, Daughtridge, Daughtry, Dickson, Dockham, Earle, England, Faison, Fisher, Gibson, Goodwin, Gulley, Haire, Hall, J. Harrell, Harrison, Hill, Holliman, Insko, Jeffus, Jones, Justice, Love, Lucas, Luebke, Martin, McAllister, McElraft, McLawhorn, Michaux, Moble, Owens, Parmon, Pierce, Rapp, Ross, Saunders, Setzer, Spear, Stiller, Tarleton, Tolson, Tucker, Wainwright, E. Warren, R. Warren, Weiss, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 65.

Voting in the negative: Representatives Allred, Avila, Barnhart, Blackwood, Blust, Boylan, Braxton, Brown, Brubaker, Cleveland, Cole, Crawford, Current, Dollar, Folwell, Frye, Gillespie, Goforth, Grady, T. Harrell, Hilton, Holloway, Howard, Hurley, Johnson, Justus, Killian, Kiser, Langdon, Lewis, McComas, McGee, Moore, Neumann, Pate, Ray, Samuelson, Stam, Starnes, Steen, Thomas, Tillis, Walend, Walker, West, and Wiley - 46.

Excused absences: Representatives Bordsen, Church, Farmer-Butterfield, Sutton, and Underhill - 5.

August 2, 2007

CALENDAR (continued)

S.B. 1452 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOL BUSES OR OTHER VEHICLES FOR STUDENT TRANSPORTATION THAT ARE CAPABLE OF OPERATING ON DIESEL FUEL TO BE CAPABLE OF OPERATING ON DIESEL FUEL WITH A MINIMUM BIODIESEL CONCENTRATION OF B-20, passes its second reading, by electronic vote (109-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

VOTE RECONSIDERED

Having voted with the prevailing side, Representative Dickson moves that the vote by which **S.B. 925** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR, failed to pass its third reading be reconsidered.

The motion carries, by electronic vote (62-49), and the bill is before the Body.

The bill passes its third reading, by electronic vote (63-48), and is ordered returned to the Senate for concurrence in the House committee substitute bill, as amended, by Special Message.

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

Pursuant to your message received today, August 2, 2007, that the House of Representatives fails to concur in the Senate Amendment No. 1 to **H.B. 679** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND

August 2, 2007

EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION, and requests conferees, the President *Pro Tempore* appoints:

Senator Jenkins, Chair
Senator Hoyle
Senator Tillman

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

Pursuant to your message received today, August 2, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 1304** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF REMAINING END-OF-YEAR TUITION ASSISTANCE PROGRAM FUNDS FOR REPAYMENT OF OUTSTANDING ELIGIBLE STUDENT LOANS FOR MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD, and requests conferees, the President *Pro Tempore* appoints:

Senator Snow, Chair
Senator Swindell
Senator Malone

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

August 2, 2007

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute for **H.B. 1593** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO CHANGE ITS PLAN YEAR FROM A FISCAL YEAR TO A CALENDAR YEAR, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on today's Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

CONFERENCE REPORTS

Representative Harrison sends forth the Conference Report on **S.B. 668** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS. Without objection, the Conference Report is placed on today's Calendar.

Representative Martin sends forth the Conference Report on **S.B. 509** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS. Without objection, the Conference Report is placed on today's Calendar.

CONFERENCE REPORTS

Representative Ross moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 1537

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate

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and the House of Representatives on House Bill 1537, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE MEDICAID ESTATE RECOVERY LAW; TO AMEND THE LAW RESPECTING DATA SHARING BY HEALTH INSURERS WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MEDICAL ASSISTANCE; AND TO ENACT A PROCEDURE FOR THE WAIVER OF THE MEDICAID TRANSFER OF ASSETS PENALTY DUE TO UNDUE HARDSHIP, Senate Judiciary I (Civil) Committee Substitute Adopted 7/26/07, submit the following report:

The House and Senate agree to the following amendments to the Senate Judiciary I (Civil) Committee Substitute, Senate Judiciary I (Civil) Committee Substitute Adopted 7/26/07, and the House concurs in the Senate Judiciary I (Civil) Committee Substitute as follows:

On page 2, lines 3-17 by rewriting those lines to read:

- "b. If the recipient is 55 years of age or older and is receiving one or more of the following medical care services:
1. Nursing facility services.
 2. Home and community-based services.
 3. Hospital care ~~and prescription drugs related to nursing facility services or home and community-based services.~~
 - 3a. Prescription drugs.
 4. Personal care services.
 - ~~5. Medicare premiums.~~
 - ~~6. Private duty nursing.~~
 - ~~7. Home health aide services.~~
 - ~~8. Home health therapy.~~
 - ~~9. Speech pathology services."~~ ;

and on page 8, lines 31-32 by inserting the following between those lines:

"SECTION 3.5. The Department of Health and Human Services shall report, by April 15, 2008, to the Chairs of the Senate and House of Representatives Appropriations Committees and the Chairs of the Senate and House of Representatives Appropriations Subcommittees on Health and Human Services the following information:

- (1) For the previous twenty four months, the total expenditure for personal care services for each year, and the total expenditure for each setting in which personal care services were provided.
- (2) For the period beginning October 1, 2007, the total number of

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deceased recipients that received personal care services, the average expenditure for personal care services for those recipients, and the average value of the estate of those recipients.

- (3) For the period beginning October 1, 2007, for each estate against which recovery is sought for the provision of personal care services, the total amount of personal care services provided, and the value of the estate.
- (4) Recommendations, if any, by the Department for a threshold to begin recovery from the estate of a deceased recipient of personal care services.

SECTION 3.6. Unless required by federal law, the Department of Health and Human Services, Division of Medical Assistance shall limit notification of estate recovery to the application process for Medicaid and to following the death of the recipient."

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Martin Nesbitt, Chair
S/ William R. Purcell
S/ Doug Berger
S/ Andrew C. Brock

*Conferees for the
House of Representatives*

S/ Deborah K. Ross, Chair
S/ Martha B. Alexander
S/ Verla Insko
S/ Melanie Wade Goodwin
S/ Angela R. Bryant
S/ Debbie Clary
S/ Paul Stam

The Conference Report, which changes the title, is adopted, by electronic vote (108-0), and the Senate is so notified by Special Message.

Representative Wainwright requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (109-0).

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled and presented to the Governor by Special Message.

Representative Owens moves the adoption of the following Conference Report.

August 2, 2007

Senate Committee Substitute for H.B. 1556

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1556, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE, Senate Rules and Operations of the Senate Committee Substitute Adopted 8/1/07, submit the following report:

The House concurs in the Senate Rules and Operations of the Senate Committee Substitute Adopted 8/1/07, with an amendment:

Delete the entire Senate Rules and Operations of the Senate Committee Substitute Adopted 8/1/07, and substitute the attached Proposed Conference Committee Substitute H1556-PCCS50777-LG-2.

The Senate agrees to the same.

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Tony Rand, Chair
S/ David W. Hoyle

*Conferees for the
House of Representatives*

S/ Bill Owens, Chair
S/ Dewey L. Hill
S/ Harold J. Brubaker
S/ Dan Blue

The Conference Report, which changes the title, is adopted, by electronic vote (108-0), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 343.)

RE-REFERRAL

On motion of Representative Owens and without objection, Senate Committee Substitute for **H.B. 109** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR VOLUNTEER FIREFIGHTERS AND RESCUE SQUAD WORKERS, is withdrawn from the Committee on Finance and placed on the Calendar.

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Representative Luebke moves that the House do not concur in the Senate committee substitute bill.

On motion of Representative Luebke, the bill is temporarily displaced.

CONFERENCE REPORTS

Representative Glazier moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 1761

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1761, A BILL TO BE ENTITLED AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND, Senate Appropriations/Base Budget Committee Substitute Adopted 7/31/07, submit the following report:

The House concurs in the Senate Appropriations/Base Budget Committee Substitute Adopted 7/31/07 with an amendment as follows:

Delete the entire Senate Appropriations/Base Budget Committee Substitute Adopted 7/31/07, and substitute the attached Proposed Conference Committee Substitute H1761-PCCS30539-MC-2.

The Senate agrees to the same.

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Tony Rand, Chair
S/ David W. Hoyle
S/ Jerry W. Tillman

*Conferees for the
House of Representatives*

S/ Rick Glazier, Chair
S/ Margaret Highsmith Dickson
S/ Lorene Coates
S/ Harold J. Brubaker
S/ James W. Crawford, Jr.
S/ David R. Lewis

August 2, 2007

The Conference Report, which changes the title, is adopted, by electronic vote (98-11), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the Appendix. This bill was vetoed by the Governor on August 30, 2007.)

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled and presented to the Governor by Special Message.

Representative Blue moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 1546

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1546, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS, House Committee Substitute Favorable 7/25/07, submit the following report:

The Senate and the House agree to the following amendment to the House Committee Substitute Favorable 7/25/07 and the Senate concurs in the House Committee Substitute as amended:

Delete the entire House Committee Substitute Favorable 7/25/07, and substitute the attached Proposed Conference Committee Substitute S1546-PCCS15141-RO-1.

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ David W. Hoyle, Chair
S/ Tony Rand
S/ Tom Apodaca

*Conferees for the
House of Representatives*

S/ Dan Blue, Chair
S/ Jennifer Weiss
S/ N. Leo Daughtry
S/ Rick Glazier
S/ Pat B. Hurley

August 2, 2007

The Conference Report, which changes the title, is adopted, by electronic vote (110-0), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 508.)

CALENDAR (continued)

Senate Committee Substitute for **H.B. 109** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR VOLUNTEER FIREFIGHTERS AND RESCUE SQUAD WORKERS, which was temporarily displaced, is before the Body.

The House does not concur in the Senate committee substitute bill, by electronic vote (86-24), and conferees are requested.

The Senate is so notified by Special Message.

Senate Committee Substitute No. 2 for **H.B. 1005** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE BONDS FOR CONTRACTS ISSUED BY THE DIVISION OF MOTOR VEHICLES TO COMMISSION CONTRACTORS WHO OPERATE LICENSE PLATE AGENCIES.

On motion of Representative Cole, the House concurs in Senate Committee Substitute Bill No. 2, which changes the title, by electronic vote (108-2), and the bill is ordered enrolled and presented to the Governor by Special Message.

CONFERENCE REPORT

Representative Harrison moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 668

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 668, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS, House Committee Substitute Favorable 7/27/07, submit the following report:

August 2, 2007

The Senate and the House agree to the following amendment to the House Committee Substitute Favorable 7/27/07, and the Senate concurs in the House Committee Substitute Favorable 7/27/07, as amended:

Delete the entire House Committee Substitute Favorable 7/27/07, and substitute the attached Proposed Conference Committee Substitute S668-PCCS35440-SB-3.

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

*Conferees for the
House of Representatives*

S/ Janet Cowell, Chair
S/ Doug Berger
S/ Richard Stevens

S/ Pricey Harrison, Chair
S/ Becky Carney
S/ Charles C. Thomas

The Conference Report is adopted, by electronic vote (108-0), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 546.)

CALENDAR (continued)

S.B. 1079 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING PROTECTIONS FOR VICTIMS OF HUMAN TRAFFICKING, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

CONFERENCE REPORTS

Representative Martin moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 509

To: The President of the Senate
The Speaker of the House of Representatives

August 2, 2007

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 509, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS, House Committee Substitute Favorable 7/25/07, submit the following report:

The House and Senate agree to the following amendments to the House Committee Substitute Favorable 7/25/07, and the Senate concurs in the House Committee Substitute Favorable 7/25/07 as amended:

On page 2, line 19, through page 3, line 10, by deleting the lines and substituting the following:

"SECTION 3. G.S. 20-183.8A reads as rewritten:

'§ 20-183.8A. **Civil penalties against motorists for emissions violations, violations; waiver.**

(a) Civil Penalties. – The Division shall assess a civil penalty against a person who owns or leases a vehicle that is subject to an emissions inspection and who does any of the following:

- (1) Fails to have the vehicle inspected within four months after it is required to be inspected under this Part.
- (2) Instructs or allows a person to tamper with an emission control device of the vehicle so as to make the device inoperative or fail to work properly.
- (3) Incorrectly states the county of registration of the vehicle to avoid having an emissions inspection of the vehicle.

The amount of penalty is one hundred dollars (\$100.00) if the vehicle is a pre-1981 vehicle and two hundred fifty dollars (\$250.00) if the vehicle is a 1981 or newer model vehicle. As provided in G.S. 20-54, the registration of a vehicle may not be renewed until a penalty imposed under this section has been paid.

(b) Waiver. – The Division must waive the civil penalty assessed under subdivision (a)(1) of this section against a person who establishes the following:

- (1) The person was continuously out of the State on active military duty from the date the inspection sticker expired to the date the four-month grace period expired.
- (2) No person operated the vehicle from the date the inspection sticker expired to the date the four-month grace period expired.
- (3) The person obtained a current inspection sticker within 30 days after returning to the State.'

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SECTION 4. G.S. 20-183.8A(a), as enacted by Section 3 of this act, reads as rewritten:

(a) Civil Penalties. – The Division ~~shall~~must assess a civil penalty against a person who owns or leases a vehicle that is subject to an emissions inspection and who ~~does any of the following: engages in any of the emissions violations set out in this subsection. As provided in G.S. 20-54, the registration of a vehicle may not be renewed until a penalty imposed under this subsection has been paid. The civil penalties and violations are as follows:~~

- (1) ~~Fails~~Fifty dollars (\$50.00) for failure to have the vehicle inspected within four months after it is required to be inspected under this Part.
- (2) ~~Instructs or allows~~Two hundred fifty dollars (\$250.00) for instructing or allowing a person to tamper with an emission control device of the vehicle so as to make the device inoperative or fail to work properly.
- (3) ~~Incorrectly states~~Two hundred fifty dollars (\$250.00) for incorrectly stating the vehicle's county of registration of the vehicle to avoid having an emissions inspection of the vehicle.

~~The amount of penalty is one hundred dollars (\$100.00) if the vehicle is a pre 1981 vehicle and two hundred fifty dollars (\$250.00) if the vehicle is a 1981 or newer model vehicle. As provided in G.S. 20-54, the registration of a vehicle may not be renewed until a penalty imposed under this section has been paid.'~~

SECTION 5. Sections 1 and 2 of this act become effective January 1, 2009. Section 4 of this act becomes effective July 1, 2008, and applies to civil penalties assessed for violations committed on or after that date. The remainder of this act is effective when it becomes law, and applies to civil penalties assessed for violations committed on or after that date."

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Clark Jenkins, Chair
S/ David W. Hoyle
S/ Harry Brown

*Conferees for the
House of Representatives*

S/ Grier Martin, Chair
S/ Rick Glazier
S/ Charles C. Thomas

August 2, 2007

The Conference Report is adopted, by electronic vote (95-14), and the Senate is so notified by Special Message.

Representative Cole sends forth the Conference Report on **H.B. 679** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Cole moves the adoption of the following Conference Report.

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 679, A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION, Committee Substitute #2 Favorable 7/19/07, submit the following report:

The Senate recedes from amendment #1.

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Clark Jenkins
S/ David W. Hoyle
S/ Jerry W. Tillman

*Conferees for the
House of Representatives*

S/ Nelson Cole, Chair
S/ Becky Carney
S/ Drew Saunders
S/ Daniel F. McComas
S/ Louis M. Pate, Jr.

The Conference Report is adopted, by electronic vote (111-0), and the Senate is so notified by Special Message.

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On motion of the Speaker, the House recesses at 6:05 p.m., subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conferees.

RECESS

CONFEREES APPOINTED

The Speaker appoints the following conferees on Senate Committee Substitute for **H.B. 109** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR VOLUNTEER FIREFIGHTERS AND RESCUE SQUAD WORKERS: Representative Luebke, Chair; Representatives Weiss, Wainwright, Gibson, McComas, Howard, and Wilkins.

The Senate is so notified by Special Message.

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 1556** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE.

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

August 2, 2007

The Speaker orders the bill enrolled.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 509** (Conference Report), A BILL TO BE ENTITLED AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 925** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION

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WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN THIRTY MILES PER HOUR, and requests conferees. The President *Pro Tempore* appoints:

Senator Rand, Chair
Senator Hoyle
Senator Apodaca

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representative Glazier, Chair; Representatives Moore and Ross as conferees on the part of the House and the Senate is so notified by Special Message.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 1593** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO CHANGE ITS PLAN YEAR FROM A FISCAL YEAR TO A CALENDAR YEAR.

On motion of Representative Folwell, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (95-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Representatives Love and Cole request and are granted permission to be recorded as voting "aye". The adjusted vote total is (97-0).

Senate Committee Substitute for **H.B. 842**, A BILL TO BE ENTITLED AN ACT TO REPEAL A LEGISLATIVE ANNEXATION TO THE TOWN OF MOUNT PLEASANT.

The House concurs in the Senate committee substitute bill, which changes the title, on its third roll call reading, by the following vote, and the bill is ordered enrolled.

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Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Avila, Bell, Blackwood, Blue, Blust, Braxton, Brisson, Bryant, Carney, Cleveland, Coates, Cole, Coleman, Cotham, Cunningham, Current, Daughtride, Daughtry, Dickson, Dockham, Dollar, Earle, England, Faison, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Goodwin, Gulley, Haire, Hall, J. Harrell, T. Harrell, Harrison, Hill, Hilton, Holliman, Holloway, Howard, Hurley, Insko, Jeffus, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Love, Lucas, Martin, McAllister, McElraft, McGee, McLawhorn, Mobley, Moore, Neumann, Owens, Parmon, Pate, Pierce, Rapp, Ray, Ross, Samuelson, Saunders, Setzer, Spear, Stam, Starnes, Steen, Stillier, Tarleton, Thomas, Tillis, Tolson, Wainwright, Walend, Walker, E. Warren, R. Warren, Weiss, Wiley, Wilkins, Williams, Womble, Wray, Wright, and Yongue - 98.

Voting in the negative: Representatives Barnhart, Boylan, Brown, Folwell, and Luebke - 5.

Excused absences: Representatives Bordsen, Brubaker, Church, Clary, Farmer-Butterfield, Grady, McComas, Sutton, Tucker, and Underhill - 10.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 1352** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE GAP FUNDING FOR PROJECTS BONDED BY THE NORTH CAROLINA TURNPIKE AUTHORITY, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 1595** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AGRICULTURAL GROWTH ZONES AND TO ALLOW MORE THAN ONE AGRARIAN GROWTH ZONE IN A COUNTY.

On motion of Representative Gibson, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (103-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

CONFERENCE REPORTS

Representative Goodwin sends forth the Conference Report on Senate Committee Substitute for **H.B. 1737** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS

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OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES AND TO LIMIT CONTRIBUTIONS. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Goodwin moves the adoption of the following Conference Report.

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1737, A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES, Senate Select Committee on Government and Election Reform Committee Substitute Adopted 7/30/07 Fifth Edition Engrossed 7/31/07, submit the following report:

The House concurs in the Senate Select Committee on Government and Election Reform Committee Substitute Adopted 7/30/07 Fifth Edition Engrossed 7/31/07 with an amendment as follows, and the Senate agrees to the same:

On page 1, line 3, by inserting before the period the term "; AND TO LIMIT CERTAIN CONTRIBUTIONS".

Further moves to amend the bill on page 3, line 3, by inserting after that line the following:

"(d1) No more than one legal expense fund shall be created by or for an elected officer for the same legal action. Legal actions arising out of the same set of transactions and occurrences are deemed the same legal action for purposes of this subsection. A legal expense fund created for one legal action or potential legal action may be kept open by or on behalf of the elected officer for subsequent legal actions or potential legal actions."

Further moves to amend the bill on page 6, lines 9 through 11, by rewriting those lines to read:

"(d) No legal expense fund shall accept contributions from a corporation, labor union, insurance company, professional association, or business entity in excess of four thousand dollars (\$4,000) per calendar year. No legal expense fund shall accept contributions from a corporation which when totaled with contributions to the same legal expense fund for the same calendar year from any affiliated corporation exceed the per calendar year contribution limits for that legal expense fund. No legal expense fund shall accept contributions from a labor union which when

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totaled with contributions to the same legal expense fund for the same calendar year from any affiliated labor union exceed the per calendar year contribution limits for that legal expense fund. No legal expense fund shall accept contributions from an insurance company which when totaled with contributions to the same legal expense fund for the same calendar year from any affiliated insurance company exceed the per calendar year contribution limits for that legal expense fund. No legal expense fund shall accept contributions from a professional association which when totaled with contributions to the same legal expense fund for the same calendar year from any affiliated professional association exceed the per calendar year contribution limits for that legal expense fund. No legal expense fund shall accept contributions from a business entity which when totaled with contributions to the same legal expense fund for the same calendar year from any affiliated business entity exceed the per calendar year contribution limits for that legal expense fund. The definitions of corporation, labor union, insurance company, professional association, and business entity are the same as those in G.S. 163-278.6. This subsection does not apply to political committees created pursuant to G.S. 163-278.19(b), except that no legal expense fund shall accept a contribution which would be a violation of G.S. 163-278.13B if accepted by a candidate or political committee. This subsection does not apply to corporations permitted to make contributions in G.S. 163-278.19(f).

(e) No entity shall make a contribution to a legal expense fund that the legal expense fund could not accept under subsection (d) of this section."

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Daniel G. Clodfelter, Chair
S/ Tony Rand
S/ Phil Berger
S/ Steve Goss

*Conferees for the
House of Representatives*

S/ Melanie Wade Goodwin, Chair
S/ Deborah K. Ross
S/ Paul Stam

The Conference Report, which changes the title, is adopted, by electronic vote (104-0) and the Senate is so notified by Special Message.

Representative Goodwin sends forth the Conference Report on Senate Committee Substitute for **H.B. 1743** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ACCEPT ABSENTEE BALLOTS THAT

August 2, 2007

ARRIVE BY FIVE O'CLOCK P.M. ON ELECTION DAY; TO CLARIFY THE PERJURY PROVISION IN CAMPAIGN FINANCE STATUTES; TO PROVIDE CIVIL PENALTIES FOR DECEPTIVE LATE FILING OF CAMPAIGN REPORTS; TO REPEAL THE THREE-THOUSAND-DOLLAR PRESUMPTION OF A COMMITTEE'S MAJOR PURPOSE; TO PROVIDE FOR EARLIER DISTRIBUTION OF THE JUDICIAL VOTER GUIDE; TO CORRECT AN ERROR IN THE ELECTIONS OATH STATUTE; TO PROVIDE FOR PARTICIPATION IN THE CENSUS REDISTRICTING DATA PROGRAM AND FOR CONSISTENCY OF ELECTION DATA; TO ALLOW BALLOTS TO BE COMBINED; TO CORRECT AND MAKE CONSISTENT THE DESIGNATION OF MULTICOUNTY DISTRICTS IN THE BALLOT ACCESS STATUTES; TO PROVIDE FOR A MISDEMEANOR PENALTY FOR BREACHING BALLOT SECRECY; TO PROVIDE THAT A BALLOT NEED NOT HAVE A WRITE-IN SPACE IF NO WRITE-INS ARE ALLOWED; TO CORRECT A DATE REFERENCE IN THE CERTIFICATION STATUTE; TO EXTEND THE PROVISION FOR RECASTING LOST VOTES; TO CLARIFY THAT THE BUFFER ZONE LAW APPLIES TO ONE-STOP SITES; TO EXTEND THE LIMITATIONS ON POLITICAL ACTIVITIES FOR ELECTION BOARD MEMBERS TO ELECTION BOARD EMPLOYEES; TO REQUIRE THAT BOARDS OF ELECTIONS BE PROVIDED MAPS OF SANITARY DISTRICTS; TO PROVIDE MISDEMEANOR PENALTIES FOR CERTAIN ABUSES AT VOTER REGISTRATION DRIVES; TO PROVIDE FOR A FELONY PENALTY FOR INSTRUCTING OR COERCING NONCITIZEN VOTING; TO UPDATE THE REPORTING OF FELONY CONVICTIONS; TO CLARIFY THE PUBLIC RECORD STATUS OF CERTAIN VOTER REGISTRATION INFORMATION; TO BROADEN THE STATUTE REGARDING CORRECTING VOTER REGISTRATION FORMS; TO APPLY THE IDENTIFICATION REQUIREMENT TO VOTERS WHOSE DRIVERS LICENSE NUMBERS OR SOCIAL SECURITY NUMBERS CANNOT BE MATCHED IN A COMPUTER CHECK; TO PROVIDE FOR NOTICE IN THE APPOINTMENT OF OBSERVERS AND RUNNERS; TO PROHIBIT TAKING THE PICTURE OF A VOTER WHILE INSIDE, ENTERING, OR EXITING THE VOTING ENCLOSURE; TO MAKE THE STATE BOARD OF ELECTIONS RESPONSIBLE FOR BALLOT CODING; AND TO REQUIRE COUNTY BOARDS OF ELECTIONS TO COMPLY WITH SPECIFICATIONS FOR BALLOT PRINTERS AND TO MAINTAIN THEIR SOFTWARE WARRANTIES. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Goodwin moves the adoption of the following Conference Report.

August 2, 2007

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1743, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PERJURY PROVISION IN CAMPAIGN FINANCE STATUTES; TO PROVIDE CIVIL PENALTIES FOR DECEPTIVE LATE FILING OF CAMPAIGN REPORTS; TO REPEAL THE THREE-THOUSAND-DOLLAR PRESUMPTION OF A COMMITTEE'S MAJOR PURPOSE; TO PROVIDE FOR EARLIER DISTRIBUTION OF THE JUDICIAL VOTER GUIDE; TO CORRECT AN ERROR IN THE ELECTIONS OATH STATUTE; TO PROVIDE FOR PARTICIPATION IN THE CENSUS REDISTRICTING DATA PROGRAM AND FOR CONSISTENCY OF ELECTION DATA; TO ALLOW BALLOTS TO BE COMBINED; TO CORRECT AND MAKE CONSISTENT THE DESIGNATION OF MULTICOUNTY DISTRICTS IN THE BALLOT ACCESS STATUTES; TO PROVIDE FOR A MISDEMEANOR PENALTY FOR BREACHING BALLOT SECRECY; TO PROVIDE THAT A BALLOT NEED NOT HAVE A WRITE-IN SPACE IF NO WRITE-INS ARE ALLOWED; TO CORRECT A DATE REFERENCE IN THE CERTIFICATION STATUTE; TO EXTEND THE PROVISION FOR RECASTING LOST VOTES; TO CLARIFY THAT THE BUFFER ZONE LAW APPLIES TO ONE-STOP SITES; TO EXTEND THE LIMITATIONS ON POLITICAL ACTIVITIES FOR ELECTION BOARD MEMBERS TO ELECTION BOARD EMPLOYEES; TO REQUIRE THAT BOARDS OF ELECTIONS BE PROVIDED MAPS OF SANITARY DISTRICTS; TO PROVIDE MISDEMEANOR PENALTIES FOR CERTAIN ABUSES AT VOTER REGISTRATION DRIVES; TO PROVIDE FOR A FELONY PENALTY FOR INSTRUCTING OR COERCING NONCITIZEN VOTING; TO UPDATE THE REPORTING OF FELONY CONVICTIONS; TO CLARIFY THE PUBLIC RECORD STATUS OF CERTAIN VOTER REGISTRATION INFORMATION; TO BROADEN THE STATUTE REGARDING CORRECTING VOTER REGISTRATION FORMS; TO APPLY THE IDENTIFICATION REQUIREMENT TO VOTERS WHOSE DRIVERS LICENSE NUMBERS OR SOCIAL SECURITY NUMBERS CANNOT BE MATCHED IN A COMPUTER CHECK; TO PROVIDE FOR NOTICE IN THE APPOINTMENT OF OBSERVERS AND RUNNERS; TO PROHIBIT TAKING THE PICTURE OF A VOTER WHILE INSIDE THE VOTING ENCLOSURE; TO MAKE THE STATE BOARD OF ELECTIONS RESPONSIBLE FOR BALLOT CODING; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO COMPLY WITH SPECIFICATIONS FOR BALLOT PRINTERS AND TO MAINTAIN THEIR SOFTWARE WARRANTIES; TO FACILITATE VOTER REGISTRATION BY FORMER FELONS UPON THE COMPLETION OF THEIR SENTENCE

August 2, 2007

AND THE RESTORATION OF THEIR CITIZENSHIP; AND TO REQUIRE THAT A PERSON APPOINTED TO FILL A VACANCY IN AN ELECTIVE OFFICE BE QUALIFIED TO VOTE FOR THAT OFFICE IF AN ELECTION WAS HELD ON THE DATE OF APPOINTMENT; AND TO MAKE OTHER AMENDMENTS TO THE ELECTION LAWS, Senate Select Committee on Government and Election Reform Committee Substitute Adopted 7/30/07, Sixth Edition Engrossed 8/1/07, submit the following report:

The House and Senate agree to the following amendments to the Senate Select Committee on Government and Election Reform Committee Substitute Adopted 7/30/07, Sixth Edition Engrossed 8/1/07, and the House concurs in the Senate Select Committee on Government and Election Reform Committee Substitute Adopted 7/30/07, Sixth Edition Engrossed 8/1/07 as follows:

On page 26, lines 7-8, by inserting the following between those lines:

"(4) The contribution does not exceed one thousand dollars (\$1,000.00)." ;

and on page 26, line 17 by deleting the word "illegal" and substituting the word "unlawful".

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Daniel G. Clodfelter, Chair
S/ Phil Berger
S/ Tony Rand

*Conferees for the
House of Representatives*

S/ Melanie Wade Goodwin, Chair
S/ Deborah K. Ross
S/ Paul Stam

The Conference Report, which changes the title, is adopted, by electronic vote (101-1), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
August 2, 2007

August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 679** (Conference Report), A BILL TO BE ENTITLED AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION.

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 668** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

August 2, 2007

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following report from standing committee is presented:

By Representative Owens, Chair, for the Committee on Rules, Calendar, and Operations of the House:

S.B. 1256 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, STATUTORY OVERSIGHT COMMITTEES AND COMMISSIONS, AND OTHER AGENCIES, COMMITTEES, AND COMMISSIONS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Without objection, the House committee substitute bill is placed on the Calendar for immediate consideration. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Representative Owens offers Amendment No. 1 which is adopted by electronic vote (102-0).

Representative Gulley offers Amendment No. 2 which fails of adoption by electronic vote (46-57).

The bill, as amended, passes its second reading, by electronic vote (101-1), and there being no objection is read a third time.

Representative Coleman requests and is granted permission to change her vote from "no" to "aye". The adjusted vote total is (102-0).

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill, as amended, by Special Message.

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

August 2, 2007

Mr. Speaker:

Pursuant to your message received today, August 2, 2007, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 109** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW AN INCOME TAX DEDUCTION FOR FIREFIGHTERS AND RESCUE SQUAD WORKERS, and requests conferees, the President *Pro Tempore* appoints:

Senator Hoyle, Chair
Senator Clodfelter
Senator Kerr

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute No. 3 to **S.B. 1130** (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, and requests conferees. The President *Pro Tempore* appoints:

Senator Clodfelter, Chair
Senator Garrou
Senator Rand

August 2, 2007

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker appoints Representative Blue, Chair; Representatives Spear and Ray as conferees on the part of the House and the Senate is so notified by Special Message.

ADJOURNMENT TIME CHANGED

Upon request of the Speaker, the Body grants unanimous consent in order that the House may remain in Session past 9:00 p.m.

On motion of the Speaker, the House recesses at 8:40 p.m., subject to the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the appointment of conferees.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE

2007 GENERAL ASSEMBLY FIRST SESSION

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 1743** (Conference Report), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PERJURY PROVISION IN CAMPAIGN FINANCE STATUTES; TO PROVIDE CIVIL PENALTIES FOR DECEPTIVE LATE FILING OF CAMPAIGN REPORTS; TO REPEAL THE THREE-

August 2, 2007

THOUSAND-DOLLAR PRESUMPTION OF A COMMITTEE'S MAJOR PURPOSE; TO PROVIDE FOR EARLIER DISTRIBUTION OF THE JUDICIAL VOTER GUIDE; TO CORRECT AN ERROR IN THE ELECTIONS OATH STATUTE; TO PROVIDE FOR PARTICIPATION IN THE CENSUS REDISTRICTING DATA PROGRAM AND FOR CONSISTENCY OF ELECTION DATA; TO ALLOW BALLOTS TO BE COMBINED; TO CORRECT AND MAKE CONSISTENT THE DESIGNATION OF MULTICOUNTY DISTRICTS IN THE BALLOT ACCESS STATUTES; TO PROVIDE FOR A MISDEMEANOR PENALTY FOR BREACHING BALLOT SECRECY; TO PROVIDE THAT A BALLOT NEED NOT HAVE A WRITE-IN SPACE IF NO WRITE-INS ARE ALLOWED; TO CORRECT A DATE REFERENCE IN THE CERTIFICATION STATUTE; TO EXTEND THE PROVISION FOR RECASTING LOST VOTES; TO CLARIFY THAT THE BUFFER ZONE LAW APPLIES TO ONE-STOP SITES; TO EXTEND THE LIMITATIONS ON POLITICAL ACTIVITIES FOR ELECTION BOARD MEMBERS TO ELECTION BOARD EMPLOYEES; TO REQUIRE THAT BOARDS OF ELECTIONS BE PROVIDED MAPS OF SANITARY DISTRICTS; TO PROVIDE MISDEMEANOR PENALTIES FOR CERTAIN ABUSES AT VOTER REGISTRATION DRIVES; TO PROVIDE FOR A FELONY PENALTY FOR INSTRUCTING OR COERCING NONCITIZEN VOTING; TO UPDATE THE REPORTING OF FELONY CONVICTIONS; TO CLARIFY THE PUBLIC RECORD STATUS OF CERTAIN VOTER REGISTRATION INFORMATION; TO BROADEN THE STATUTE REGARDING CORRECTING VOTER REGISTRATION FORMS; TO APPLY THE IDENTIFICATION REQUIREMENT TO VOTERS WHOSE DRIVERS LICENSE NUMBERS OR SOCIAL SECURITY NUMBERS CANNOT BE MATCHED IN A COMPUTER CHECK; TO PROVIDE FOR NOTICE IN THE APPOINTMENT OF OBSERVERS AND RUNNERS; TO PROHIBIT TAKING THE PICTURE OF A VOTER WHILE INSIDE THE VOTING ENCLOSURE; TO MAKE THE STATE BOARD OF ELECTIONS RESPONSIBLE FOR BALLOT CODING; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO COMPLY WITH SPECIFICATIONS FOR BALLOT PRINTERS AND TO MAINTAIN THEIR SOFTWARE WARRANTIES; TO FACILITATE VOTER REGISTRATION BY FORMER FELONS UPON THE COMPLETION OF THEIR SENTENCE AND THE RESTORATION OF THEIR CITIZENSHIP; AND TO REQUIRE THAT A PERSON APPOINTED TO FILL A VACANCY IN AN ELECTIVE OFFICE BE QUALIFIED TO VOTE FOR THAT OFFICE IF AN ELECTION WAS HELD ON THE DATE OF APPOINTMENT; AND TO MAKE OTHER AMENDMENTS TO THE ELECTION LAWS.

August 2, 2007

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Michaux, Adams, Alexander, Crawford, Haire, Jeffus, Tolson, and Yongue, Chairs, for the Committee on Appropriations:

S.B. 1352 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE GAP FUNDING FOR PROJECTS BONDED BY THE NORTH CAROLINA TURNPIKE AUTHORITY, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Without objection, the House committee substitute bill is placed on the Calendar for immediate consideration. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Pursuant to Rule 24.1A, Representative Samuelson requests that she be excused from voting on this bill because her brother is on the Turnpike Authority Board. This request is granted.

The bill passes its second reading, by electronic vote (81-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Glazier and without objection, **H.B. 1366** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE SCHOOL VIOLENCE PREVENTION ACT, is withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

August 2, 2007

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 1737** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES; AND TO LIMIT CERTAIN CONTRIBUTIONS.

Pursuant to your message that your Honorable Body has adopted the report of the conferees, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute for **H.B. 714** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND CONFORMING MODIFICATIONS TO THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007, is returned for concurrence in the Senate committee substitute bill.

Without objection, the Senate committee substitute bill is placed on the Calendar for immediate consideration.

Upon concurrence the Senate committee substitute bill changes the title.

On motion of Representative Michaux, the House concurs in the Senate committee substitute bill, by electronic vote (82-8), and the bill is ordered enrolled and presented to the Governor by Special Message.

August 2, 2007

Representative R. Warren requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (83-8).

CONFERENCE REPORT

Representative Glazier sends forth the Conference Report on **S.B. 925** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Glazier moves the adoption of the following Conference Report.

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 925, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR, House Committee Substitute Favorable 7/28/07 Fourth Edition Engrossed 7/31/07, submit the following report:

The House recedes from House Amendment #1 and House Amendment #2, and the Senate and the House agree to the following amendment to the House Committee Substitute Favorable 7/28/07 Fourth Edition Engrossed 7/31/07, and the Senate concurs in the House Committee Substitute as amended:

Delete the entire House Committee Substitute Favorable 7/28/07 Fourth Edition Engrossed 7/31/07, and substitute the attached Proposed Conference Committee Substitute S925-PCCS75457-SA-1.

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

Date conferees approved report: August 2, 2007.

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*Conferees for the
Senate*

S/ Tony Rand, Chair
S/ Tom Apodaca
S/ David W. Hoyle

*Conferees for the
House of Representatives*

S/ Rick Glazier, Chair
S/ Tim Moore
S/ Deborah K. Ross

The Conference Report is adopted, by electronic vote (90-0), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2007 Session Laws, Chapter 380.)

Representative Lucas requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (91-0).

CALENDAR (continued)

H.J.R. 2071, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 2007 GENERAL ASSEMBLY TO MEET IN 2008 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (89-1).

The resolution, as amended, passes its second reading, by electronic vote (90-0), and remains on the Calendar.

CONFERENCE REPORTS

Representative Blue sends forth the Conference Report on **S.B. 1130** (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO MAKE CHANGES TO THE STATE BUDGET ACT AS IT APPLIES TO THE JUDICIAL BRANCH, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES, TO PROHIBIT MAGISTRATES FROM THE PRIVATE PRACTICE OF LAW, AND TO MAKE TECHNICAL CHANGES TO THE REVENUE PORTIONS OF THE CURRENT OPERATIONS AND

August 2, 2007

CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Blue moves the adoption of the following Conference Report.

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1130, A BILL TO BE ENTITLED AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO MAKE CHANGES TO THE STATE BUDGET ACT AS IT APPLIES TO THE JUDICIAL BRANCH, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES, TO PROHIBIT MAGISTRATES FROM THE PRIVATE PRACTICE OF LAW, AND TO MAKE TECHNICAL CHANGES TO THE REVENUE PORTIONS OF THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007, House Committee Substitute #3 Favorable 8/1/07, submit the following report:

The House recedes from House Amendment #1 and House Amendment #2, and the Senate and House agree to the following amendments and the Senate concurs in the House Committee Substitute #3 Favorable 8/1/07 as amended:

On page 1, lines 10-14, by rewriting those lines to read:
"AND DESIGNATE FEES FOR OTHER SERVICES.";

And on page 3, lines 9-21, by deleting those lines

And on page 6, line 13 through page 9, line 15, by deleting those lines;

And on page 9, lines 16-18, by rewriting those lines to read:

"SECTION 15. Sections 1 through 14 and Section 16 of this act become effective October 1, 2007. The remainder of this act is effective when it becomes law."

August 2, 2007

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Daniel G. Clodfelter, Chair
S/ Linda Garrou
S/ Tony Rand

*Conferees for the
House of Representatives*

S/ Dan Blue, Chair
S/ Karen B. Ray
S/ Timothy L. Spear

The Conference Report, which changes the title, is adopted, by electronic vote (89-0), and the Senate is so notified by Special Message.

Representative Ross sends forth the Conference Report on Senate Committee Substitute for **H.B. 1111** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT BY ADDING LIAISON PERSONNEL TO THE DEFINITION OF GIFT; BY CLARIFYING THAT GIFTS FROM EXTENDED FAMILY MEMBERS DO NOT NEED TO BE REPORTED UNDER THE LOBBYING LAW; AND BY CLARIFYING THAT BENEFITS TO NONPROFITS WITH WHICH ASSOCIATED AS MEMBERS OF A GENERAL CLASS ARE NOT PROHIBITED AS A CONFLICT OF INTEREST, AS RECOMMENDED BY THE HOUSE COMMITTEE ON ETHICS. Without objection, the Conference Report is placed on the Calendar for immediate consideration.

Representative Ross moves the adoption of the following Conference Report.

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1111, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAWS, Senate Select Committee on Government and Election Reform Committee Report Adopted 7/31/07 Fourth Edition Engrossed 7/31/07, submit the following report:

August 2, 2007

The Senate and House agree to the following amendments and the House concurs in the Senate Select Committee on Government and Election Reform Committee Report Adopted 7/31/07, Fourth Edition Engrossed 7/31/07, as amended:

On page 1, line 6 by rewriting that line to read:

"**SECTION 1.** G.S. 120-102(a)(5) reads as rewritten:"; and

On page 3, lines 10 -16, by rewriting those lines to read:

"employee's duties include lobbying. In no case shall an employee be considered a lobbyist if in no 30-day period less than five percent (5%) of that employee's actual duties in any 30-day period include engaging in lobbying as defined in subdivision (9)a. of this ~~section~~ section or if in no 30-day period less than five percent (5%) of that employee's actual duties include engaging in lobbying as defined in subdivision (9)b. of this section."; and

On page 3, line 20, by rewriting the line to read:

"**SECTION 9.** G.S. 120C-101 reads as rewritten:"; and

On page 3, lines 22 through 28, by rewriting the lines to read:

"(a) The Commission shall adopt any rules or definitions necessary to interpret ~~and carry out~~ the provisions of this ~~Chapter.~~ Chapter and adopt any rules necessary to administer the provisions of this Chapter, except for Articles 2, 4 and 8 of this Chapter. The Secretary of State shall adopt any rules, ~~orders, forms, and definitions~~ orders, and forms as are necessary to ~~carry out~~ administer the provisions of Articles 2, 4 and 8 of this Chapter. The Secretary of State may appoint a council to advise the Secretary in adopting rules under this section.

(b) With respect to the forms adopted under subsection (a) of this section, the Secretary of State shall adopt rules to protect from disclosure all"; and

On page 4, line 12, by rewriting the line to read:

"into the North Carolina Administrative Code.

(d) For purposes of G.S. 150B-21.3(b2), a written objection filed by the Commission to a rule adopted by the Secretary of State pursuant to this Chapter shall be deemed written objections from 10 or more persons. Notwithstanding G.S. 150B-21.3(b2), a rule adopted by the Secretary of State pursuant to this Chapter objected to by the Commission under this subsection shall not become effective until an act of the General Assembly approving the rule has become law. If the General Assembly does not

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approve a rule under this subsection by the day of adjournment of the next regular session of the General Assembly that begins at least 25 days after the date the Rules Review Commission approves the rule, the permanent rule shall not become effective and any temporary rule associated with the permanent rule expires. If the General Assembly fails to approve a rule by the day of adjournment, the Secretary of State may initiate rulemaking for a new permanent rule, including by the adoption of a temporary rule.""; and

On page 4, lines 13 through 29, by deleting the lines; and

On page 5, line 5, by rewriting the line to read:
"matters of public record. Staff to the Commission may share all information related to requests made under subsection (a) of this section with staff of the Office of the Secretary of State, and staff of the Office of the Secretary of State shall treat that information as confidential and not a public record. The Commission shall forward an unedited copy of each";
and

On page 5, line 26 and line 32 by inserting between the words "that" and "state" the word "nonpartisan"; and

On page 5, lines 28 and 33, by deleting the citation "G.S. 138A-32(c)(2)." and substituting the citation "G.S. 138A-32(c)."; and

On page 6, line 17, by rewriting the line to read:
""(i) Any reportable expenditure promptly paid for at fair market value or promptly returned to a"; and

On page 6, line 25, by rewriting the line to read:
"who promptly declines, returns, pays fair market value for, or donates a reportable"; and

On page 6, lines 30 through 32, by rewriting the lines to read:
""(g) A prohibited gift shall ~~be~~ be, and a permissible gift may be, promptly declined, returned, paid for at fair market value, or donated ~~immediately~~ to charity or the State.""; and

On page 6, lines 33 through 38, by deleting the lines and renumbering the remaining bill sections accordingly; and

On page 8, lines 27 through 28, by rewriting the lines to read:
"and is not a member of the covered person's extended family, and the trustee has sole discretion as to the"; and

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On page 11, line 1, by rewriting the line to read:

"~~e.3.~~ An organized gathering of a person to which the entire board of which the public servant is a member or at least 10 public"; and

On page 14, line 23, by rewriting the line to read:

"(f) This section shall not apply to judicial officers."; and

On page 17, line 6, by deleting the word "section." and substituting the word "subsection."; and

On page 19, lines 36 and 37, by deleting the phrase "required by G.S. 120C-303(a)(2)." and substituting the phrase "provided in G.S. 120C-303."; and

On page 20, lines 30 and 36, by inserting between the words "a" and "state" the word "nonpartisan"; and

On page 21, line 40, by rewriting the line to read:

food, beverages, or transportation.
(12) Food and beverages for immediate consumption at an organized gathering of a person to which a public servant is invited to attend for purposes primarily related to the public servant's public service or position, and to which at least 10 individuals, other than the public servant, or the public servant's immediate family, actually attend, or to which all shareholders, employees, board members, officers, members, or subscribers of the person who are located in a specific North Carolina office or county are notified and invited to attend."; and

On page 21, line 43, by rewriting the line to read:

"G.S. 138A-32(e)(1)-(9) — G.S. 138A-32(e)(1)-(9), 138A-32(e)(11), 138A-32(e)(12), and"; and

On page 22, line 5, by rewriting the line to read:

"G.S. 138A-32(e)(1)-(9)G.S. 138A-32(e)(1)-(9), 138A-32(e)(11), 138A-32(e)(12), and"; and

On page 22, lines 12 through 19, by deleting the lines; and

By renumbering the remaining bill sections accordingly; and

On page 22, lines 24 through 31 read as rewritten:

"SECTION 44. Sections 17, 23, 39, 40 and 41 of this act are effective January 1, 2007. Section 9 of this act is effective July 1, 2007. Sections 8, 11, 15, 20, 22, 25, 34 and 42 of this act become effective

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October 1, 2007. Section 18 of this act becomes effective December 1, 2007. Section 34 of this act becomes effective January 1, 2008. The remainder of this act is effective when this act becomes law."

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

Date conferees approved report: August 2, 2007.

*Conferees for the
Senate*

S/ Daniel G. Clodfelter, Chair
S/ Tony Rand
S/ Richard Stevens

*Conferees for the
House of Representatives*

S/ Deborah K. Ross, Chair
S/ Julia C. Howard, Chair
S/ Rick Glazier
S/ Marvin W. Lucas

Representative Howard calls the previous question on the motion and the call is sustained by electronic vote (75-13).

The Conference Report, which changes the title, is adopted, by electronic vote (88-0), and the Senate is so notified by Special Message.

CALENDAR (continued)

H.J.R. 2071, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 2007 GENERAL ASSEMBLY TO MEET IN 2008 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, is before the Body.

The bill, as amended, passes its third reading, by electronic vote (87-1), and is ordered sent to the Senate by Special Message without engrossment.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 509, AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS.

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S.B. 613, AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, AND TO MAKE VARIOUS OTHER TECHNICAL CHANGES TO THE GENERAL STATUTES AND SESSION LAWS.

S.B. 668, AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS.

S.B. 684, AN ACT TO PROVIDE FOR FUNDING FOR THE STATEWIDE SPAY AND NEUTER PROGRAM FROM THE SALE OF RABIES VACCINATION TAGS AND TO REQUIRE REPORTING ON THE PROGRAM.

S.B. 1079, AN ACT PROVIDING PROTECTIONS FOR VICTIMS OF HUMAN TRAFFICKING.

S.B. 1211, AN ACT TO REQUIRE FINGERPRINTING OF ANY PERSON ARRESTED FOR ANY OFFENSES INVOLVING IMPAIRED DRIVING OR FOR DRIVING WHILE LICENSE REVOKED.

S.B. 1313, AN ACT TO REQUIRE THE CONSENT OF THE COUNCIL OF STATE IN ORDER FOR ANY ZONING ORDINANCE TO APPLY TO STATE-OWNED BUILDINGS WITHIN SIX BLOCKS OF THE STATE CAPITOL.

S.B. 1435, AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, MUTUAL BURIAL ASSOCIATIONS, PRENEED FUNERAL FUNDS, AND CREMATIONS.

S.B. 1452, AN ACT TO REQUIRE PUBLIC SCHOOL BUSES OR OTHER VEHICLES FOR STUDENT TRANSPORTATION THAT ARE CAPABLE OF OPERATING ON DIESEL FUEL TO BE CAPABLE OF OPERATING ON DIESEL FUEL WITH A MINIMUM BIODIESEL CONCENTRATION OF B-20.

S.B. 1492, AN ACT TO: (1) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (2) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE WITHOUT THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES; (3) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS;

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(4) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (5) REQUIRE THAT AN OWNER OR OPERATOR OF A SANITARY LANDFILL ESTABLISH FINANCIAL ASSURANCE SUFFICIENT TO COVER A MINIMUM OF THREE MILLION DOLLARS IN COSTS FOR POTENTIAL ASSESSMENT AND CORRECTIVE ACTION AT THE FACILITY, IN ADDITION TO OTHER FINANCIAL RESPONSIBILITY REQUIREMENTS; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) SPECIFY ADDITIONAL TECHNICAL REQUIREMENTS FOR SOLID WASTE MANAGEMENT FACILITIES; (10) REQUIRE THAT ALL APPLICANTS FOR PERMITS FOR SANITARY LANDFILLS CONDUCT AN ENVIRONMENTAL IMPACT STUDY; (11) REQUIRE THAT CERTAIN APPLICANTS FOR SOLID WASTE MANAGEMENT FACILITY PERMITS CONDUCT A TRAFFIC STUDY; (12) CLARIFY THE CIRCUMSTANCES UNDER WHICH A UNIT OF LOCAL GOVERNMENT MAY COLLECT A SOLID WASTE AVAILABILITY FEE; (13) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (14) ESTABLISH FEES APPLICABLE TO PERMITS FOR SOLID WASTE MANAGEMENT FACILITIES TO SUPPORT THE SOLID WASTE MANAGEMENT PROGRAM; (15) ESTABLISH A SOLID WASTE DISPOSAL TAX TO BE IMPOSED ON THE DISPOSAL OF MUNICIPAL SOLID WASTE IN LANDFILLS IN THE STATE AND ON THE TRANSFER OF MUNICIPAL SOLID WASTE FOR DISPOSAL OUTSIDE THE STATE IN ORDER TO PROVIDE FUNDS FOR THE ASSESSMENT AND REMEDIATION OF PRE-1983 LANDFILLS AND FOR OTHER PURPOSES; (16) ESTABLISH A COMPUTER EQUIPMENT MANAGEMENT PROGRAM; (17) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED

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RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (18) DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT AND THE TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE; AND (19) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES.

S.B. 1546, AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS AND TO MAKE CHANGES TO THE LAW PERTAINING TO CONFIDENTIALITY OF COMPETITIVE HEALTH CARE INFORMATION.

H.B. 671, AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD.

H.B. 679, AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION.

H.B. 726, AN ACT ALLOWING THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS TO PROVIDE FOR THE LICENSURE OF LASER HAIR PRACTITIONERS AND LASER HAIR PRACTITIONER INSTRUCTORS UPON MEETING CERTAIN REQUIREMENTS ESTABLISHED BY THE BOARD AND AUTHORIZING THE BOARD TO CHARGE FEES RELATED TO THOSE CERTIFICATIONS.

H.B. 820, AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN AND THE ALLOCATION OF SURFACE WATER RESOURCES AND TO AMEND THE LAWS GOVERNING THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN.

H.B. 1005, AN ACT TO REQUIRE THAT RECOMMENDATIONS ON DEBT CAPACITY INCLUDE RECOMMENDATIONS RELATED TO DEBT SUPPORTED BY THE GENERAL FUND, THE HIGHWAY

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FUND, AND THE HIGHWAY TRUST FUND; TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO REVIEW THE STIP PLANNING AND DEVELOPMENT PROCESS; TO DIRECT THE OFFICE OF STATE BUDGET AND MANAGEMENT TO STUDY LONG-TERM ECONOMIC, MOBILITY, AND INFRASTRUCTURE NEEDS; TO ENACT CERTAIN BRIDGE CONSTRUCTION GUIDELINES; AND TO REQUIRE COMPLIANCE WITH CERTAIN FEDERAL GUIDELINES FOR TRANSPORTATION PROJECTS.

H.B. 1537, AN ACT TO MAKE CHANGES TO THE MEDICAID ESTATE RECOVERY LAW; TO AMEND THE LAW RESPECTING DATA SHARING BY HEALTH INSURERS WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MEDICAL ASSISTANCE; AND TO ENACT A PROCEDURE FOR THE WAIVER OF THE MEDICAID TRANSFER OF ASSETS PENALTY DUE TO UNDUE HARDSHIP.

H.B. 1593, AN ACT TO DIRECT THE EXECUTIVE ADMINISTRATOR OF THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO PREPARE TO CHANGE THE STATE HEALTH PLAN FROM A FISCAL YEAR TO A CALENDAR YEAR.

H.B. 1761, AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND.

H.B. 1556, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 842, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF KANNAPOLIS.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1572, A JOINT RESOLUTION ACKNOWLEDGING THE FINDINGS OF THE 1898 WILMINGTON RACE RIOT COMMISSION. (RESOLUTION 2007-67)

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SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1573, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 2007 GENERAL ASSEMBLY TO MEET IN 2008 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, is read the first time.

Without objection, the resolution is placed on the Calendar for immediate consideration.

Without objection, the resolution passes its second reading and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 925** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR, and when a similar action has been taken on the part of your Honorable Body, the President will order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

Representative Owens moves that the House adjourn, subject to ratifications of bills and Messages from the Senate, pursuant to **S.J.R. 1573**, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT

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OF THE 2007 GENERAL ASSEMBLY TO MEET IN 2008 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, to reconvene Tuesday, May 13, 2008, at 12:00 Noon.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 1111** (Conference Report), A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAWS, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders the bill enrolled and presented to the Governor by Special Message.

SPECIAL MESSAGE FROM THE SENATE

**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
August 2, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 1130** (Conference Report), A BILL TO BE ENTITLED AN ACT

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CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO MAKE CHANGES TO THE STATE BUDGET ACT AS IT APPLIES TO THE JUDICIAL BRANCH, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 925, AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR.

S.B. 1130, AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO MAKE CHANGES TO THE STATE BUDGET ACT AS IT APPLIES TO THE JUDICIAL BRANCH, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES.

H.B. 714, AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER MODIFICATIONS TO THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007.

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H.B. 1111, AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAWS.

H.B. 1595, AN ACT TO CLARIFY PROVISIONS IN THE LOCAL DEVELOPMENT ACT, TO CLARIFY URBAN PROGRESS ZONES AND AGRARIAN GROWTH ZONES, TO ALLOW MORE THAN ONE AGRARIAN GROWTH ZONE IN A COUNTY, TO CLARIFY WHEN THE LAST REPORT IS DUE FOR THE REPEALED LEE ACT CREDITS, TO MAKE TECHNICAL CHANGES CONCERNING THE TAX CREDITS FOR GROWING BUSINESSES; TO PROVIDE FOR PUBLICATION, MONITORING, AND REPORTING ON ECONOMIC DEVELOPMENT INCENTIVE CLAWBACKS; AND TO REQUIRE CLAWBACK PROVISIONS IN LOCAL ECONOMIC DEVELOPMENT AGREEMENTS.

H.B. 1737, AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES; AND TO LIMIT CERTAIN CONTRIBUTIONS.

H.B. 1743, AN ACT TO CLARIFY THE PERJURY PROVISION IN CAMPAIGN FINANCE STATUTES; TO PROVIDE CIVIL PENALTIES FOR DECEPTIVE LATE FILING OF CAMPAIGN REPORTS; TO REPEAL THE THREE-THOUSAND-DOLLAR PRESUMPTION OF A COMMITTEE'S MAJOR PURPOSE; TO PROVIDE FOR EARLIER DISTRIBUTION OF THE JUDICIAL VOTER GUIDE; TO CORRECT AN ERROR IN THE ELECTIONS OATH STATUTE; TO PROVIDE FOR PARTICIPATION IN THE CENSUS REDISTRICTING DATA PROGRAM AND FOR CONSISTENCY OF ELECTION DATA; TO ALLOW BALLOTS TO BE COMBINED; TO CORRECT AND MAKE CONSISTENT THE DESIGNATION OF MULTICOUNTY DISTRICTS IN THE BALLOT ACCESS STATUTES; TO PROVIDE FOR A MISDEMEANOR PENALTY FOR BREACHING BALLOT SECRECY; TO PROVIDE THAT A BALLOT NEED NOT HAVE A WRITE-IN SPACE IF NO WRITE-INS ARE ALLOWED; TO CORRECT A DATE REFERENCE IN THE CERTIFICATION STATUTE; TO EXTEND THE PROVISION FOR RECASTING LOST VOTES; TO CLARIFY THAT THE BUFFER ZONE LAW APPLIES TO ONE-STOP SITES; TO EXTEND THE LIMITATIONS ON POLITICAL ACTIVITIES FOR ELECTION BOARD MEMBERS TO ELECTION BOARD EMPLOYEES; TO REQUIRE THAT BOARDS OF ELECTIONS BE PROVIDED MAPS OF SANITARY DISTRICTS; TO PROVIDE MISDEMEANOR PENALTIES FOR CERTAIN ABUSES AT

August 2, 2007

VOTER REGISTRATION DRIVES; TO PROVIDE FOR A FELONY PENALTY FOR INSTRUCTING OR COERCING NONCITIZEN VOTING; TO UPDATE THE REPORTING OF FELONY CONVICTIONS; TO CLARIFY THE PUBLIC RECORD STATUS OF CERTAIN VOTER REGISTRATION INFORMATION; TO BROADEN THE STATUTE REGARDING CORRECTING VOTER REGISTRATION FORMS; TO APPLY THE IDENTIFICATION REQUIREMENT TO VOTERS WHOSE DRIVERS LICENSE NUMBERS OR SOCIAL SECURITY NUMBERS CANNOT BE MATCHED IN A COMPUTER CHECK; TO PROVIDE FOR NOTICE IN THE APPOINTMENT OF OBSERVERS AND RUNNERS; TO PROHIBIT TAKING THE PICTURE OF A VOTER WHILE INSIDE THE VOTING ENCLOSURE; TO MAKE THE STATE BOARD OF ELECTIONS RESPONSIBLE FOR BALLOT CODING; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO COMPLY WITH SPECIFICATIONS FOR BALLOT PRINTERS AND TO MAINTAIN THEIR SOFTWARE WARRANTIES; TO FACILITATE VOTER REGISTRATION BY FORMER FELONS UPON THE COMPLETION OF THEIR SENTENCE AND THE RESTORATION OF THEIR CITIZENSHIP; AND TO REQUIRE THAT A PERSON APPOINTED TO FILL A VACANCY IN AN ELECTIVE OFFICE BE QUALIFIED TO VOTE FOR THAT OFFICE IF AN ELECTION WAS HELD ON THE DATE OF APPOINTMENT; AND TO MAKE OTHER AMENDMENTS TO THE ELECTION LAWS.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1573, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 2007 GENERAL ASSEMBLY TO MEET IN 2008 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION. (RESOLUTION 2007-68)

The House stands adjourned at 11:51 p.m.

Denise G. Weeks
Principal Clerk

August 2, 2007

ADDENDUM

Pursuant to Article II, Section 22 of the North Carolina Constitution, the following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State. The dates included in this section represent the date the Acts were signed by the Governor.

August 2, 2007

S.B. 15, AN ACT TO INCORPORATE THE TOWN OF HAMPSTEAD. (S.L. 2007-329)

S.B. 16, AN ACT TO ALLOW THE TOWN OF BOILING SPRINGS TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS. (S.L. 2007-330)

S.B. 384, AN ACT TO AUTHORIZE GRANVILLE COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION FORMULA. (S.L. 2007-331)

S.B. 489, AN ACT TO MODIFY THE OCCUPANCY TAX OF THE CITY OF LUMBERTON. (S.L. 2007-332)

S.B. 530, AN ACT EXEMPTING THE CITY OF RALEIGH FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT USED AS PART OF ANY PILOT PROGRAM AUTHORIZED BY THE CITY COUNCIL TO TEST THE EFFICIENCY AND EFFECTIVENESS OF LIGHT EMITTING DIODE TECHNOLOGIES AND PERMITTING THE CITY OF RALEIGH TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO TWENTY DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE CITY. (S.L. 2007-333)

S.B. 616, AN ACT TO ALLOW THE TOWN OF RIVER BEND TO ANNEX AND EXERCISE EXTRATERRITORIAL JURISDICTION AS PROVIDED UNDER GENERAL LAW. (S.L. 2007-334)

H.B. 429, AN ACT TO AUTHORIZE THE TOWNS OF OCEAN ISLE BEACH, EMERALD ISLE, AND HOLDEN BEACH TO SET CANAL DREDGING FEES BASED ON A PROPERTY OWNER'S FRONTAGE ABUTTING A DREDGING PROJECT, AND TO MODIFY BRUNSWICK COUNTY'S FIRE PROTECTION FEES. (S.L. 2007-335)

H.B. 849, AN ACT TO AUTHORIZE THE TOWN OF MORRISVILLE TO REGULATE GOLF CARTS ON PUBLIC STREETS OR HIGHWAYS WITHIN THE TOWN OR ON PROPERTY OWNED OR LEASED BY THE TOWN. (S.L. 2007-336)

H.B. 1013, AN ACT TO AUTHORIZE HAYWOOD COUNTY TO LEVY AN ADDITIONAL ONE PERCENT OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES. (S.L. 2007-337)

S.B. 604, AN ACT TO CAP THE AD VALOREM TAX RATE OF THE TOWN OF WENTWORTH. (S.L. 2007-338)

S.B. 609, AN ACT TO ALLOW CHATHAM COUNTY TO USE RECREATION FUNDS RECEIVED FROM SUBDIVISION DEVELOPERS TO CONSTRUCT AND ACQUIRE RECREATIONAL FACILITIES IN CHATHAM COUNTY. (S.L. 2007-339)

H.B. 1027, AN ACT TO INCREASE THE OCCUPANCY TAX FOR THE TOWN OF JONESVILLE, TO AUTHORIZE YADKIN COUNTY TO LEVY AN OCCUPANCY TAX IN A TAX DISTRICT COMPRISING THE UNINCORPORATED AREAS OF THE COUNTY, AND TO AUTHORIZE THE TOWN OF YADKINVILLE TO LEVY AN OCCUPANCY TAX. (S.L. 2007-340)

H.B. 1228, AN ACT TO PROVIDE FOR AN INCREASE IN THE PENALTY SET FOR A RED LIGHT VIOLATION DETECTED BY A CAMERA; TO REQUIRE THAT THE CLEAR PROCEEDS OF EACH PENALTY COLLECTED BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; TO DEFINE WHAT AMOUNTS MAY BE DEDUCTED FROM EACH PENALTY BY A MUNICIPALITY TO ARRIVE AT THE AMOUNT OF CLEAR PROCEEDS FROM EACH CIVIL PENALTY THAT MUST BE TRANSFERRED TO THE LOCAL SCHOOL BOARD; AND TO PERMIT A COLLECTION ASSISTANCE FEE TO BE COLLECTED FROM THE RESPONSIBLE PARTY IF THE CIVIL PENALTY IS NOT PAID WITHIN A SPECIFIED TIME. (S.L. 2007-341)

S.B. 546, AN ACT REMOVING THE CAP ON SATELLITE ANNEXATIONS FOR THE TOWN OF MOUNT PLEASANT. (S.L. 2007-342)

H.B. 1556, AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE. (S.L. 2007-343)

H.B. 842, AN ACT REMOVING CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE CITY OF KANNAPOLIS. (S.L. 2007-344)

August 6, 2007

H.B. 714, AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER MODIFICATIONS TO THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2007. (S.L. 2007-345)

August 7, 2007

H.B. 818, AN ACT TO AMEND THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE AND TO AMEND THE LAWS PERTAINING TO THE PRACTICE OF DENTISTRY. (S.L. 2007-346)

August 9, 2007

H.B. 1110, AN ACT TO MAKE TECHNICAL CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAW. (S.L. 2007-347)

H.B. 1111, AN ACT TO MAKE CLARIFYING CHANGES TO THE STATE GOVERNMENT ETHICS ACT, THE LEGISLATIVE ETHICS ACT, AND THE LOBBYING LAWS. (S.L. 2007-348)

H.B. 1737, AN ACT TO REGULATE LEGAL EXPENSE FUNDS OF ELECTED OFFICERS TO PROVIDE FOR DISCLOSURE OF CONTRIBUTIONS AND EXPENDITURES AND TO LIMIT CERTAIN CONTRIBUTIONS. (S.L. 2007-349)

August 14, 2007

H.B. 1546, AN ACT TO REQUIRE A COMMERCIAL DRIVERS LICENSE THAT HAS A SCHOOL BUS ENDORSEMENT TO EXPIRE THREE YEARS AFTER IT IS ISSUED. (S.L. 2007-350)

August 16, 2007

H.B. 1374, AN ACT TO OVERTURN THE SHEPARD CASE AND AMEND THE LIMITATION REGARDING ACTIONS TO RECOVER FOR USURY; TO OVERTURN THE SKINNER CASE AND AMEND THE LONG-ARM STATUTE TO ALLOW NORTH CAROLINA COURTS

TO EXERCISE PERSONAL JURISDICTION OVER CERTAIN NON-RESIDENT DEFENDANTS; TO REQUIRE THAT A NOTICE OF FORECLOSURE CONTAIN CERTAIN INFORMATION; AND TO PROVIDE FOR MORTGAGE DEBT COLLECTION AND SERVICING. (S.L. 2007-351)

H.B. 1817, AN ACT TO PROTECT CONSUMERS REGARDING COVERED LOANS AND TO INCREASE THE COMMISSIONER'S DISCIPLINARY AUTHORITY OVER LICENSEES UNDER THE MORTGAGE LENDING ACT. (S.L. 2007-352)

H.B. 947, AN ACT TO REQUIRE THAT A NOTICE OF SALE IN FORECLOSURE PROCEEDINGS BE SENT TO CERTAIN TENANTS RESIDING IN THE PROPERTY TO BE SOLD, TO ALLOW THOSE TENANTS AFTER RECEIVING THE NOTICE TO TERMINATE THE RENTAL AGREEMENT UPON TEN DAYS' WRITTEN NOTICE TO THE LANDLORD, TO REQUIRE THAT THOSE TENANTS BE GIVEN THIRTY DAYS' NOTICE OF AN APPLICATION FOR AN ORDER FOR POSSESSION, AND TO CLARIFY THAT THE PROCEEDS IN THE AUTOMATION ENHANCEMENT AND PRESERVATION FUND MAY BE USED FOR THE PRESERVATION AND STORAGE OF PUBLIC RECORDS. (S.L. 2007-353)

August 17, 2007

S.B. 371, AN ACT TO PROHIBIT COMMERCIAL USE OF LIKENESSES OF ANY SEAL OR COAT OF ARMS OF THE SENATE. (S.L. 2007-354)

S.B. 448, AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, TO STUDY PROGRAM AND SERVICE LEVELS AND NEEDS FOR OLDER ADULTS IN BRUNSWICK, BUNCOMBE, GASTON, HENDERSON, MOORE, AND NEW HANOVER COUNTIES. (S.L. 2007-355)

H.B. 1402, AN ACT REQUIRING THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF TRANSPORTATION TO CONSULT WITH THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS BEFORE BEGINNING THE DESIGN OR CONSTRUCTION OF NEW WELCOME CENTER OR VISITOR CENTER BUILDINGS AND CLARIFYING THAT THE DEPARTMENT OF TRANSPORTATION MAY PROCEED WITH THE CONSTRUCTION OF VISITOR CENTER BUILDINGS UNDERWAY IN RANDOLPH AND WILKES COUNTIES. (S.L. 2007-356)

H.B. 610, AN ACT TO SET THE NUMBER OF DESIGN-BUILD CONSTRUCTION CONTRACTS THAT MAY BE AWARDED BY THE DEPARTMENT OF TRANSPORTATION AT TWENTY-FIVE CONTRACTS EACH FISCAL YEAR. (S.L. 2007-357)

S.B. 882, AN ACT TO AUTHORIZE THE INDUSTRIAL COMMISSION TO EMPLOY SWORN LAW ENFORCEMENT OFFICERS TO PERFORM FRAUD INVESTIGATIONS. (S.L. 2007-358)

H.B. 958, AN ACT TO DESIGNATE THE GRAVEYARD OF THE ATLANTIC MUSEUM AS A MEMBER OF THE STATE HISTORY MUSEUMS DIVISION IN THE DEPARTMENT OF CULTURAL RESOURCES. (S.L. 2007-359)

H.B. 563, AN ACT TO MAKE CHANGES IN MOTOR VEHICLE LAW REGARDING WHAT "PUBLIC SERVICE VEHICLE" MEANS, CHANGING THE WORD STOPLIGHT TO TRAFFIC SIGNAL, CHANGING THE TIME ALLOWED FOR REMOVAL OF A VEHICLE FROM A PUBLIC HIGHWAY OR REST AREA, AUTHORIZING LOCAL GOVERNMENTS TO ADOPT ORDINANCES REGULATING DEMONSTRATIONS ON STATE ROADS AND HIGHWAYS, AND THE WEARING OF A SAFETY HELMET BY USE OF A RETENTION STRAP. (S.L. 2007-360)

H.B. 589, AN ACT TO PROVIDE FOR CIVIL PENALTIES FOR VIOLATIONS OF THE POULTRY PRODUCTS INSPECTION ACT. (S.L. 2007-361)

S.B. 1032, AN ACT TO IMPOSE TIME LIMITATIONS ON OVERPAYMENT RECOVERY UNDER THE PROMPT CLAIM PAYMENTS STATUTE AND TO REQUIRE THAT INSURERS OFFERING HEALTH BENEFITS PLANS PROVIDE INSURANCE IDENTIFICATION CARDS. (S.L. 2007-362)

S.B. 1517, AN ACT TO REQUIRE THE CONSPICUOUS DISCLOSURE OF ANY MAINTENANCE FEES CHARGED FOR GIFT CARDS AND TO PROHIBIT ISSUERS OF GIFT CARDS FROM CHARGING MAINTENANCE FEES FOR ONE YEAR AFTER THE DATE OF PURCHASE. (S.L. 2007-363)

S.B. 509, AN ACT TO INCREASE THE PERIOD OF TIME ALLOWED FOR REINSPECTION AFTER FAILING A MOTOR VEHICLE INSPECTION, TO WAIVE THE CIVIL PENALTY FOR FAILURE TO

MEET THE EMISSIONS INSPECTION REQUIREMENT WHILE ON ACTIVE MILITARY DUTY OUTSIDE THE STATE, AND TO AMEND PENALTY PROVISIONS. (S.L. 2007-364)

S.B. 1245, AN ACT AMENDING THE LAWS RELATED TO RETAINAGE PAYMENTS ON PUBLIC CONSTRUCTION CONTRACTS. (S.L. 2007-365)

S.B. 744, AN ACT TO REMOVE THE TEN PERCENT CEILING ON THE EXPENSE RESERVE FUND OF THE NORTH CAROLINA REAL ESTATE COMMISSION UNDER THE REAL ESTATE LICENSING LAWS AND TO ALLOW THE REAL ESTATE COMMISSION TO SERVE NOTICE OF HEARING BY FIRST-CLASS MAIL ON APPLICANTS REQUESTING HEARINGS REGARDING THE APPLICANTS' CHARACTER OR FITNESS FOR LICENSURE. (S.L. 2007-366)

S.B. 1065, AN ACT AUTHORIZING COMMUNITY COLLEGES TO IMPLEMENT A TUITION SURCHARGE AND TO USE ENDOWED SCHOLARSHIP FUNDS TO OFFSET THE COST OF A TUITION SURCHARGE. (S.L. 2007-367)

August 19, 2007

S.B. 1240, AN ACT TO ENSURE THAT ALL BREAD SOLD AT A BAKERY THRIFT STORE IS TAXED AT THE SAME SALES TAX RATE. (S.L. 2007-368)

S.B. 1218, AN ACT TO REQUIRE ALL CANDIDATES TO DISCLOSE FELONY CONVICTIONS. (S.L. 2007-369)

S.B. 1211, AN ACT TO REQUIRE FINGERPRINTING OF ANY PERSON ARRESTED FOR ANY OFFENSES INVOLVING IMPAIRED DRIVING OR FOR DRIVING WHILE LICENSE REVOKED. (S.L. 2007-370)

S.B. 1152, AN ACT TO REQUIRE COUNTIES AND CITIES TO PAY INTEREST ON ILLEGALLY EXACTED TAXES, FEES, OR MONETARY CONTRIBUTIONS FOR DEVELOPMENT THAT ARE NOT SPECIFICALLY AUTHORIZED BY LAW. (S.L. 2007-371)

S.B. 1023, AN ACT TO CLARIFY THE STATUS OF LOCAL ENTITY EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, TO MODIFY THE PUBLIC RECORDS LAWS APPLICABLE TO THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA

COMMUNITY COLLEGES, TO PROTECT THE PRIVACY OF APPLICANTS WHO ARE NOT ADMITTED OR WHO DO NOT ENROLL, AND TO PROVIDE THAT CERTAIN AUDIT RECORDS ARE PUBLIC DOCUMENTS. (S.L. 2007-372)

S.B. 1270, AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT. (S.L. 2007-373)

S.B. 1058, AN ACT TO PROHIBIT THE FRAUDULENT OBTAINING, SELLING, OR SOLICITING OF TELEPHONE RECORDS. (S.L. 2007-374)

S.B. 8, AN ACT TO INCREASE THE "SAFE ZONES" NEAR CHILD CARE CENTERS AND SCHOOL GROUNDS REGARDING ILLEGAL DRUG SALES FROM THREE HUNDRED FEET TO ONE THOUSAND FEET, AND TO EXPAND THE "SAFE ZONE" FOR PUBLIC PARKS TO INCLUDE ALL PUBLIC PARKS, NOT JUST THOSE WITH PLAYGROUNDS, AND TO INCREASE THE DISTANCE OF THOSE SAFE ZONES TO ONE THOUSAND FEET. (S.L. 2007-375)

S.B. 1115, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM FOR LATERAL ENTRY TEACHERS. (S.L. 2007-376)

S.B. 1009, AN ACT TO CLARIFY THAT A WITNESS'S ORAL STATEMENTS TO A PROSECUTING ATTORNEY DO NOT NEED TO BE RECORDED UNLESS THE STATEMENT CONTAINS SIGNIFICANTLY NEW OR DIFFERENT INFORMATION FROM A PRIOR STATEMENT AND TO PROVIDE WHAT TYPE OF WITNESS IDENTIFICATION INFORMATION MUST BE DISCLOSED TO THE DEFENDANT. (S.L. 2007-377)

S.B. 914, AN ACT TO GIVE TEACHERS CREDIT FOR THE EXCESS PERSONAL LEAVE TIME THAT THEY EARN AND TO ENSURE THAT TEACHERS CAN TAKE PERSONAL LEAVE WITH FIVE DAYS' NOTICE. (S.L. 2007-378)

S.B. 1090, AN ACT AMENDING CERTAIN PROVISIONS TO ALLOW FOR PROVISIONAL LICENSURE OF CLINICAL SOCIAL WORKERS UNDER THE LAWS REGULATING THE PRACTICE OF SOCIAL WORK. (S.L. 2007-379)

S.B. 925, AN ACT TO AMEND THE LAW ALLOWING IMPROPER EQUIPMENT AS A LESSER INCLUDED OFFENSE OF SPEEDING AND TO PRECLUDE A PRAYER FOR JUDGMENT CONTINUED AS A DISPOSITION WHERE A DRIVER EXCEEDS THE POSTED SPEED LIMIT BY MORE THAN TWENTY-FIVE MILES PER HOUR. (S.L. 2007-380)

S.B. 581, AN ACT TO ALLOW COUNTIES AND CITIES TO PROVIDE BUILDING PERMIT FEE REDUCTIONS OR PARTIAL REBATES TO ENCOURAGE CONSTRUCTION OF BUILDINGS USING SUSTAINABLE DESIGN PRINCIPLES TO ACHIEVE ENERGY EFFICIENCY. (S.L. 2007-381)

S.B. 924, AN ACT TO CHANGE THE ELEMENT MAKING PASSING A STOPPED SCHOOL BUS AND STRIKING A PERSON A FELONY FROM REQUIRING "SERIOUS BODILY INJURY" AND REMOVING THE REQUIREMENT OF SIGNAGE BEING AT LEAST EIGHT INCHES FROM THE DEFINITION OF SCHOOL BUS TO CORRESPOND TO THE CHANGES MADE TO G.S. 20-217 IN THE 2005 SESSION AND REQUIRING THAT SCHOOL BUSES BE PAINTED YELLOW. (S.L. 2007-382)

H.B. 1755, AN ACT TO MODERNIZE AND IMPROVE THE ADMINISTRATION OF THE STATE'S 911 SYSTEM THROUGH A STATEWIDE 911 BOARD, BY ENSURING THAT ALL VOICE SERVICES CONTRIBUTE TO THE 911 SYSTEM AND BY PROVIDING PARITY IN THE QUALITY OF SERVICE AND THE LEVEL OF 911 CHARGES ACROSS VOICE COMMUNICATIONS SERVICE PROVIDERS. (S.L. 2007-383)

S.B. 580, AN ACT TO ESTABLISH THE LOCAL GOVERNMENT POST-EMPLOYMENT BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO ESTABLISH THE LOCAL GOVERNMENT LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS FUND UNDER THE MANAGEMENT OF THE STATE TREASURER, TO AUTHORIZE THE TREASURER TO MAKE EQUITY INVESTMENTS FROM THE FUND TO THE SAME EXTENT ALLOWED FOR CERTAIN INVESTMENTS FROM THE STATE RETIREMENT SYSTEM, TO ALLOW LOCAL ENTITIES TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND POST-EMPLOYMENT BENEFITS, AND TO ALLOW LOCAL GOVERNMENTS TO ESTABLISH OTHER IRREVOCABLE TRUSTS TO FUND LAW ENFORCEMENT SPECIAL SEPARATION ALLOWANCE BENEFITS. (S.L. 2007-384)

S.B. 576, AN ACT TO AMEND THE LAWS GOVERNING BUSINESS ENTITIES TO MAKE VARIOUS CLARIFYING AND TECHNICAL CHANGES REGARDING MERGERS AND THE AUTHORITY OF BOARD COMMITTEES. (S.L. 2007-385)

S.B. 661, AN ACT TO AMEND ALCOHOLIC BEVERAGE CONTROL ELECTION LAWS TO ALLOW CITIES WHICH ARE LOCATED IN MORE THAN ONE COUNTY TO HAVE A CITYWIDE ELECTION FOR MIXED BEVERAGES. (S.L. 2007-386)

S.B. 728, AN ACT TO ENCOURAGE MEDIATION IN DISTRICT CRIMINAL COURTS AND TO ESTABLISH A PROGRAM WITHIN THE DISPUTE RESOLUTION COMMISSION FOR THE CERTIFICATION OF MEDIATORS WORKING IN THE DISTRICT CRIMINAL COURTS. (S.L. 2007-387)

S.B. 720, AN ACT TO PROVIDE FOR AN OPEN ENROLLMENT PERIOD IN THE CONTRIBUTORY DEATH BENEFIT FOR RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM. (S.L. 2007-388)

S.B. 768, AN ACT TO AMEND THE NORTH CAROLINA RECREATIONAL THERAPY LICENSURE ACT TO EXEMPT CERTAIN PERSONS EMPLOYED UNDER THE DIRECTION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES UNTIL JULY 1, 2010. (S.L. 2007-389)

H.B. 1384, AN ACT TO REPEAL THE STATUTORY RULE AGAINST PERPETUITIES AS IT APPLIES TO TRUSTS CREATED OR ADMINISTERED IN THIS STATE AND CODIFY THE LAW REGARDING THE POWER OF ALIENATION FOR TRUSTS CREATED IN NORTH CAROLINA. (S.L. 2007-390)

H.B. 1743, AN ACT TO CLARIFY THE PERJURY PROVISION IN CAMPAIGN FINANCE STATUTES; TO PROVIDE CIVIL PENALTIES FOR DECEPTIVE LATE FILING OF CAMPAIGN REPORTS; TO REPEAL THE THREE-THOUSAND-DOLLAR PRESUMPTION OF A COMMITTEE'S MAJOR PURPOSE; TO PROVIDE FOR EARLIER DISTRIBUTION OF THE JUDICIAL VOTER GUIDE; TO CORRECT AN ERROR IN THE ELECTIONS OATH STATUTE; TO PROVIDE FOR PARTICIPATION IN THE CENSUS REDISTRICTING DATA PROGRAM AND FOR CONSISTENCY OF ELECTION DATA; TO ALLOW BALLOTS

TO BE COMBINED; TO CORRECT AND MAKE CONSISTENT THE DESIGNATION OF MULTICOUNTY DISTRICTS IN THE BALLOT ACCESS STATUTES; TO PROVIDE FOR A MISDEMEANOR PENALTY FOR BREACHING BALLOT SECRECY; TO PROVIDE THAT A BALLOT NEED NOT HAVE A WRITE-IN SPACE IF NO WRITE-INS ARE ALLOWED; TO CORRECT A DATE REFERENCE IN THE CERTIFICATION STATUTE; TO EXTEND THE PROVISION FOR RECASTING LOST VOTES; TO CLARIFY THAT THE BUFFER ZONE LAW APPLIES TO ONE-STOP SITES; TO EXTEND THE LIMITATIONS ON POLITICAL ACTIVITIES FOR ELECTION BOARD MEMBERS TO ELECTION BOARD EMPLOYEES; TO REQUIRE THAT BOARDS OF ELECTIONS BE PROVIDED MAPS OF SANITARY DISTRICTS; TO PROVIDE MISDEMEANOR PENALTIES FOR CERTAIN ABUSES AT VOTER REGISTRATION DRIVES; TO PROVIDE FOR A FELONY PENALTY FOR INSTRUCTING OR COERCING NONCITIZEN VOTING; TO UPDATE THE REPORTING OF FELONY CONVICTIONS; TO CLARIFY THE PUBLIC RECORD STATUS OF CERTAIN VOTER REGISTRATION INFORMATION; TO BROADEN THE STATUTE REGARDING CORRECTING VOTER REGISTRATION FORMS; TO APPLY THE IDENTIFICATION REQUIREMENT TO VOTERS WHOSE DRIVERS LICENSE NUMBERS OR SOCIAL SECURITY NUMBERS CANNOT BE MATCHED IN A COMPUTER CHECK; TO PROVIDE FOR NOTICE IN THE APPOINTMENT OF OBSERVERS AND RUNNERS; TO PROHIBIT TAKING THE PICTURE OF A VOTER WHILE INSIDE THE VOTING ENCLOSURE; TO MAKE THE STATE BOARD OF ELECTIONS RESPONSIBLE FOR BALLOT CODING; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO COMPLY WITH SPECIFICATIONS FOR BALLOT PRINTERS AND TO MAINTAIN THEIR SOFTWARE WARRANTIES; TO FACILITATE VOTER REGISTRATION BY FORMER FELONS UPON THE COMPLETION OF THEIR SENTENCE AND THE RESTORATION OF THEIR CITIZENSHIP; AND TO REQUIRE THAT A PERSON APPOINTED TO FILL A VACANCY IN AN ELECTIVE OFFICE BE QUALIFIED TO VOTE FOR THAT OFFICE IF AN ELECTION WAS HELD ON THE DATE OF APPOINTMENT; AND TO MAKE OTHER AMENDMENTS TO THE ELECTION LAWS. (S.L. 2007-391)

S.B. 320, BILL TO BE ENTITLED AN ACT AUTHORIZING THE SECRETARY OF ADMINISTRATION TO DEVELOP AND ADMINISTER A STATEWIDE UNIFORM CERTIFICATION PROGRAM FOR HISTORICALLY UNDERUTILIZED BUSINESSES DOING BUSINESS WITH STATE DEPARTMENTS, AGENCIES, AND INSTITUTIONS, AND POLITICAL SUBDIVISIONS OF THE STATE. (S.L. 2007-392)

August 20, 2007

S.B. 1130, AN ACT CLARIFYING THAT DEFENDANTS MUST HAVE ACCESS TO THE COMPLETE FILES OF ALL LAW ENFORCEMENT, TO MAKE CHANGES TO THE STATE BUDGET ACT AS IT APPLIES TO THE JUDICIAL BRANCH, TO ADD A NEW DUTY TO THE DIRECTOR'S POWERS AND DUTIES, TO MODIFY OR REPEAL CERTAIN STATUTES RELATED TO DRUG TREATMENT COURTS, TO MAKE CLARIFYING CHANGES FOR CONTINUING TRAINING FOR MAGISTRATES, TO ESTABLISH A PILOT PROGRAM ALLOWING JURORS TO WAIVE PAYMENT OF PER DIEM FEES AND DESIGNATE FEES FOR OTHER SERVICES. (S.L. 2007-393)

S.B. 1241, AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA. (S.L. 2007-394)

S.B. 1196, AN ACT TO MODIFY THE PROJECT DEVELOPMENT FINANCING ACT. (S.L. 2007-395)

S.B. 1167, AN ACT DIRECTING THE DEPARTMENT OF ADMINISTRATION TO INFORM COUNTIES AND MUNICIPALITIES BEFORE ACQUIRING LAND WITHIN THEIR BOUNDARIES. (S.L. 2007-396)

S.B. 3, AN ACT TO: (1) PROMOTE THE DEVELOPMENT OF RENEWABLE ENERGY AND ENERGY EFFICIENCY IN THE STATE THROUGH IMPLEMENTATION OF A RENEWABLE ENERGY AND ENERGY EFFICIENCY PORTFOLIO STANDARD (REPS), (2) ALLOW RECOVERY OF CERTAIN NONFUEL UTILITY COSTS THROUGH THE FUEL CHARGE ADJUSTMENT PROCEDURE, (3) PROVIDE FOR ONGOING REVIEW OF CONSTRUCTION COSTS AND FOR RECOVERY OF COSTS IN RATES IN A GENERAL RATE CASE, (4) ADJUST THE PUBLIC UTILITY AND ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEES, (5) PROVIDE FOR THE PHASEOUT OF THE TAX ON THE SALE OF ENERGY TO NORTH CAROLINA FARMERS AND MANUFACTURERS, AND (6) ALLOW A TAX CREDIT TO CONTRIBUTORS TO 501(C)(3) ORGANIZATIONS FOR RENEWABLE ENERGY PROPERTY. (S.L. 2007-397)

August 21, 2007

S.B. 1096, AN ACT TO EXEMPT CERTAIN INMATE WORK ASSIGNMENTS FROM THE STATE SURPLUS LAWS, TO REMOVE ANTIQUATED LANGUAGE REGARDING THE USE OF FEMALE INMATES IN PRISON LABOR PROJECTS, AND TO CLARIFY THE LAW REGARDING THE GIFT OR SALE OF CRAFT ITEMS MADE WITH DONATED SUPPLIES AND EQUIPMENT BY VOLUNTEERS WHO ARE INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION. (S.L. 2007-398)

S.B. 1327, AN ACT TO ADD AN EXCEPTION TO THE CIRCUMSTANCES UNDER WHICH A SURETY ON A BAIL BOND IS NOT REQUIRED TO RETURN THE PREMIUM ON THE BOND UNDER THE LAWS REGULATING BAIL BONDSMEN AND RUNNERS. (S.L. 2007-399)

S.B. 1036, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO DEVELOP THE BLUE RIDGE PARKWAY PLATE FOR MOTORCYCLES AND TO ISSUE A SPECIAL REGISTRATION PLATE FOR THE BACK COUNTRY HORSEMEN OF NORTH CAROLINA AND FOR THE MAGGIE VALLEY TROUT FESTIVAL. (S.L. 2007-400)

S.B. 1464, AN ACT TO AMEND THE WILDLIFE RESOURCES MANAGEMENT LAWS BY AUTHORIZING THE WILDLIFE RESOURCES COMMISSION TO RESPOND TO DISEASE THREATS; BY ALLOWING THE TAKING OF BEAVER WITH BOW AND ARROW; BY AMENDING CERTAIN LAWS GOVERNING THE TAKING OF DEER; BY PROVIDING FOR THE SAFETY OF BOW HUNTERS DURING FIREARMS SEASON; BY PROHIBITING THE FEEDING OF ALLIGATORS; BY ALLOWING THE USE OF ELECTRONIC CALLING DEVICES FOR SNOW GEESE; AND STUDYING THE TRACKING OF WOUNDED WILDLIFE AFTER LEGAL HUNTING HOURS. (S.L. 2007-401)

H.B. 267, AN ACT TO ALLOW THE ISSUANCE OF OFF-PREMISES MALT BEVERAGE AND UNFORTIFIED WINE PERMITS TO INCORPORATED MUNICIPALITIES AFTER AN ELECTION ALLOWING THE SALE OF MIXED BEVERAGES, TO AMEND THE LAW CONCERNING THE JANUARY 1, 2008, REQUIREMENT FOR CERTAIN ABC PERMITTEES TO RECYCLE BEVERAGE CONTAINERS, AND TO AUTHORIZE WINEMAKING ON PREMISES BY AN UNFORTIFIED WINERY PERMIT HOLDER. (S.L. 2007-402)

H.B. 118, AN ACT TO PROVIDE THAT A PERSON CHARGED WITH A SEX OFFENSE WHO IS ORDERED TO BE TESTED FOR A SEXUALLY TRANSMITTED INFECTION MUST BE TESTED WITHIN FORTY-EIGHT HOURS OF THE COURT ORDER AND TO PROVIDE THAT HIV TESTING UNDER THESE PROVISIONS WILL USE THE HIV-RNA DETECTION TEST FOR DETERMINING HIV INFECTION. (S.L. 2007-403)

S.B. 1495, AN ACT TO REQUIRE THAT A VEHICLE USED TO TOW OR TRANSPORT ANOTHER VEHICLE BE MARKED SO THAT THE OWNER MAY BE IDENTIFIED AND TO ADD AN EXEMPTION FROM THE SEAT BELT LAW FOR DRIVERS OR PASSENGERS OF A RESIDENTIAL GARBAGE OR RECYCLING TRUCK WHILE THE TRUCK IS OPERATING DURING COLLECTION ROUNDS AND WHILE TRAVELING TO AND FROM GARBAGE AND RECYCLING MATERIAL LOADING AND UNLOADING LOCATIONS. (S.L. 2007-404)

H.B. 508, AN ACT TO AUTHORIZE MITCHELL COUNTY AND THE TOWNS OF BILTMORE FOREST, BLACK CREEK, BLACK MOUNTAIN, BLOWING ROCK, OCEAN ISLE BEACH, SUNSET BEACH, AND TABOR CITY TO ENROLL ITS EMPLOYEES OR RETIREES IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN. (S.L. 2007-405)

S.B. 1332, AN ACT AUTHORIZING THE NORTH CAROLINA STATE HEARING AID DEALERS AND FITTERS BOARD TO INCREASE CERTAIN FEES AND AMENDING AND UPDATING CERTAIN OTHER PROVISIONS UNDER THE LAWS REGULATING HEARING AID DEALERS AND FITTERS. (S.L. 2007-406)

S.B. 1117, AN ACT TO PROVIDE THAT THE PRESIDING TRIAL JUDGE IN CIVIL CASES HAS THE SOLE DISCRETION TO DETERMINE WHETHER JURORS MAY TAKE INTO THE JURY ROOM EXHIBITS INTRODUCED INTO EVIDENCE AND PASSED TO THE JURY IN THE COURSE OF THE TRIAL, PHOTOGRAPHS ADMITTED INTO EVIDENCE, SHOWN TO THE JURY AND USED BY ANY WITNESSES IN THEIR TESTIMONY, AND ANY ILLUSTRATIVE EXHIBIT ADMITTED INTO EVIDENCE AND USED BY ANY WITNESSES IN THEIR TESTIMONY EXCEPT SUMMARIES OF TESTIMONY, LISTS MADE IN THE COURTROOM AND SUCH SIMILAR DOCUMENTS AND THAT THE CONSENT OF ALL PARTIES IS NOT NECESSARY, AND TO PROVIDE THAT DEPOSITIONS MAY ONLY BE TAKEN INTO THE JURY ROOM WITH CONSENT OF THE PARTIES. (S.L. 2007-407)

S.B. 1303, AN ACT TO ESTABLISH A MOUNTAIN HERITAGE TROUT WATERS THREE-DAY FISHING LICENSE AND TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO ESTABLISH AND IMPLEMENT A MOUNTAIN HERITAGE TROUT WATERS PROGRAM. (S.L. 2007-408)

S.B. 1292, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT A POLICY REQUIRING TEACHERS TO TAKE CREDITS IN THEIR ACADEMIC SUBJECT AREA AS PART OF THE LICENSURE RENEWAL PROCESS. (S.L. 2007-409)

H.B. 628, AN ACT TO CREATE A UNIFORM CO-PAYMENT SCHEDULE FOR MH/DD/SA SERVICES AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES. (S.L. 2007-410)

H.B. 535, AN ACT TO AUTHORIZE CRIMINAL BACKGROUND REVIEWS FOR CURRENT AND FUTURE EMS PERSONNEL. (S.L. 2007-411)

H.B. 573, AN ACT TO PROVIDE THAT A DISTRICT COURT JUDGE OR SUPERIOR COURT JUDGE WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY OR POSSESS A CONCEALED HANDGUN WHILE IN A COURTHOUSE TO DISCHARGE OFFICIAL DUTIES. (S.L. 2007-412)

S.B. 1353, AN ACT PROVIDING FOR A REVIEW OF THE APPLICATION OF THE STATE PERSONNEL ACT TO EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA. (S.L. 2007-413)

S.B. 556, AN ACT AUTHORIZING MUNICIPALITIES TO ADOPT ORDINANCES ESTABLISHING A NONRESIDENTIAL BUILDING OR STRUCTURE CODE. (S.L. 2007-414)

S.B. 806, AN ACT TO LENGTHEN THE TIME GOODS PURCHASED BY PAWNBROKERS MUST BE HELD BEFORE RESALE. (S.L. 2007-415)

H.B. 1829, AN ACT AUTHORIZING THE NORTH CAROLINA MANUFACTURED HOUSING BOARD TO USE ALTERNATIVE METHODS FOR CRIMINAL HISTORY RECORD CHECKS OF APPLICANTS FOR LICENSURE UNDER THE LAWS REGULATING MANUFACTURED HOMES. (S.L. 2007-416)

S.B. 747, AN ACT TO ESTABLISH REQUIREMENTS FOR BUILDER DESIGNATIONS UNDER THE LAWS PERTAINING TO GENERAL CONTRACTORS. (S.L. 2007-417)

H.B. 1381, AN ACT AUTHORIZING THE NORTH CAROLINA RESPIRATORY CARE BOARD TO RAISE THE CEILING ON CERTAIN LICENSURE FEES AND AUTHORIZING THE NORTH CAROLINA MEDICAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES. (S.L. 2007-418)

H.B. 1395, AN ACT TO AUTHORIZE THE UTILITIES COMMISSION TO CONSIDER DIFFERENCES BETWEEN ELECTRIC MEMBERSHIP CORPORATIONS AND CITIES NOT RESOLVED PURSUANT TO G.S. 160A-331.2(B), AS ENACTED BY S.L. 2005-150. (S.L. 2007-419)

August 23, 2007

S.B. 1277, AN ACT TO PROVIDE THAT ALL VEHICLES TRANSFERRED TO OR PURCHASED BY THE STATE THAT ARE DESIGNED TO OPERATE ON DIESEL FUEL SHALL BE COVERED BY AN EXPRESS MANUFACTURER'S WARRANTY THAT ALLOWS THE USE OF B-20 FUEL. (S.L. 2007-420)

H.B. 1625, AN ACT TO ENACT THE EYEWITNESS IDENTIFICATION REFORM ACT. (S.L. 2007-421)

H.B. 1598, AN ACT TO EXTEND THE SUNSET ON THE TAX CREDITS FOR QUALIFIED BUSINESS INVESTMENTS AND TO EXTEND THE TIME FOR FILING AN APPLICATION TO OCTOBER 15. (S.L. 2007-422)

S.B. 1452, AN ACT TO REQUIRE PUBLIC SCHOOL BUSES OR OTHER VEHICLES FOR STUDENT TRANSPORTATION THAT ARE CAPABLE OF OPERATING ON DIESEL FUEL TO BE CAPABLE OF OPERATING ON DIESEL FUEL WITH A MINIMUM BIODIESEL CONCENTRATION OF B-20. (S.L. 2007-423)

H.B. 1401, AN ACT TO ENACT THE NORTH CAROLINA INTERNAL AUDIT ACT. (S.L. 2007-424)

H.B. 14, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO PROVIDE HOMEBOUND INSTRUCTION FOR DISCIPLINE PURPOSES WHEN IT IS THE LEAST

RESTRICTIVE ALTERNATIVE FOR STUDENTS WITH DISABILITIES AND TO REQUIRE A REGULAR EVALUATION OF THE APPROPRIATENESS OF THE HOMEBOUND INSTRUCTION. (S.L. 2007-425)

H.B. 649, AN ACT AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' REGISTRATION BOARD TO INCREASE CERTAIN FEES AND ESTABLISH A NEW FEE UNDER THE LAWS PERTAINING TO LANDSCAPE CONTRACTORS. (S.L. 2007-426)

H.B. 1231, AN ACT TO WAIVE THE REQUIREMENT TO OBTAIN A CONCEALED HANDGUN PERMIT TO CARRY A CONCEALED HANDGUN FOR CERTAIN PERSONS AUTHORIZED BY FEDERAL LAW TO CARRY CONCEALED HANDGUNS AND FOR CERTAIN FEDERAL AND STATE RETIRED LAW ENFORCEMENT OFFICERS, AND TO EXEMPT ARMED ARMORED CAR SERVICE GUARDS AND ARMED SECURITY GUARDS WHILE PERFORMING DUTIES FROM PROHIBITIONS ON CARRYING WEAPONS ON CERTAIN EDUCATIONAL PROPERTY. (S.L. 2007-427)

S.B. 1513, AN ACT TO ALLOW COUNTIES TO PARTICIPATE IN FINANCING IMPROVEMENTS TO PUBLIC STREETS, HIGHWAYS, AND BRIDGES; AND TO ALLOW MUNICIPALITIES THAT RECEIVE AN ALLOCATION OF FUNDS FROM THE HIGHWAY FUND AND THE HIGHWAY TRUST FUND WITH MONIES FOR REPAIR, MAINTENANCE, CONSTRUCTION, RECONSTRUCTION, WIDENING, OR IMPROVING STREETS OF THE MUNICIPALITY AN OPTION TO ELECT TO CONTINUE TO RECEIVE ALLOCATIONS OR HAVE THE ALLOCATION REPROGRAMMED TO FUND ANY PROJECT ON THE DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION IMPROVEMENT LIST. (S.L. 2007-428)

H.B. 20, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE HOUSE SELECT COMMITTEE ON THE EDUCATION OF STUDENTS WITH DISABILITIES TO ESTABLISH STANDARDS FOR HOMEBOUND INSTRUCTION. (S.L. 2007-429)

H.B. 1060, AN ACT AUTHORIZING CITIES AND COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO OTHER GOVERNMENTAL UNITS WITHIN OR OUTSIDE OF THE STATE, NONPROFIT ORGANIZATIONS, OR OFFICIALLY ADOPTED SISTER CITIES. (S.L. 2007-430)

H.B. 777, AN ACT TO MAKE TECHNICAL CORRECTIONS AND OTHER CHANGES TO THE STATUTES GOVERNING THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM. (S.L. 2007-431)

H.B. 671, AN ACT TO CHANGE THE PROCEDURE BY WHICH A MEMBER OF THE GENERAL ASSEMBLY OR ANY OTHER STATE, COUNTY, OR MUNICIPAL OFFICIAL MAY OBTAIN A LEAVE OF ABSENCE WHEN THE MEMBER OR OFFICIAL IS CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD; AND TO CHANGE THE PROCEDURES BY WHICH TEMPORARY OFFICIALS ARE APPOINTED TO REPLACE MEMBERS OF THE GENERAL ASSEMBLY CALLED TO ACTIVE DUTY IN THE ARMED FORCES OR NATIONAL GUARD. (S.L. 2007-432)

H.B. 767, AN ACT TO ALLOW ALL LAW ENFORCEMENT OFFICERS AND ALL FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES PERSONNEL THROUGHOUT THE STATE TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES; TO ALLOW CERTAIN MUNICIPAL AND COUNTY EMPLOYEES CURRENTLY AUTHORIZED TO USE ALL-TERRAIN VEHICLES ON SOME PUBLIC HIGHWAYS WHILE ACTING IN THE COURSE AND SCOPE OF THEIR DUTIES TO CONTINUE; TO REPEAL LOCAL ACTS ON THE SUBJECT; AND TO MANDATE THAT ATV SAFETY COURSES BE APPROVED BY THE COMMISSIONER OF INSURANCE. (S.L. 2007-433)

H.B. 1626, AN ACT TO PROVIDE THAT A CUSTODIAL INTERROGATION IN A HOMICIDE CASE MUST BE ELECTRONICALLY RECORDED IN ITS ENTIRETY. (S.L. 2007-434)

H.B. 1460, AN ACT TO ALLOW THE ATTORNEY GENERAL TO REQUIRE CERTAIN CIGARETTE MANUFACTURERS TO MAKE QUARTERLY ESCROW DEPOSITS, TO TREAT CERTAIN AFFILIATES OF A MANUFACTURER OF OTHER TOBACCO PRODUCTS AS IF THEY WERE THE MANUFACTURER FOR PURPOSES OF ADMINISTRATION OF THE EXCISE TAX ON OTHER TOBACCO PRODUCTS, AND TO PROVIDE THAT THE PERMISSION GRANTED TO A CIGARETTE MANUFACTURER TO BE RELIEVED OF PAYING THE CIGARETTE EXCISE TAX APPLIES TO ALL TOBACCO PRODUCTS DISTRIBUTED BY THE MANUFACTURER. (S.L. 2007-435)

H.B. 892, AN ACT TO UPDATE THE LICENSURE ACT FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS. (S.L. 2007-436)

S.B. 1431, AN ACT TO AUTHORIZE THE ADDITION OF DEEP RIVER STATE TRAIL TO THE STATE PARKS SYSTEM AND TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA PARKS AND RECREATION AUTHORITY. (S.L. 2007-437)

H.B. 859, AN ACT TO ESTABLISH TRANSITIONAL NUTRIENT OFFSET PAYMENTS AND TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT A PLAN TO TRANSITION THE NORTH CAROLINA ECOSYSTEM ENHANCEMENT PROGRAM NUTRIENT OFFSET PROGRAM FROM A FEE-BASED PROGRAM TO A PROGRAM BASED ON THE ACTUAL COSTS OF PROVIDING NUTRIENT CREDITS. (S.L. 2007-438)

H.B. 802, AN ACT TO PROVIDE THE DEPARTMENT OF TRANSPORTATION CONTRACTING AUTHORITY TO PROVIDE FOR TRANSPORTATION INFRASTRUCTURE, LITTER REMOVAL FROM STATE RIGHTS-OF-WAY, AND TRAVEL INFORMATION AT STATE-OWNED REST AREAS. (S.L. 2007-439)

S.B. 1482, AN ACT TO EXEMPT FROM THE REQUIREMENTS OF G.S. 136-102.6 SUBDIVISIONS LOCATED WITHIN THE EXTRA-TERRITORIAL PLANNING JURISDICTION OF MUNICIPALITIES HAVING A POPULATION OF AT LEAST 500,000, IN AND TO THE EXTENT THAT SUCH SUBDIVISIONS CONTAIN STREETS THAT HAVE BEEN APPROVED BY ANY SUCH MUNICIPALITY AS MEETING THE PUBLIC STREET STANDARDS OF SUCH MUNICIPALITY PRIOR TO THE EFFECTIVE DATE OF THIS ACT, AND TO EXEMPT SUCH SUBDIVISIONS FROM ANY ORDINANCE REQUIREMENT THAT SUCH PUBLIC STREETS MEET THE STANDARDS OF THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION. (S.L. 2007-440)

H.B. 1181, AN ACT TO PROVIDE FOR CONTRACT FINANCING AND SURETY BONDS FOR SMALL BUSINESSES THAT CONTRACT WITH GOVERNMENTAL AGENCIES. (S.L. 2007-441)

H.B. 1537, AN ACT TO MAKE CHANGES TO THE MEDICAID ESTATE RECOVERY LAW; TO AMEND THE LAW RESPECTING DATA SHARING BY HEALTH INSURERS WITH THE DEPARTMENT

OF HEALTH AND HUMAN SERVICES, DIVISION OF MEDICAL ASSISTANCE; AND TO ENACT A PROCEDURE FOR THE WAIVER OF THE MEDICAID TRANSFER OF ASSETS PENALTY DUE TO UNDUE HARDSHIP. (S.L. 2007-442)

H.B. 729, AN ACT TO ADDRESS NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE RATE EVASION FRAUD AND TO AUTHORIZE THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE TO STUDY THE ISSUES RELATED TO AUTOMOBILE INSURANCE RATE EVASION. (S.L. 2007-443)

H.B. 772, AN ACT TO AUTHORIZE THE SECRETARY OF HEALTH AND HUMAN SERVICES TO SUSPEND ADMISSIONS OR SERVICES IN HOSPITALS AS PART OF TAKING ADVERSE ACTION AGAINST A HOSPITAL'S LICENSE; TO ALLOW FOR THE WAIVER OF HOSPITAL LICENSURE RULES DURING AN EMERGENCY; TO ALLOW CRIMINAL BACKGROUND CHECKS OF EMPLOYEES OF LICENSED MENTAL HEALTH FACILITIES BY PRIVATE ENTITIES; TO MAKE TECHNICAL CORRECTIONS IN THE HEALTH CARE PERSONNEL REGISTRY STATUTES; TO REQUIRE FINES TO BE PAID PRIOR TO TRANSFER OF OWNERSHIP OF ADULT CARE HOMES; TO CHANGE TIME FRAMES OF INVESTIGATIONS OF ADULT CARE HOMES; AND TO REQUIRE THE CODIFIER OF RULES TO CHANGE THE NAME OF THE DIVISION OF FACILITY SERVICES AND THE HEALTH SERVICES COMMISSION. (S.L. 2007-444)

S.B. 1479, AN ACT TO PROVIDE ADDITIONAL SUPPORT TO HIGH-NEED SCHOOLS. (S.L. 2007-445)

H.B. 73, AN ACT TO IMPROVE THE STATE CAPITAL FACILITIES PROGRAM BY DIRECTING THE STATE BUILDING COMMISSION TO REVIEW THE PROGRAM AND IMPLEMENT MEASURES TO REDUCE DELAYS AND INCREASE ACCOUNTABILITY AMONG THE PARTIES TO THE DESIGN AND CONSTRUCTION PROCESS, BY INCREASING THE BIDDING AND DESIGNER SELECTION THRESHOLDS FOR STATE CONSTRUCTION CONTRACTS, AND BY DIRECTING THE STATE PERSONNEL OFFICE TO CONDUCT A MARKET STUDY OF ARCHITECT AND ENGINEERING POSITION CLASSIFICATIONS. (S.L. 2007-446)

S.B. 1408, AN ACT TO CLARIFY DISCIPLINARY AUTHORITY OF THE NORTH CAROLINA APPRAISAL BOARD UNDER THE NORTH CAROLINA APPRAISERS ACT. (S.L. 2007-447)

S.B. 1365, AN ACT TO PROVIDE THAT INTEREST EARNED ON THE WILDLIFE CONSERVATION ACCOUNT SHALL BE CREDITED TO THE ACCOUNT. (S.L. 2007-448)

S.B. 1383, AN ACT TO ALLOW ANY AGENCY OF THIS STATE, OR ANY OTHER ENTITY, THAT HAS PURCHASED OR LEASED LAND WITH STATE FUNDS TO ALLOW ACCESS TO BICYCLISTS FOR THE PURPOSE OF CYCLING; PROVIDED, HOWEVER, THAT SUCH USE OF THE LAND IS NOT PROHIBITED BY ANOTHER STATE LAW, A FEDERAL LAW, OR THE USE OF BICYCLES IN A PARTICULAR AREA WOULD CAUSE SUBSTANTIAL HARM TO THE LAND OR THE ENVIRONMENT, AND TO ALLOW THE PUBLIC TO USE THE LAND FOR THE PURPOSE OF HIKING OR WALKING. (S.L. 2007-449)

H.B. 1607, AN ACT RECOGNIZING JUNETEENTH NATIONAL FREEDOM DAY IN NORTH CAROLINA. (S.L. 2007-450)

August 24, 2007

H.B. 1785, AN ACT TO REQUIRE CIGARETTE FIRE SAFETY BY ADOPTING A CIGARETTE FIRE-SAFETY STANDARD AND TO CLARIFY THE STOCKHOLDER REQUIREMENTS FOR A BEHAVIORAL HEALTH PROFESSIONAL CORPORATION. (S.L. 2007-451)

August 27, 2007

H.B. 22, AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT. (S.L. 2007-452)

H.B. 966, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ESTABLISH A PILOT PROGRAM AUTHORIZING THE IMPLEMENTATION OF ALTERNATIVE TEACHER SALARY PLANS. (S.L. 2007-453)

August 28, 2007

H.B. 1649, AN ACT TO INCREASE THE NUMBER OF VOTING MEMBERS ON THE GOVERNOR'S CRIME COMMISSION FROM THIRTY-SIX TO THIRTY-EIGHT. (S.L. 2007-454)

H.B. 976, AN ACT TO CLARIFY THE DEFINITION OF PUBLIC VEHICULAR AREA IN MOTOR VEHICLE LAW AND TO REQUIRE ACCESS TO GATED COMMUNITIES FOR EMERGENCY SERVICE VEHICLES. (S.L. 2007-455)

H.B. 862, AN ACT TO AMEND THE PLANT PROTECTION AND CONSERVATION ACT. (S.L. 2007-456)

H.B. 851, AN ACT TO CLARIFY THE EDUCATIONAL REQUIREMENT FOR THE TEACHER ASSISTANT SCHOLARSHIP FUND. (S.L. 2007-457)

H.B. 1148, AN ACT TO REQUIRE THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION TO RELEASE THE IDENTIFICATION OF CERTAIN JUVENILES WHO ESCAPE FROM CUSTODY. (S.L. 2007-458)

H.B. 1294, AN ACT TO PROHIBIT SMOKING INSIDE LONG-TERM CARE FACILITIES. (S.L. 2007-459)

H.B. 825, AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO IMPLEMENT A FEDERALLY REQUIRED MANDATORY FEE FOR SUCCESSFUL CHILD SUPPORT COLLECTION FOR FAMILIES THAT HAVE NEVER RECEIVED TANF. (S.L. 2007-460)

H.B. 1259, AN ACT TO REMOVE THE SUNSET ON THE PASS-THROUGH ENTITY ALLOCATION PROVISIONS OF THE HISTORIC REHABILITATION TAX CREDIT. (S.L. 2007-461)

H.B. 1328, AN ACT REQUIRING A PERSON CONVICTED OF A SEX OFFENSE WHO IS PURSUING CHILD CUSTODY EX PARTE TO DISCLOSE THE CONVICTION IN THE PLEADINGS. (S.L. 2007-462)

H.B. 1094, AN ACT TO MODIFY THE PUNISHMENTS FOR UNLAWFUL OPERATION OF AN AUDIOVISUAL RECORDING DEVICE. (S.L. 2007-463)

H.B. 1471, AN ACT TO ALLOW EXISTING CHARTER SCHOOLS TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN; AND TO ALLOW AN EXISTING CHARTER SCHOOL TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE NORTH CAROLINA TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN. (S.L. 2007-464)

August 29, 2007

H.B. 1912, AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE FUNDS FOR LOCAL SCHOOL ADMINISTRATIVE UNITS

TO RETROFIT SCHOOL BUSES IN ORDER TO REDUCE DIESEL EMISSIONS FROM CERTAIN DIESEL SCHOOL BUSES REGISTERED IN COUNTIES LOCATED IN AREAS DESIGNATED AS NONATTAINMENT OR MAINTENANCE FOR OZONE OR PARTICULATE MATTER. (S.L. 2007-465)

H.B. 1739, AN ACT TO ALLOW STUDENTS PLACED ON SHORT-TERM SUSPENSIONS TO TAKE THEIR TEXTBOOKS HOME FOR THE DURATION OF THE SHORT-TERM SUSPENSION AND TO HAVE ACCESS TO HOMEWORK ASSIGNMENTS AND TO ENSURE THAT PARENTS RECEIVE ACTUAL NOTICE OF A STUDENT'S EXPULSION OR SUSPENSION FROM SCHOOL. (S.L. 2007-466)

H.B. 1529, AN ACT TO ESTABLISH THE COMMITTEE ON ACTUARIAL VALUATION OF RETIRED EMPLOYEES' HEALTH BENEFITS. (S.L. 2007-467)

H.B. 1488, AN ACT AMENDING THE PSYCHOLOGY PRACTICE ACT TO CLARIFY REQUIREMENTS FOR PERMANENT LICENSURE. (S.L. 2007-468)

H.B. 38, AN ACT TO PROVIDE FOR A PUBLIC ALERT TO BE ISSUED WHEN A PERSON WITH DEMENTIA OR OTHER COGNITIVE IMPAIRMENT IS REPORTED MISSING, TO INCLUDE CAREGIVERS AMONG THOSE WHO CAN REPORT AN INDIVIDUAL MISSING, TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE PROVISIONS CONCERNING THE NORTH CAROLINA CENTER FOR MISSING PERSONS, AND TO EXEMPT EMS WORKERS LOCATING MISSING PERSONS FROM THE PRIVATE PROTECTIVE SERVICES ACT. (S.L. 2007-469)

H.B. 1652, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE AN E-911 TELECOMMUNICATOR SPECIAL REGISTRATION PLATE. (S.L. 2007-470)

H.B. 1688, AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CREATE A LIMITED REGISTRATION PLATE, TO EXEMPT MOTOR VEHICLES REGISTERED UNDER THE INTERNATIONAL REGISTRATION PLAN FROM THE COMBINED REGISTRATION AND PROPERTY TAX SYSTEM, TO PROVIDE THAT INTEREST GENERATED BY FUNDS IN THE COMBINED MOTOR VEHICLE AND REGISTRATION ACCOUNT BE CREDITED TO THE ACCOUNT, TO AUTHORIZE THE OFFICE OF STATE BUDGET AND MANAGEMENT TO DIRECT THE TREASURER TO DISTRIBUTE

THE FUNDS IN THE ACCOUNT TO IMPLEMENT THE INTEGRATED COMPUTER SYSTEM, TO DISTRIBUTE ANY REMAINING FUNDS IN THE ACCOUNT TO THE LOCAL GOVERNMENTS, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM. (S.L. 2007-471)

H.B. 1650, AN ACT TO INCREASE MEMBERSHIP ON THE ACUPUNCTURE LICENSING BOARD FROM SIX TO NINE. (S.L. 2007-472)

H.B. 1685, AN ACT TO AMEND THE CERTIFICATE OF NEED REQUIREMENTS TO ALLOW FOR AN EXPEDITED REVIEW PROCESS FOR AN ADULT CARE HOME OR A NURSING HOME TO RELOCATE WITHIN THE SAME COUNTY. (S.L. 2007-473)

H.B. 1707, AN ACT TO ALLOW DETENTION OFFICERS EMPLOYED BY THE SHERIFF TO CARRY FIREARMS AT THE COUNTY COURTHOUSE. (S.L. 2007-474)

H.B. 1718, AN ACT AUTHORIZING CERTAIN CITIES TO ENACT FAIR HOUSING ORDINANCES. (S.L. 2007-475)

H.B. 177, AN ACT AUTHORIZING COMMUNITY COLLEGE BOARDS TO SECURE LOANS UNDER THE ENERGY IMPROVEMENT LOAN PROGRAM. (S.L. 2007-476)

H.B. 63, AN ACT TO EXCLUDE FROM PROPERTY TAX REAL AND PERSONAL PROPERTY THAT IS SUBJECT TO A CAPITAL LEASE WITH A LOCAL SCHOOL ADMINISTRATIVE UNIT. (S.L. 2007-477)

H.B. 1308, AN ACT TO PROVIDE FOR LIFETIME CERTIFICATION FOR TEACHERS AFTER FIFTY YEARS OF TEACHING. (S.L. 2007-478)

H.B. 1322, AN ACT PROVIDING LOCAL FIRE CHIEFS, COUNTY FIRE MARSHALS, AND LOCAL EMERGENCY SERVICES DIRECTORS WITH THE AUTHORITY TO REQUEST CRIMINAL HISTORIES FROM THE DEPARTMENT OF JUSTICE FOR APPLICANTS TO FIRE DEPARTMENTS AND EMERGENCY MEDICAL SERVICES IN UNITS OF LOCAL GOVERNMENT. (S.L. 2007-479)

H.B. 1738, AN ACT TO ESTABLISH THE ADVISORY COMMISSION ON HOSPITAL INFECTION CONTROL AND DISCLOSURE. (S.L. 2007-480)

August 30, 2007

S.B. 1147, AN ACT TO REQUIRE A COPY OF THE REGISTRATION CARD ISSUED FOR A DEALER REGISTRATION PLATE BE IN THE VEHICLE, TO MODIFY RETENTION AND INSPECTION PROCEDURES FOR DEALER RECORDS, TO CLARIFY WHEN A VEHICLE MUST BE INSPECTED, AND TO CLARIFY MOTOR VEHICLE REGISTRATION REQUIREMENTS. (S.L. 2007-481)

S.B. 1313, AN ACT TO REQUIRE THE CONSENT OF THE COUNCIL OF STATE IN ORDER FOR ANY ZONING ORDINANCE TO APPLY TO STATE-OWNED BUILDINGS WITHIN SIX BLOCKS OF THE STATE CAPITOL. (S.L. 2007-482)

S.B. 103, AN ACT TO ELIMINATE THE REQUIREMENT OF THREE HUNDRED APPLICATIONS BEFORE THE DIVISION OF MOTOR VEHICLES IS AUTHORIZED TO PRODUCE THE GOLD STAR SPECIAL PLATE AND TO ELIMINATE THE ADDITIONAL FEE FOR THE GOLD STAR SPECIAL PLATE; TO CHANGE THE RECIPIENT OF FUNDS FROM THE OMEGA PSI PHI SPECIAL PLATE FROM THE UNITED NEGRO COLLEGE FUND, INC., TO THE CAROLINA UPLIFT FOUNDATION, INC., TO BE USED FOR YOUTH ACTIVITY AND SCHOLARSHIP PROGRAMS; TO ELIMINATE THE ADDITIONAL FEE AMOUNT FOR THE BREAST CANCER AWARENESS PLATE; TO INCREASE THE ADDITIONAL FEE FOR THE NC COASTAL FEDERATION PLATE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: PROSTATE CANCER AWARENESS, JUVENILE DIABETES RESEARCH, BREAST CANCER EARLIER DETECTION, BRAIN INJURY AWARENESS, NC TENNIS FOUNDATION, ALS RESEARCH, NATIONAL KIDNEY FOUNDATION, AIDS AWARENESS, HOME CARE AND HOSPICE, AND HOSPICE CARE; TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ASSIGN A SPECIAL REGISTRATION PLATE FOR THE PRESIDENT OF THE NORTH CAROLINA COMMUNITY COLLEGES SYSTEM; AND TO MAKE TECHNICAL CORRECTIONS IN THE STATUTE CONCERNING ASSIGNMENTS OF SPECIAL REGISTRATION PLATES TO STATE GOVERNMENT OFFICIALS. (S.L. 2007-483)

S.B. 613, AN ACT TO MAKE TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AS REQUESTED BY THE GENERAL STATUTES COMMISSION, AND TO MAKE VARIOUS OTHER TECHNICAL CHANGES TO THE GENERAL STATUTES AND SESSION LAWS. (S.L. 2007-484)

S.B. 646, AN ACT TO PROVIDE PROPERTY TAX RELIEF FOR WORKING WATERFRONT PROPERTY, TO ESTABLISH THE ADVISORY COMMITTEE FOR THE COORDINATION OF WATERFRONT ACCESS, TO MAKE EXPANDED PUBLIC ACCESS TO COASTAL WATERS A PRIORITY IN PLANNING STATE ROAD PROJECTS, TO INCREASE FEES FOR VESSEL TITLING, TO WAIVE PERMIT FEES FOR EMERGENCY COASTAL AREA MANAGEMENT ACT PERMITS, AND TO DIRECT A STUDY OF CONSTRUCTION AND REPAIR IN REGULATED FLOOD ZONES, AS RECOMMENDED BY THE WATERFRONT ACCESS STUDY COMMITTEE. (S.L. 2007-485)

H.B. 291, AN ACT PROVIDING FOR HOW THE STATE TREASURER SHALL ADDRESS CERTAIN STATE INVESTMENTS RELATING TO SUDAN. (S.L. 2007-486)

S.B. 684, AN ACT TO PROVIDE FOR FUNDING FOR THE STATEWIDE SPAY AND NEUTER PROGRAM FROM THE SALE OF RABIES VACCINATION TAGS AND TO REQUIRE REPORTING ON THE PROGRAM. (S.L. 2007-487)

S.B. 1457, AN ACT TO REQUIRE BONDS FOR CONTRACTS ISSUED BY THE DIVISION OF MOTOR VEHICLES TO COMMISSION CONTRACTORS WHO OPERATE LICENSE PLATE AGENCIES, TO ADD CHARLOTTE TO THE DIVISION OF MOTOR VEHICLES OPERATED REGISTRATION OFFICES, TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO HAVE AT LEAST TWO AUTHORIZED ONLINE MOTOR VEHICLE REGISTRATION VENDORS APPROVED FOR CONTRACTING AT ALL TIMES, AND TO AUTHORIZE COMMISSION CONTRACT AGENTS TO CONTRACT WITH ONLINE DEALER REGISTRATION VENDORS. (S.L. 2007-488)

H.B. 726, AN ACT ALLOWING THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS TO PROVIDE FOR THE LICENSURE OF LASER HAIR PRACTITIONERS AND LASER HAIR PRACTITIONER INSTRUCTORS UPON MEETING CERTAIN REQUIREMENTS ESTABLISHED BY THE BOARD AND AUTHORIZING THE BOARD TO CHARGE FEES RELATED TO THOSE CERTIFICATIONS. (S.L. 2007-489)

H.B. 1786, AN ACT TO DEFINE AND REGULATE MIXED MARTIAL ARTS, AND TO AUTHORIZE THE ALCOHOL LAW ENFORCEMENT DIVISION OF THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY TO ESTABLISH AND RAISE CERTAIN FEES. (S.L. 2007-490)

S.B. 242, AN ACT TO REFORM THE PROCESS FOR ADMINISTRATIVE AND JUDICIAL REVIEW OF DISPUTED TAX MATTERS. (S.L. 2007-491)

H.B. 769, AN ACT TO ENSURE COMPLIANCE WITH MOTOR CARRIER AND COMMERCIAL DRIVERS LICENSE PROVISIONS OF CHAPTER 20 OF THE GENERAL STATUTES AND TO AUTHORIZE THE COMMISSIONER OF MOTOR VEHICLES TO ENTER INTO THE UNIFIED MOTOR CARRIER REGISTRATION AGREEMENT. (S.L. 2007-492)

S.B. 999, AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE MOTOR VEHICLE LAWS PERTAINING TO IMPAIRED DRIVING OFFENSES AND TO PROVIDE THAT THE COURT MAY ORDER SECURE CUSTODY OF A JUVENILE WHEN THE JUVENILE IS CHARGED WITH A VIOLATION OF EITHER DRIVING WHILE IMPAIRED OR UNDERAGE DRINKING AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE DISPOSITIONAL ALTERNATIVES FOR JUVENILES WHO ARE ADJUDICATED DELINQUENT FOR A DRIVING WHILE IMPAIRED OR AN UNDERAGE DRINKING VIOLATION. (S.L. 2007-493)

S.B. 229, AN ACT TO DETERMINE THE RESIDENCY STATUS OF PERSONS JAILED ON FELONY OR DRIVING WHILE IMPAIRED CHARGES. (S.L. 2007-494)

S.B. 844, AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO PROVIDE THAT: (1) AN APPLICATION FOR A CONSTRUCTION PERMIT FOR A PRIVATE DRINKING WATER WELL THAT IS TO BE LOCATED ON A SITE ON WHICH A WASTEWATER SYSTEM IS LOCATED MAY BE ACCOMPANIED BY A SITE PLAN RATHER THAN A PLAT; (2) PROOF OF COMPLETION OF ANY REQUIRED PROFESSIONAL DEVELOPMENT IS REQUIRED FOR RENEWAL OF A WELL CONTRACTOR CERTIFICATE; (3) THE TRANSPLANT OF SEED CLAMS AND SEED OYSTERS OF A CERTAIN SIZE THAT ORIGINATE FROM AN AQUACULTURE OPERATION PERMITTED BY THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES IS LAWFUL; (4) MEMBERS OF THE ADVISORY COMMISSION FOR THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES SHALL SERVE FOUR-YEAR STAGGERED TERMS; (5) TO EXTEND THE EXEMPTION FOR CERTAIN WELL CONTRACTORS FROM CONTINUING EDUCATION REQUIREMENTS FOR TWO YEARS; (6) DRAFT

FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION; (7) TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT AND NATURAL RESOURCES; AND (8) TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL REPORTING REQUIREMENTS. (S.L. 2007-495)

H.B. 779, AN ACT TO INCREASE THE CONTRIBUTORY DEATH BENEFIT PAYABLE ON BEHALF OF RETIRED MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM. (S.L. 2007-496)

H.B. 1499, AN ACT TO INCREASE THE BENEFIT OF THE PROPERTY TAX HOMESTEAD EXCLUSION BY RAISING BOTH THE INCOME ELIGIBILITY LIMIT AND THE AMOUNT EXCLUDED FROM TAXATION; TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE TO STUDY WHETHER AND HOW TO INDEX THE MINIMUM AMOUNT THAT IS EXCLUDED FROM TAX; TO CREATE A SENIOR CIRCUIT BREAKER PROPERTY TAX BENEFIT; TO MODIFY THE PRESENT-USE VALUE REQUIREMENTS FOR AGRICULTURAL LAND USED AS AN AQUATIC SPECIES FARM; AND TO AUTHORIZE THE REVENUE LAWS STUDY COMMITTEE TO STUDY VARIOUS MODIFICATIONS AND EXPANSIONS TO THE PRESENT-USE VALUE SYSTEM. (S.L. 2007-497)

H.B. 349, AN ACT TO REPEAL THE LAW ALLOWING THE STATE BOARD OF EDUCATION TO REMOVE LOCAL SCHOOL BOARD MEMBERS. (S.L. 2007-498)

H.B. 514, AN ACT TO ALLOW PASSENGER BUSES THAT HAVE AN OVERALL LENGTH OF FORTY-FIVE FEET TO OPERATE ON PUBLIC STREETS AND HIGHWAYS. (S.L. 2007-499)

H.B. 487, AN ACT TO EXEMPT BALER TWINE FROM THE SALES AND USE TAX. (S.L. 2007-500)

H.B. 488, AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO PROVIDE FOR AN ADMINISTRATIVE INITIAL SCREENING OF REASSIGNMENT APPEALS. (S.L. 2007-501)

H.B. 634, AN ACT TO CLARIFY THE RIGHT TO MAKE ADVANCE DIRECTIVES AND TO DESIGNATE HEALTH CARE AGENTS; AND TO IMPROVE AND SIMPLIFY THE MEANS OF MAKING THESE DIRECTIVES AND DESIGNATIONS. (S.L. 2007-502)

H.B. 679, AN ACT TO CHANGE ARTICLE 3A OF CHAPTER 20, SAFETY AND EMISSIONS INSPECTION PROGRAMS, TO ALLOW FOR ELECTRONIC INSPECTION PROCESSES AND AUTHORIZATION. (S.L. 2007-503)

H.B. 627, AN ACT TO MAKE CHANGES TO AND STRENGTHEN THE MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES SYSTEM WITH RESPECT TO: THE FIRST COMMITMENT PILOT PROGRAM; LME FUNCTIONS, ADMINISTRATION, AND BOARD MEMBERSHIP; THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES RULE-MAKING AUTHORITY AND PROFESSIONAL STAFFING; THE QUALITY AND ACCESS OF MENTAL HEALTH SERVICES; AND REQUIREMENTS PERTAINING TO LME BUSINESS PLANS. (S.L. 2007-504)

S.B. 1364, AN ACT TO REQUIRE SECONDARY PURCHASERS OF MOTOR VEHICLES FOR SCRAP METAL OR SALVAGE PARTS TO MAINTAIN RECORDS, AND TO AMEND THE JUNKED MOTOR VEHICLE LAW APPLICABLE TO THE CITY OF MONROE. (S.L. 2007-505)

S.B. 1485, AN ACT AMENDING EDUCATION REQUIREMENTS FOR REAL ESTATE APPRAISERS UNDER THE NORTH CAROLINA APPRAISERS ACT, ELIMINATING THE CATEGORY OF LICENSED RESIDENTIAL REAL ESTATE APPRAISER, AND AUTHORIZING THE NORTH CAROLINA APPRAISAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES. (S.L. 2007-506)

S.B. 1527, AN ACT TO MAKE VARIOUS CHANGES IN THE LAWS RELATING TO LICENSING OF INSURANCE PRODUCERS AND BAIL BONDSMEN; TO MAKE CHANGES IN THE FEE STRUCTURES FOR AGENTS AND ADJUSTERS; TO AUTHORIZE THE OUTSOURCING OF CERTAIN FUNCTIONS RELATING TO THE ADMINISTRATION OF CONTINUING EDUCATION AND ADMINISTRATIVE PROGRAMS; TO REQUIRE THE DEPARTMENT OF INSURANCE TO STUDY ISSUES RELATED TO LIFE INSURANCE BENEFICIARY NOTIFICATION; TO EXEMPT INSURERS FROM AUTOMATIC RENEWAL DISCLOSURE CLAUSE REQUIREMENTS; TO INSTITUTE A METHOD OF STREAMLINING CERTAIN APPEALS OF DISPUTES BETWEEN LOCAL

INSPECTORS AND PERSONS SUBJECT TO THE STATE BUILDING CODE AND TO REQUIRE THE DEPARTMENT OF INSURANCE TO ISSUE ITS DECISION ON THESE LIMITED APPEALS WITHIN TEN BUSINESS DAYS; AND TO MAKE OTHER SUBSTANTIVE CHANGES. (S.L. 2007-507)

S.B. 1546, AN ACT TO CLARIFY THE PUBLIC'S ACCESS TO PUBLIC EMPLOYEE PERSONNEL RECORDS AND TO MAKE CHANGES TO THE LAW PERTAINING TO CONFIDENTIALITY OF COMPETITIVE HEALTH CARE INFORMATION. (S.L. 2007-508)

S.B. 301, AN ACT TO PROVIDE THAT RECORDS OF A CIVIL REVOCATION OF DRIVERS LICENSES SHALL BE EXPUNGED FROM AN INDIVIDUAL'S DRIVING RECORD IF THE UNDERLYING CRIMINAL CHARGE IS EXPUNGED PURSUANT TO ARTICLE 5 OF CHAPTER 15A OF THE GENERAL STATUTES. (S.L. 2007-509)

H.B. 1828, AN ACT TO STRENGTHEN THE MATCHING FUNDS PROVISION OF THE JUDICIAL PUBLIC CAMPAIGN ACT; AND TO APPROPRIATE FUNDS FOR IMPLEMENTATION. (S.L. 2007-510)

S.B. 854, AN ACT AMENDING THE PRIVATE PROTECTIVE SERVICES ACT AND AMENDING THE FIREARMS LAWS AFFECTING ARMED SECURITY GUARDS. (S.L. 2007-511)

H.B. 943, AN ACT TO REQUIRE THE STATE REGISTRAR TO ASSIST COUNTY JURY COMMISSIONS IN UPDATING THEIR LISTS OF PROSPECTIVE JURORS BY PROVIDING A LIST OF RESIDENTS OF EACH COUNTY WHO HAVE DIED RECENTLY; TO REQUIRE THE STATE REGISTRAR TO PROVIDE THE COMMISSIONER OF MOTOR VEHICLES WITH A LIST OF RESIDENTS OF THE STATE WHO HAVE DIED RECENTLY; AND TO EXCLUDE FROM THE LISTS PROVIDED BY THE COMMISSIONER OF MOTOR VEHICLES TO COUNTY JURY COMMISSIONS THE NAMES OF PERSONS WHOSE DRIVERS LICENSES HAVE BEEN EXPIRED FOR AT LEAST EIGHT YEARS AND WHO HAVE BEEN INACTIVE VOTERS FOR AT LEAST EIGHT YEARS. (S.L. 2007-512)

S.B. 1351, AN ACT TO CLARIFY MOTOR VEHICLE FRANCHISE LAWS AS THEY RELATE TO AUTOMOBILE DEALER WARRANTY OBLIGATIONS, CIVIL ACTIONS FOR VIOLATIONS, COERCION, AND INSTALLMENT SALES; AND TO REQUIRE THAT FAIR COMPENSATION BE PAID TO FRANCHISED MOTOR VEHICLE DEALERS TERMINATED AS A RESULT OF INDUSTRY REORGANIZATION. (S.L. 2007-513)

H.B. 316, AN ACT TO AMEND RULE 45 OF THE RULES OF CIVIL PROCEDURE TO ESTABLISH AN OBLIGATION TO PROVIDE NOTICE TO ALL PARTIES TO AN ACTION OF RECEIPT OF MATERIAL PRODUCED IN COMPLIANCE WITH A SUBPOENA, AND TO PROVIDE A REASONABLE OPPORTUNITY TO INSPECT SUCH MATERIAL. (S.L. 2007-514)

H.B. 1595, AN ACT TO CLARIFY PROVISIONS IN THE LOCAL DEVELOPMENT ACT, TO CLARIFY URBAN PROGRESS ZONES AND AGRARIAN GROWTH ZONES, TO ALLOW MORE THAN ONE AGRARIAN GROWTH ZONE IN A COUNTY, TO CLARIFY WHEN THE LAST REPORT IS DUE FOR THE REPEALED LEE ACT CREDITS, TO MAKE TECHNICAL CHANGES CONCERNING THE TAX CREDITS FOR GROWING BUSINESSES; TO PROVIDE FOR PUBLICATION, MONITORING, AND REPORTING ON ECONOMIC DEVELOPMENT INCENTIVE CLAWBACKS; AND TO REQUIRE CLAWBACK PROVISIONS IN LOCAL ECONOMIC DEVELOPMENT AGREEMENTS. (S.L. 2007-515)

H.B. 1659, AN ACT AUTHORIZING CRIMINAL HISTORY RECORD CHECKS OF EMPLOYEES OF AND APPLICANTS FOR EMPLOYMENT WITH THE DEPARTMENT OF PUBLIC INSTRUCTION. (S.L. 2007-516)

H.B. 536, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ADOPT NEW STANDARDS FOR SCHOOL ADMINISTRATOR PREPARATION PROGRAMS. (S.L. 2007-517)

August 31, 2007

H.B. 820, AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN AND THE ALLOCATION OF SURFACE WATER RESOURCES AND TO AMEND THE LAWS GOVERNING THE TRANSFER OF WATER FROM ONE RIVER BASIN TO ANOTHER RIVER BASIN. (S.L. 2007-518)

H.B. 705, AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO ENTER INTO LEASE PURCHASE OR INSTALLMENT PURCHASE CONTRACTS FOR FOOD SERVICE EQUIPMENT. (S.L. 2007-519)

H.B. 1551, AN ACT TO ENACT THE STATE GOVERNMENTAL ACCOUNTABILITY AND INTERNAL CONTROL ACT; TO ESTABLISH INTERNAL CONTROL STANDARDS FOR STATE GOVERNMENT; AND TO INCREASE FISCAL ACCOUNTABILITY WITHIN STATE GOVERNMENT. (S.L. 2007-520)

H.B. 1593, AN ACT TO DIRECT THE EXECUTIVE ADMINISTRATOR OF THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO PREPARE TO CHANGE THE STATE HEALTH PLAN FROM A FISCAL YEAR TO A CALENDAR YEAR. (S.L. 2007-521)

H.B. 206, AN ACT TO DISTINGUISH BETWEEN SPECIAL PLATES ISSUED TO BRONZE STAR RECIPIENTS FOR MERITORIOUS SERVICE OR FOR VALOR IN COMBAT. (S.L. 2007-522)

S.B. 1465, AN ACT TO (1) CODIFY AND MAKE PERMANENT THE SWINE FARM ANIMAL WASTE MANAGEMENT SYSTEM PERFORMANCE STANDARDS THAT THE GENERAL ASSEMBLY ENACTED IN 1998, (2) PROVIDE FOR THE REPLACEMENT OF A LAGOON THAT IS AN IMMINENT HAZARD, (3) ASSIST FARMERS TO VOLUNTARILY CONVERT TO INNOVATIVE ANIMAL WASTE MANAGEMENT SYSTEMS, AND (4) ESTABLISH THE SWINE FARM METHANE CAPTURE PILOT PROGRAM. (S.L. 2007-523)

S.B. 1272, AN ACT TO EXEMPT BIODIESEL THAT IS PRODUCED BY AN INDIVIDUAL FOR PERSONAL USE IN A PRIVATE PASSENGER VEHICLE FROM THE MOTOR FUEL EXCISE TAX. (S.L. 2007-524)

S.B. 864, AN ACT TO AMEND THE CHIROPRACTIC PRACTICE ACT TO REQUIRE CRIMINAL RECORD CHECKS ON APPLICANTS FOR LICENSURE AS CHIROPRACTIC PHYSICIANS, TO PROHIBIT CHIROPRACTORS FROM OFFERING ENTICEMENTS TO PROSPECTIVE PATIENTS, TO EXPAND THE GROUNDS FOR PROFESSIONAL DISCIPLINE OF CHIROPRACTORS; TO AMEND THE PERFUSIONIST LICENSURE ACT, AND TO MAKE CHANGES TO THE APPOINTING PROCESS FOR THE NORTH CAROLINA STATE BOARD OF OPTICIANS. (S.L. 2007-525)

S.B. 831, AN ACT STREAMLINING LOCAL GOVERNMENT REGULATION OF WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES AND THE COLLOCATION OF WIRELESS FACILITIES. (S.L. 2007-526)

S.B. 540, AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS, MOTOR FUELS TAX LAWS, AND RELATED STATUTES. (S.L. 2007-527)

S.B. 692, AN ACT TO ESTABLISH THE BOXING ADVISORY COMMISSION. (S.L. 2007-528)

S.B. 490, AN ACT TO CLARIFY THAT INDUSTRIAL MACHINERY IS NOT SUBJECT TO REGULATION UNDER THE BUILDING CODE. (S.L. 2007-529)

S.B. 1362, AN ACT TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT TO CLARIFY THE DEFINITION OF DRY-CLEANING SOLVENT, TO AUTHORIZE THE USE OF FUNDS FROM THE DRY-CLEANING SOLVENT CLEANUP FUND FOR THE INVESTIGATION OF INACTIVE HAZARDOUS WASTE DISPOSAL SITES REASONABLY BELIEVED TO BE CONTAMINATED BY DRY-CLEANING SOLVENT, TO PROVIDE THAT ALL SITE WORK WILL BE PERFORMED BY A PRIVATE CONTRACTOR RETAINED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, TO MODIFY THE FINANCIAL RESPONSIBILITY REQUIREMENTS APPLICABLE TO POTENTIALLY RESPONSIBLE PARTIES, TO AUTHORIZE TEMPORARY RULE MAKING, AND TO INCREASE THE ANNUAL SPENDING CAP FOR THE CLEANUP OF SITES. (S.L. 2007-530)

S.B. 1435, AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, MUTUAL BURIAL ASSOCIATIONS, PRENEED FUNERAL FUNDS, AND CREMATIONS. (S.L. 2007-531)

H.B. 265, AN ACT TO ESTABLISH THE NORTH CAROLINA HEALTH INSURANCE RISK POOL. (S.L. 2007-532)

H.B. 433, AN ACT TO ADOPT THE LEXINGTON BARBECUE FESTIVAL AS THE OFFICIAL FOOD FESTIVAL OF THE NORTH CAROLINA PIEDMONT TRIAD. (S.L. 2007-533)

H.B. 454, AN ACT TO PROTECT THE IDENTITY OF INDIVIDUALS BY AUTHORIZING THE TAKING OF A PHOTOGRAPH OF A PERSON WHO IS CITED FOR A MOTOR VEHICLE MOVING VIOLATION, WHO DOES NOT PRODUCE A VALID DRIVERS LICENSE UPON THE REQUEST OF A LAW ENFORCEMENT OFFICER, AND WHERE THE LAW ENFORCEMENT OFFICER HAS A REASONABLE SUSPICION REGARDING THE TRUE IDENTITY OF THE PERSON, AND TO PROVIDE A CAUSE OF ACTION FOR A PERSON WHOSE IDENTIFYING INFORMATION IS PUBLISHED OVER OBJECTION. (S.L. 2007-534)

H.B. 773, AN ACT TO PROTECT MEMBERS OF THE UNITED STATES ARMED FORCES FROM DISHONEST AND PREDATORY LIFE INSURANCE AND ANNUITY SALES PRACTICES. (S.L. 2007-535)

H.B. 810, AN ACT TO: (1) CLARIFY THE TRAINING AND QUALIFICATION REQUIREMENTS APPLICABLE TO ANIMAL WASTE MANAGEMENT TECHNICAL SPECIALISTS IN THE PROVISION OF SERVICES RELATED TO THE DEVELOPMENT, IMPLEMENTATION, OR OPERATION OF AN ANIMAL WASTE MANAGEMENT PLAN OR ANIMAL WASTE MANAGEMENT SYSTEM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION; (2) EXTEND THE PILOT PROGRAM FOR INSPECTION OF ANIMAL WASTE MANAGEMENT SYSTEMS; AND (3) CLARIFY THE APPLICABILITY OF THE WATER QUALITY ENFORCEMENT PROVISIONS IN ARTICLE 21 OF CHAPTER 143 OF THE GENERAL STATUTES. (S.L. 2007-536)

H.B. 1277, AN ACT TO PROVIDE FOR THE REVOCATION OF THE DRIVERS LICENSE OF ANY PERSON CONVICTED OF GIVING ALCOHOLIC BEVERAGES TO, OR AIDING AND ABETTING THE PURCHASE OR POSSESSION OF ALCOHOLIC BEVERAGES BY, AN UNDERAGE PERSON AND TO ALLOW FOR A LIMITED DRIVING PRIVILEGE. (S.L. 2007-537)

H.B. 1372, AN ACT TO ENACT THE REVISED UNIFORM ANATOMICAL GIFT ACT; TO PROVIDE THAT THE DECISION TO HAVE THE HEART SYMBOL ON ONE'S DRIVERS LICENSE IS LEGALLY SUFFICIENT CONSENT TO ORGAN DONATION UNLESS REVOKED BY THE DONOR; TO IMPROVE DONOR OR PROSPECTIVE DONOR ONLINE ACCESS TO INDICATE OR REVOKE ORGAN AND TISSUE DONATION; AND TO MAKE CONFORMING CHANGES TO OTHER AFFECTED GENERAL STATUTES. (S.L. 2007-538)

H.B. 1500, AN ACT TO PROVIDE THE DEFENDANT ACCESS TO DNA TESTING OF EVIDENCE WHEN CURRENT TESTING PROCEDURES ARE MORE ACCURATE THAN PAST TESTING PROCEDURES, TO AMEND THE LAW GOVERNING THE PRESERVATION AND DISPOSITION OF POSSIBLE DNA EVIDENCE AND POST-CONVICTION DNA TESTING, AND TO PROVIDE A RIGHT OF APPEAL TO A DEFENDANT FOR DENIAL OF A MOTION TO CONDUCT DNA TESTING. (S.L. 2007-539)

H.B. 1517, AN ACT TO ESTABLISH A PILOT PROGRAM TO PROVIDE CANDIDATES FOR CERTAIN COUNCIL OF STATE OFFICES WITH THE OPTION OF FINANCING THEIR CAMPAIGNS FROM A

PUBLICLY SUPPORTED FUND, PROVIDED THAT THEY GAIN AUTHORIZATION TO DO SO FROM REGISTERED VOTERS AND THAT THEY ABIDE BY STRICT FUND-RAISING AND SPENDING LIMITS; AND TO APPROPRIATE FUNDS TO FINANCE THE PROGRAM.

(S.L. 2007-540)

H.B. 1671, AN ACT TO PROVIDE FOR THE ARBITRATION OF CLAIMS FOR PERSONAL INJURY OR WRONGFUL DEATH BASED ON ALLEGED NEGLIGENCE IN THE PROVISION OF HEALTH CARE, UPON THE AGREEMENT OF ALL PARTIES. (S.L. 2007-541)

H.B. 1702, AN ACT TO CONSERVE ENERGY AND TO REQUIRE A STUDY OF THE DEGREE OF INSULATION FOR HOT WATER-LINES THAT SHOULD BE REQUIRED. (S.L. 2007-542)

S.B. 6, AN ACT TO (1) CLARIFY THE APPLICATION OF CERTAIN SETBACK REQUIREMENTS FOR DISPOSAL UNITS OF SANITARY LANDFILLS; (2) REVISE THE DISTRIBUTION OF THE PROCEEDS OF THE SOLID WASTE DISPOSAL TAX; AND (3) PROVIDE REIMBURSEMENT OF CERTAIN COSTS INCURRED IN CONNECTION WITH APPLICATIONS FOR PERMITS FOR SANITARY LANDFILLS. (S.L. 2007-543)

S.B. 56, AN ACT TO AMEND THE PENALTY REVIEW COMMITTEE PROCESS, EXPAND THE HEALTH CARE PERSONNEL REGISTRY AND AUTHORIZE THE MEDICAL CARE COMMISSION TO ADOPT RULES ALLOWING THE ISSUANCE OF RATED CERTIFICATES TO ADULT CARE HOMES. (S.L. 2007-544)

S.B. 514, AN ACT TO PROHIBIT BUSINESSES THAT SUPPLY PERISHABLE PRODUCTS FROM MISREPRESENTING THE GEOGRAPHICAL LOCATIONS OF THEIR BUSINESSES IN TELEPHONE DIRECTORIES, DIRECTORY ASSISTANCE DATABASES, ON THE INTERNET, AND IN PRINT ADVERTISEMENTS. (S.L. 2007-545)

S.B. 668, AN ACT TO PROMOTE THE CONSERVATION OF ENERGY AND WATER USE IN STATE, UNIVERSITY, AND COMMUNITY COLLEGE BUILDINGS. (S.L. 2007-546)

S.B. 1079, AN ACT PROVIDING PROTECTIONS FOR VICTIMS OF HUMAN TRAFFICKING. (S.L. 2007-547)

S.B. 1466, AN ACT TO MAKE CHANGES RELATING TO HEALTH AND SAFETY TO THE MIGRANT HOUSING ACT OF NORTH CAROLINA AND TO DIRECT THE NORTH CAROLINA HOUSING FINANCE AGENCY TO STUDY THE DEVELOPMENT OF A LOW-INTEREST LOAN PROGRAM FOR AGRICULTURAL EMPLOYERS. (S.L. 2007-548)

S.B. 1468, AN ACT TO PROMOTE INNOVATIVE STORMWATER MANAGEMENT AND WATER QUALITY PROTECTION EFFORTS. (S.L. 2007-549)

S.B. 1492, AN ACT TO: (1) CLARIFY THE CIRCUMSTANCES UNDER WHICH AN APPLICATION FOR A SOLID WASTE MANAGEMENT PERMIT MAY BE DENIED; (2) PROVIDE THAT SOLID WASTE MANAGEMENT PERMITS ARE NOT TRANSFERABLE WITHOUT THE APPROVAL OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES; (3) INCREASE THE PENALTIES THAT MAY BE IMPOSED FOR SOLID WASTE VIOLATIONS; (4) REQUIRE THAT AN APPLICANT FOR A PERMIT AND A PERMIT HOLDER ESTABLISH FINANCIAL RESPONSIBILITY TO ENSURE THE AVAILABILITY OF SUFFICIENT FUNDS FOR PROPER DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, CLOSURE, AND POST-CLOSURE MONITORING AND MAINTENANCE OF A SOLID WASTE MANAGEMENT FACILITY; (5) REQUIRE THAT AN OWNER OR OPERATOR OF A SANITARY LANDFILL ESTABLISH FINANCIAL ASSURANCE SUFFICIENT TO COVER A MINIMUM OF THREE MILLION DOLLARS IN COSTS FOR POTENTIAL ASSESSMENT AND CORRECTIVE ACTION AT THE FACILITY, IN ADDITION TO OTHER FINANCIAL RESPONSIBILITY REQUIREMENTS; (6) CLARIFY AND EXPAND THE SCOPE OF ENVIRONMENTAL COMPLIANCE REVIEW REQUIREMENTS; (7) CLARIFY THAT A PARENT, SUBSIDIARY, OR OTHER AFFILIATE OF THE APPLICANT OR PARENT, INCLUDING ANY BUSINESS ENTITY OR JOINT VENTURER WITH A DIRECT OR INDIRECT INTEREST IN THE APPLICANT IS SUBJECT TO FINANCIAL RESPONSIBILITY AND ENVIRONMENTAL COMPLIANCE REVIEW; (8) PROVIDE FOR SITING OF COMBUSTION PRODUCTS LANDFILLS IN AREAS THAT HAVE BEEN FORMERLY USED FOR THE STORAGE OR DISPOSAL OF COMBUSTION PRODUCTS FROM COAL-FIRED GENERATING UNITS AT THE SAME FACILITY THAT GENERATED THE COMBUSTION PRODUCTS, AND TECHNICAL REQUIREMENTS FOR THESE LANDFILLS; (9) SPECIFY ADDITIONAL TECHNICAL REQUIREMENTS FOR SOLID

WASTE MANAGEMENT FACILITIES; (10) REQUIRE THAT ALL APPLICANTS FOR PERMITS FOR SANITARY LANDFILLS CONDUCT AN ENVIRONMENTAL IMPACT STUDY; (11) REQUIRE THAT CERTAIN APPLICANTS FOR SOLID WASTE MANAGEMENT FACILITY PERMITS CONDUCT A TRAFFIC STUDY; (12) CLARIFY THE CIRCUMSTANCES UNDER WHICH A UNIT OF LOCAL GOVERNMENT MAY COLLECT A SOLID WASTE AVAILABILITY FEE; (13) AUTHORIZE UNITS OF LOCAL GOVERNMENT TO HIRE LANDFILL LIAISONS; (14) ESTABLISH FEES APPLICABLE TO PERMITS FOR SOLID WASTE MANAGEMENT FACILITIES TO SUPPORT THE SOLID WASTE MANAGEMENT PROGRAM; (15) ESTABLISH A SOLID WASTE DISPOSAL TAX TO BE IMPOSED ON THE DISPOSAL OF MUNICIPAL SOLID WASTE IN LANDFILLS IN THE STATE AND ON THE TRANSFER OF MUNICIPAL SOLID WASTE FOR DISPOSAL OUTSIDE THE STATE IN ORDER TO PROVIDE FUNDS FOR THE ASSESSMENT AND REMEDIATION OF PRE-1983 LANDFILLS AND FOR OTHER PURPOSES; (16) ESTABLISH A COMPUTER EQUIPMENT MANAGEMENT PROGRAM; (17) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A PROPOSED RECYCLING PROGRAM FOR FLUORESCENT LAMPS; (18) DIRECT THE ENVIRONMENT REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE FRANCHISE OF SOLID WASTE MANAGEMENT FACILITIES BY UNITS OF LOCAL GOVERNMENT AND THE TRANSPORTATION OF SOLID WASTE BY RAIL AND BARGE; AND (19) MAKE RELATED CLARIFYING, CONFORMING, AND TECHNICAL CHANGES. (S.L. 2007-550)

H.B. 1005, AN ACT TO REQUIRE THAT RECOMMENDATIONS ON DEBT CAPACITY INCLUDE RECOMMENDATIONS RELATED TO DEBT SUPPORTED BY THE GENERAL FUND, THE HIGHWAY FUND, AND THE HIGHWAY TRUST FUND; TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO REVIEW THE STIP PLANNING AND DEVELOPMENT PROCESS; TO DIRECT THE OFFICE OF STATE BUDGET AND MANAGEMENT TO STUDY LONG-TERM ECONOMIC, MOBILITY, AND INFRASTRUCTURE NEEDS; TO ENACT CERTAIN BRIDGE CONSTRUCTION GUIDELINES; AND TO REQUIRE COMPLIANCE WITH CERTAIN FEDERAL GUIDELINES FOR TRANSPORTATION PROJECTS. (S.L. 2007-551)

It will be noted that a number of bills and resolutions passed second reading and then were read a third time on the same day.

Rule 41(b) states:

No bill shall be read more than once in the same day without the concurrence of two-thirds (2/3) of the members present and voting.

In order to comply with this Rule, no bill which has passed its second reading is read a third time except:

- (1) When a member moves that the Rule be suspended, and this motion carries by at least a two-thirds vote of the members present.
- (2) When the Chair determines that there is no objection from any member present. This constitutes unanimous consent of those members present that Rule 41(b) be suspended.

In these cases, the bill is read a third time.

Denise G. Weeks
Principal Clerk

ONE HUNDRED FOURTEENTH DAY

HOUSE OF REPRESENTATIVES
Monday, September 10, 2007

Pursuant to a call of His Excellency, Governor Michael F. Easley, hereinafter recorded, the House of Representatives of the General Assembly of North Carolina convenes in its Hall in Reconvened Session, at the hour of two o'clock, Monday, September 10, 2007, and is called to order by the Speaker of the House, Joe Hackney.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Sovereign God, You alone are the Author and Perfeclor of time and space and the final Arbiter of history. Moments in time, whatever their outcome, rarely become historic without sacrifices and casualties along the way - be they political, social, economical, or indeed, lives themselves. Thus, no serious conversation should be entered into without careful consideration and certainly not without consultation with Thee, the God of us all. Send Your Spirit upon this Chamber and fill us with discernment for what is right and good; so that whatever the final vote may be, we may believe that we will have arrived at our destination by choosing the correct path. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of August 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Carney, Dockham, Haire, Holliman, Killian, Starnes, and Wright for today. Representative Tucker is excused for a portion of the Session.

The Reading Clerk reads the following proclamation by the Governor.

STATE OF NORTH CAROLINA

MICHAEL F. EASLEY
GOVERNOR

PROCLAMATION OF RECONVENED SESSION

Pursuant to the authority vested in the Governor by Article III, Section 5(11) of the Constitution of North Carolina, and as required by Article II,

Section 22(7) the General Assembly shall reconvene on **Monday, September 10, 2007**, at **2:00 p.m.** to reconsider House Bill 1761 which was vetoed on August 30, 2007.

Done in Raleigh, North Carolina, on September 6, 2007.

S/ Mike Easley
Governor

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO
THE HOUSE**

THE APPOINTMENT OF KENNETH R. FURR

2007-2008

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

A PROCLAMATION

WHEREAS, the Honorable David Almond, Jr., elected Representative from the Sixty-seventh House District 2007-2008 General Assembly, has resigned; and

WHEREAS, the provisions of General Statute § 163-11 require that the vacancy created by the resignation of the Honorable David Almond, Jr., be filled by appointment of the person recommended by the Sixty-seventh State House of Representatives District Committee of the Republican Party of North Carolina; and

WHEREAS, the Sixty-seventh State House of Representatives District Committee of the Republican Party of North Carolina has notified me of its recommendation of Kenneth R. Furr of Stanly County, North Carolina, to fill the unexpired term,

I do by these presents appoint

KENNETH R. FURR

as a member of the

HOUSE OF REPRESENTATIVES

2007-2008 General Assembly

September 10, 2007

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 fifteenth day of August in the year of our Lord two thousand and seven, and of the Independence of the United States of America the two hundred and thirty-second.

S/ Mike Easley
Governor

ATTEST:

S/ Elaine F. Marshall
Secretary of State

The following oath of office was administered to Kenneth R. Furr by Judge Sanford L. Steelman, Jr., of the North Carolina Court of Appeals on August 21, 2007.

**OATH FOR MEMBERS OF THE
HOUSE OF REPRESENTATIVES
2007 SESSION**

"I, KENNETH R. FURR, do solemnly and sincerely swear that I will support the Constitution of the United States; 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 of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, KENNETH R. FURR, do swear that I will well and truly execute the duties of the office of a member of the House of Representatives according to the best of my skill and ability, according to law; so help me, God."

The Chair states that Representative Furr will occupy Seat 102 and appoints him to the following committees: Appropriations; Appropriations Subcommittee on General Government; Children, Youth and Families; Homeland Security, Military and Veterans Affairs; Insurance; and Judiciary III.

The Speaker orders a Special Message sent to the Senate notifying them that the House has reconvened pursuant to the Call of the Governor and of the seating of Representative Furr.

September 10, 2007

SPECIAL MESSAGE FROM THE SENATE**2007 GENERAL ASSEMBLY
FIRST SESSION**

Senate Chamber
September 10, 2007

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that pursuant to the Proclamation issued by Governor Michael F. Easley on September 6, 2007, reconvening the 2007 Session of the General Assembly to reconsider **H.B. 1761** (Ratified), AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND, which was vetoed on August 30, 2007, the Senate is organized and ready to proceed with the public business.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE GOVERNOR**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR**

20301 Mail Service Center • Raleigh, NC 27699-0301

Michael F. Easley
Governor

August 30, 2007

GOVERNOR'S OBJECTIONS AND VETO MESSAGE

House Bill 1761, "An Act to Create the Job Maintenance and Capital Development Fund."

House Bill 1761 would set a dangerous precedent for North Carolina's economic development policy and is not fair to her taxpayers. It calls for the state to give up to \$40 million in cash to an existing company in one county with little or no regard for how much the company actually pays in state and local taxes, what wages it pays now or in the future, or whether it lays off nearly 25% of its workforce. Never in the history of the state has anyone given a company up to \$40 million and allowed them to lay off hundreds of workers.

September 10, 2007

We are proud of the employer and its hard working employees that House Bill 1761 was designed to help. But this bill does not protect those employees or the state of North Carolina.

Therefore, I veto the bill.

S/ Michael F. Easley

The bill, having been vetoed, is returned to the Clerk of the North Carolina House of Representatives on this 30th day of August 2007 at 1:13 p.m. for reconsideration by that body.

On motion of the Speaker, the House recesses at 2:18 p.m.

RECESS

The Speaker requests unanimous consent of the Body to reconvene prior to the recess motion and to entertain an adjournment motion.

Without objection, the consent is granted.

On motion of Representative Owens, seconded by Representative Cunningham, the House adjourns at 7:51 p.m. to reconvene September 11 at 10:00 a.m.

ONE HUNDRED FIFTEENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, September 11, 2007

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain:

"Almighty God:

"It is right and good that we begin our time together seeking Your audience. Grant us Your grace to seek Thy wisdom, Your discernment to hear Thy voice, Your faithfulness to obey Your will. Amen."

September 11, 2007

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of September 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Barnhart, Dockham, Haire, Holliman, Holmes, Killian, Ray, Starnes, Tucker, Walker, and Wright for today. Representatives Brubaker, Carney, Setzer, Thomas, Underhill, and Wainwright are excused for a portion of the Session.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Owens:

H.J.R. 2073, A JOINT RESOLUTION ADJOURNING THE RECONVENED SESSION, AND CORRECTING A CROSS-REFERENCE IN THE ADJOURNMENT RESOLUTION.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

On motion of the Speaker, the House recesses at 10:05 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 1575, A JOINT RESOLUTION ADJOURNING THE RECONVENED SESSION, AND CORRECTING A CROSS-REFERENCE IN THE ADJOURNMENT RESOLUTION, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (84-1), and there being no objection is read a third time.

Representative Furr requests and is granted permission to change his vote from "no" to "aye". Representatives Goforth and Williams request to be

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recorded as voting "aye". These requests are granted. The adjusted vote total is (87-0).

The resolution passes its third reading and is ordered enrolled.

CALENDAR

Action is taken on the following:

H.J.R. 2073, A JOINT RESOLUTION ADJOURNING THE RECONVENED SESSION, AND CORRECTING A CROSS-REFERENCE IN THE ADJOURNMENT RESOLUTION.

On motion of the Chair, the resolution is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 1575, A JOINT RESOLUTION ADJOURNING THE RECONVENED SESSION, AND CORRECTING A CROSS-REFERENCE IN THE ADJOURNMENT RESOLUTION. (RESOLUTION 2007-70)

CALENDAR (continued)

H.B. 1761, AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL DEVELOPMENT FUND, having been vetoed and returned from the Governor, is before the Body for reconsideration.

On motion of the Speaker, the bill is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

Representative Owens moves, seconded by Representative Lucas, that the House adjourn, subject to the ratification of bills, and the receipt of Messages from the Senate, to reconvene Tuesday, May 13, 2008, at 12:00 Noon.

The motion carries.

No bills having been ratified or messages having been received, the House stands adjourned at 4:07 p.m.

Denise G. Weeks
Principal Clerk

September 11, 2007

A P P E N D I X
FIRST SESSION 2007



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H.R. 1, A HOUSE RESOLUTION TO ADOPT TEMPORARY RULES FOR THE 2007 SESSION OF THE HOUSE OF REPRESENTATIVES.

Be it resolved by the House of Representatives:

SECTION 1. The Permanent Rules of the House of Representatives for the 2005 Session are adopted as the Temporary Rules of the House of Representatives for the 2007 Session, with the following changes:

(1) Rule 31.1 reads:

"RULE 31.1. Deadlines on Introduction and Receipt; No Blank Bills; Single Subject Rule. – (a) All public bills or resolutions recommended by commissions or standing committees authorized or directed by act or resolution of the General Assembly to report to the 2007 Regular Session of the General Assembly, or to report prior to convening of that session, must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on March 6, 2007, and must be introduced not later than 3:00 P.M. on March 14, 2007; and

(a1) All bills prepared to be introduced for departments, agencies, or institutions of the State must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on March 6, 2007, and must be introduced not later than 3:00 P.M. on March 14, 2007. A bill introduced under this subsection shall be identified as an Agency Bill after its short title.

(a2) All local bills must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on March 20, 2007, and must be introduced not later than 3:00 P.M. on March 28, 2007.

(b) All public bills which would not be required to be re-referred to the Appropriations or Finance Committees under Rule 38 must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on April 10, 2007, and must be introduced not later than 3:00 P.M. on April 18, 2007.

(c) All public bills which under Rule 38 would be required to be re-referred to the Appropriations Committee, or to both the Appropriations and Finance Committees, or to the Finance Committee, must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on May 1, 2007, and must be introduced not later than 3:00 P.M. on May 9, 2007. If any bill is eligible for introduction on account of the date only under this subsection, and the bill is amended so that qualifying appropriation or tax law change does not remain in the bill, it shall not be eligible for further consideration. For the purpose of this subsection, a "tax law change" includes any provision that would require a bill under Rule 38(b) to be referred to the Standing Committee on Finance.

(c1) A bill containing no substantive provisions may not be introduced in the House.

(d) In order to be eligible for consideration by the House during the first Regular Session, all Senate bills other than finance or appropriations bills which would be required to be re-referred to the Appropriations or Finance Committee under Rule 38 or adjournment resolutions must be received and read on the floor of the House as a message from the Senate no later than Thursday, May 17, 2007; provided that a message from the Senate 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 subsection and provided that the Senate has a similar rule.

(d1) Except by motion approved by a majority of members of the House present and voting, no public House bill other than the Current Operations Appropriations Act or the Capital Improvement Appropriations Act may contain more than one subject.

(e) This rule, other than subsections (c1) and (d1), does not apply to bills establishing districts for Congress or State or local entities. This rule, other than subsections (c1) and (d1), does not apply to measures ratifying an amendment or amendments to the Constitution of the United States."

(2) Rule 44 **Conference Standing Committees** is amended by adding a new subsection to read:

"(d) No vote shall be taken on adoption of a conference report until the next legislative day following the report."

(3) Rule 59(a) Cosponsorship of Bills and Resolutions reads:

"(a) Any member wishing to cosponsor a bill or resolution which has been introduced may do so by appearing in the office of the Principal Clerk for such purpose within one-half hour following the adjournment of the session during which such bill or resolution was first read and referred, or within one hour following adjournment if the cosponsorship is done electronically under procedures approved by the Principal Clerk."

(4) Rule 19(a) **Previous Question** is amended by adding a new subdivision to read:

"(1a) The Majority Leader;".

SECTION 2. This resolution is effective upon adoption.

H.R. 128, A HOUSE RESOLUTION AMENDING THE TEMPORARY RULES OF THE HOUSE TO ADD AND DELETE STANDING COMMITTEES.

Be it resolved by the House of Representatives:

SECTION 1. Rule 27 of the Temporary Rules of the House of Representatives, as established by House Resolution 1, 2007 Regular Session, reads as rewritten:

"**RULE 27. List of Standing Committees and Permanent Subcommittees.** – The standing committees and permanent subcommittees thereof are:

Committees	Subcommittees
Aging	(None)
Agriculture	(None)
<u>Agribusiness and Agricultural Economy</u>	<u>(None)</u>
Alcoholic Beverage Control	(None)
Appropriations	-Capital -Education -General Government -Health and Human Services -Justice and Public Safety -Natural and Economic Resources -Transportation
Children, Youth and Families	(None)
Commerce <u>Commerce, Small Business and Entrepreneurship</u>	(None)
Education	-Community Colleges -Pre-School, Elementary and Secondary Education -Universities
Election Law and Campaign Finance Reform	(None)
<u>Energy and Energy Efficiency</u>	<u>(None)</u>
Environment and Natural Resources	(None)
Ethics	(None)
<u>Federal Relations and Indian Affairs</u>	<u>(None)</u>

Federal Relations and Trade Issues	(None)
Finance	(None)
Financial Institutions	(None)
Health	(None)
<u>Homeland Security, Military, and Veterans Affairs</u>	<u>(None)</u>
Insurance	(None)
Judiciary I	(None)
Judiciary II	(None)
Judiciary III	(None)
Judiciary IV	(None)
<u>Juvenile Justice</u>	<u>(None)</u>
Local Government I	(None)
Local Government II	(None)
<u>Mental Health Reform</u>	<u>(None)</u>
Military, Veterans and Indian Affairs	(None)
Pensions and Retirement	(None)
Public Utilities	(None)
Rules, Calendar, and Operations of the House	(None)
Science and Technology	(None)
State Government	(None)

State Personnel	(None)
Transportation	(None)
University Board of Governors Nominating	(None)
Ways and Means	(None)
Wildlife Resources	(None)"

SECTION 2. This resolution is effective upon adoption.

H.R. 423, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2007 REGULAR SESSIONS.

Be it resolved by the House of Representatives:

SECTION 1. The permanent rules of the Regular Sessions of the House of Representatives of the 2007 General Assembly are:

PERMANENT RULES OF THE REGULAR SESSIONS OF THE HOUSE OF REPRESENTATIVES OF THE 2007 GENERAL ASSEMBLY OF NORTH CAROLINA

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I. Order of Business

RULE 1. Convening Hour, Limitation on Friday, Night, and Sunday Legislative Sessions. – The House shall convene each legislative day at the hour fixed by the House. In the event the House adjourns on the preceding legislative day without having fixed an hour for reconvening, the House shall convene on the next legislative day at 2:00 P.M. During January and February of 2007, no sessions may be held on Friday. Without leave of the House, no session shall continue after 10:00 P.M. on Monday nor after 9:00 P.M. on any other days, and the Speaker shall adjourn the House without motion at that point, except that a motion may be made as to the time and day of next convening. No session shall be held on Sunday.

RULE 2. Opening the Session. – At the convening hour on each legislative day, the Speaker shall call the members to order and shall have the session opened with prayer. At the convening hour on the first day of each legislative week, the Speaker, or the Speaker's designee, shall lead the members in the Pledge of Allegiance to the American Flag.

RULE 3. Quorum. – (a) A quorum consists of a majority of the qualified members of the House.

(b) Should the point of a quorum be raised, the doors shall be closed, and the Clerk shall call the roll of the House, after which the names of those not responding shall again be called. In the absence of a quorum, 15 members are authorized to compel the attendance of absent members and may order that absentees for whom no sufficient excuses are made be taken into custody wherever they may be found by special messenger appointed for that purpose.

RULE 4. Approval of Journal. – (a) The Standing Committee on Rules, Calendar, and Operations of the House shall cause the Journal of the House to be examined daily before the hour of convening to determine if the proceedings of the previous day have been correctly recorded.

(b) Immediately following the opening prayer and upon appearance of a quorum, the Speaker shall call for the Journal report by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House, or by a Representative designated by the Chair, as to whether the proceedings of the previous day have been correctly recorded. Without objection, the Speaker shall cause the Journal to stand approved.

RULE 5. Order of Business of the Day. – After the approval of the Journal of the preceding day, unless otherwise ordered by the Speaker, the House shall proceed to business in the following order:

- (1) The receiving of petitions, memorials, and papers addressed to the General Assembly or to the House;
- (1a) Messages from the Governor;
- (2) Ratification of bills;
- (3) Reports of standing committees and permanent subcommittees;
- (4) Reports of select committees;
- (5) Reports of referral by standing committee Chairs of bills to permanent subcommittees;
- (6) First reading and reference to committee of bills and resolutions;
- (7) Messages from the Senate;
- (8) Concurrence with Senate amendments or Senate committee substitutes;
- (9) The unfinished business of the preceding day;

- (10) Calendar (each category in accordance with Rule 40):
 - a. Local bills (roll call), third reading
 - b. Local bills (roll call), second reading
 - c. Local bills, third reading
 - d. Local bills, second reading
 - e. Public bills (roll call), third reading
 - f. Public bills (roll call), second reading
 - g. Public bills and resolutions, third reading
 - h. Public bills and resolutions, second reading;
- (11) Reading of notices and announcements.

II. Conduct of Debate

RULE 6. Duties and Powers of the Speaker. – The Speaker shall have general direction of the Hall. The Speaker may name any member to perform the duties of the chair, but substitution shall not extend beyond one day, except in the case of sickness or by leave of the House. If the Speaker is absent and has not designated a member to perform the duties of the chair, the Principal Clerk shall preside during such absence. In the case of a vacancy in the office of the Speaker of the House of Representatives, the Principal Clerk shall preside over the House until the House elects a Speaker.

RULE 7. Obtaining Floor. – (a) When any member desires recognition for any purpose, the member shall rise and respectfully address the Speaker. No member shall proceed until recognized by the Speaker for a purpose.

(b) When a member desires to interrupt a member having the floor, the member shall first obtain recognition by the Speaker and permission of the member occupying the floor, and when such recognition and permission have been obtained, he or she may propound a question to the member occupying the floor; but he or she shall not otherwise interrupt the member having the floor, except as provided in subsection (c) of this rule; and the Speaker shall, without the point of order being raised, enforce this rule.

(c) A member 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,
- (3) A parliamentary inquiry, or
- (4) A question of privilege.

RULE 8. Questions of Privilege. – Upon recognition by the Speaker for that purpose, any member may speak to a question of privilege for a time not to exceed three minutes. Questions of privilege shall be those affecting, first, the rights of the House collectively, its safety, dignity, and

the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence over all other questions, except motions to adjourn. Privilege may not be used to explain a vote or debate a bill. The Speaker shall determine if the question is one of privilege and shall, without the point of order being raised, enforce this rule.

RULE 9. Points of Order. – (a) The Speaker shall decide questions of order and may speak to points of order in preference to other members arising from their seats for that purpose. Any member may appeal from the ruling of the chair on questions of order; on such appeal no member may speak more than once, unless by leave of the House. A two-thirds vote of the members present shall be necessary to sustain any appeal from the ruling of the chair.

(b) When the Speaker calls a member to order, the member shall be seated, except that a member called to order may clear a matter of fact, or explain, but shall not proceed in debate so long as the decision stands. If the member appeals from the ruling of the chair and the decision by a two-thirds vote of the members present be in favor of the member called to order, the member may proceed; if otherwise, the member shall not; and if the case, in the judgment of the House, requires it, the member shall be liable to censure by the House.

RULE 10. Limitations on Debate. – (a) No member shall speak on, debate, or solicit cosponsors for a bill or resolution at its first reading.

(b) No member shall speak more than twice on the main question nor longer than 20 minutes for the first speech and 10 minutes for the second speech; nor shall the member speak more than twice upon an amendment or motion to reconsider, re-refer, appeal, or postpone or any motion on concurrence, and then not longer than 10 minutes for the first speech and five minutes for the second speech.

(c) A member may speak only once and for not more than 20 minutes on the question of the adoption of a minority report.

(d) The House, by consent of a majority of the members present, may suspend the operation of subsections (b) and (c) of this rule during any debate on any particular question before the House.

RULE 11. Reading of Papers. – When there is a call for the reading of the text of a paper which has been presented to the House and there is objection to such reading, the question shall be determined by a majority vote of the members of the House present. Except for protests permitted by the Constitution, no member may have material printed in the Journal until said material has been presented to the House and the printing approved by the House, and said material shall not exceed 1,000 words.

RULE 12. General Decorum. – (a) The Speaker shall preserve order and decorum.

(b) Decency of speech shall be observed and disrespect to personalities carefully avoided.

(c) When the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out of, or cross the House nor, when a member is speaking, engage in disruptive discourse or pass between the member and the chair.

(d) Food or beverages shall not be permitted on the floor of the House during the first two hours of the daily session.

(e) The reading of newspapers shall not be permitted on the floor of the House while the House is in session.

(f) Smoking shall not be permitted on the floor of the House or in the galleries at any time. The consumption of food or beverages shall not be permitted in the galleries at any time.

(g) Special recitals and performances by musicians or other groups shall not be permitted on the floor of the House; and special guests of members of the House shall not be permitted on the floor of the House.

(h) Members shall observe appropriate attire, coat and tie for male members and dignified dress for female members.

(i) The use of wireless telephones shall not be permitted in the House Chamber.

(j) Placards, stickers, or signs not approved by the Speaker are not permitted in the House Chamber.

III. Motions

RULE 13. Motions Generally. – (a) Every motion shall be reduced to writing if the Speaker or any two members request it. No motion relating to a bill shall be in order which does not identify the bill by its number and short title.

(b) When a motion is made, it shall be stated by the Speaker, or, if written, it shall be handed to the chair and read aloud by the Speaker or Clerk before debate.

(c) After a motion has been stated by the Speaker or read by the Speaker or Clerk, it shall be in the possession of the House; but it may be withdrawn before a decision or amendment, except in case of a motion to reconsider, which motion, when made by a member, shall be in possession of the House and shall not be withdrawn without leave of the House.

RULE 14. Motions, Order of Precedence. – When there are motions before the House, the order of precedence is as follows:

To adjourn.

To recess.

To lay on the table.

Previous question.

To postpone indefinitely.

To reconsider.

To postpone to a day certain.

To re-refer.

To amend an amendment.

To amend.

To pass the bill.

No motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to re-refer, or to make a particular amendment, being decided, shall be again allowed at the same stage of the bill or proposition.

RULE 15. Motion to Adjourn. – (a) A motion to adjourn shall be seconded before the motion is put to the vote of the House.

(b) A motion to adjourn shall be decided without debate and shall always be in order, except when the House is voting or some member is speaking; but a motion to adjourn shall not follow a motion to adjourn until debate or some other business of the House has intervened.

RULE 16. Motion to Table. – (a) A motion to table shall be seconded before the motion is put to the vote of the House and is in order except when a motion to adjourn or to recess is before the House.

(b) A motion to table shall be decided without debate.

(c) A motion to table a bill shall constitute a motion to table the bill and all amendments thereto.

(d) When the question before the House is the adoption of an amendment to a bill or resolution, a motion to table the bill is not in order; and a motion to table an amendment applies to the amendment only, and the motion may not expressly or by implication or construction be expanded to include a motion to table the bill also.

(e) When a question has been tabled, it shall not thereafter be considered except on motion to reconsider under Rule 18 or to remove from the table approved by a two-thirds vote.

RULE 17. Motion to Postpone Indefinitely. – A motion to postpone indefinitely is in order except when a motion to adjourn or to lay on the table or for the previous question or to recess is before the House. However, after one motion to postpone indefinitely has been decided, another motion to postpone indefinitely shall not be allowed at the same stage of the bill or proposition. When a question has been postponed indefinitely, it shall not thereafter be considered except on motion to reconsider under Rule 18 or to place on the favorable calendar approved by a two-thirds vote.

RULE 18. Motion to Reconsider. – (a) When a question has been decided, it is in order for any member to move for the reconsideration thereof on the same or the succeeding legislative day; provided that if the

vote by which the motion was originally decided was taken by a recorded vote, only a member of the prevailing side may move for reconsideration.

(b) A motion to reconsider shall be determined by a majority vote, except the following shall require a two-thirds vote: a second or subsequent motion to reconsider and a motion to reconsider:

- (1) A vote upon a motion to table,
- (2) A motion to postpone indefinitely,
- (3) A motion to remove a bill from the unfavorable calendar,
- (4) A motion that a bill be read twice on the same day, or
- (5) A motion to remove from the table.

(c) A motion to reconsider the vote by which a person has been elected as Speaker or Speaker Pro Tempore shall not be in order. This subsection of this rule cannot be suspended.

RULE 19. Previous Question. – (a) The previous question may be called only by:

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

(b) The previous question shall be as follows: "Shall the main question now be put?" When the call for the previous question has been decided in the affirmative by a majority vote of the House, the question is on the passage of the bill, resolution, or other matter under consideration.

(c) The call for the previous question shall preclude all motions, amendments, and debate, except the motion to adjourn, motion to recess or motion to table.

(d) If the previous question is decided in the negative, the question remains under debate.

IV. Voting

RULE 20. 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) The passage as required by Article II, Section 23 of the North Carolina Constitution on second and third readings of any bill:
 - a. Raising money on the credit of the State,
 - b. Pledging the faith of the State for the payment of a debt,
 - c. Imposing a State tax, or
 - d. Authorizing a county, municipality, or other local governmental unit to
 1. Raise money on its credit,
 2. Pledge its faith for the payment of a debt, or
 3. Impose a local tax.
 - (2) All measures affecting a fee imposed by the State or any subdivision thereof.
 - (3) All questions on which a call for the ayes and noes under Rule 24(a) and Article II, Section 19 of the North Carolina Constitution has been sustained.
 - (4) Both second and third readings of bills proposing amendment of the North Carolina Constitution or ratifying resolutions amending the United States Constitution.
 - (5) The passage of a bill notwithstanding the Governor's veto thereof pursuant to Article II, Section 22 of the North Carolina Constitution.
- (b) Votes on the following questions shall be taken on the electronic voting system:
- (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 or if the reading occurs on a day or days following the second reading, all conference reports on public bills, all motions to lay public bills on the table, and all motions to postpone public bills indefinitely.
 - (2) Upon a call for division.
 - (3) Any other question upon direction of the Speaker or upon motion of any member supported by one-fifth of the members present.
- (c) When the electronic voting system is used, 15 seconds shall be allowed for voting on the question before the House, unless the Chair shall direct otherwise. The system shall be set to close automatically when that time has expired. Once the system is locked, the vote shall be recorded and printed.
- (d) The voting station at each member's desk in the Chamber shall be used only by the member to which the station is assigned. Under no circumstances shall any other person vote at a member's station. It is a breach of the ethical obligation of a member either to request that another person

vote at the requesting member's station or to vote at another member's station. The Speaker shall enforce this rule without exception.

(e) When the electronic voting system is used, the Speaker shall state the question and shall then state substantially the following: "All in favor vote 'aye'; all opposed vote 'no'; the Clerk will open the vote." In order to have the vote recorded, the member must vote by the electronic voting system within the time allowed for that vote, unless the voting station assigned to a member is malfunctioning. The Speaker shall enforce this rule without exception. After the allotted time for voting has elapsed, the Speaker shall say: "The Clerk will now lock the machine and record the vote." After the machine is locked and the vote recorded, the Speaker shall announce the vote and declare the result.

(f) One copy of the machine printout of the vote record of all votes taken on the electronic voting system shall be filed in the office of the Principal Clerk, and two copies shall be filed in the Legislative Library where the copies shall be open to public inspection. A legible copy of the bill, amendment, or motion on which the vote was taken shall be filed with the printout of the vote in the Legislative Library.

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

(h) For the purpose of identifying motions on which the vote is taken on the electronic voting system, the motions are coded as follows:

- (1) To adjourn.
- (2) To lay on the table.
- (3) Previous question.
- (4) To recess.
- (5) To postpone indefinitely.
- (6) To reconsider.
- (7) To postpone to a day certain.
- (8) To re-refer.
- (9) To amend an amendment.
- (10) To amend.
- (11) To concur or not concur.
- (12) Miscellaneous.

RULE 21. Voice Votes; Stating Questions. – (a) All other votes except those required to be taken on the electronic voting system shall be taken by voice vote.

(b) When a voice vote is taken, the Speaker shall put the question substantially as follows: "Those in favor (as the question may be) will say 'Aye'", and after the affirmative voice has been expressed, "Those opposed will say 'No'".

(c) No statement, explanation, debate, motion, parliamentary inquiry, or point of order shall be allowed once the voice vote has begun. Any point of order or parliamentary inquiry may be raised, however, after the completion of the vote.

RULE 22. Determining Questions. – (a) Unless otherwise provided by the Constitution of North Carolina or by these rules, all questions shall be determined by a simple majority of the members present and voting.

(b) No member may vote unless the member is in the Chamber when the question is put. This subsection of this rule cannot be suspended.

RULE 23. Voting by Division. – Any member may call for a division of the members upon the question before the result of the vote has been announced. Upon a call for a division, the Speaker shall cause the number voting in the affirmative and in the negative to be determined. Upon a division and count of the House on any question, no member away from the member's seat shall be counted.

RULE 24. Roll Call Vote. – (a) Before a question is put, any member may call for the ayes and noes. If the call is sustained by one-fifth of the members present, the question shall be decided by the ayes and noes upon a roll call vote.

(b) Every member who is in the Hall of the House when the question is put shall vote upon a call of the ayes and noes, unless excused pursuant to Rule 24.1A.

RULE 24.1A. Excuse From Deliberations and Voting on a Bill.

– (a) Any member shall, upon request, be excused in advance from the deliberations and voting on a particular bill at any time that the reason for the request arises in the proceedings on the bill.

(b) The member may make a brief oral statement of the reasons for making the request. The member may provide to the Principal Clerk, on a form provided by the Clerk, a concise written statement of the reason for the request, and the Clerk shall include this statement in the Journal.

(c) The member 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, in committee or on the floor of the House at any reading, or any subsequent consideration of the bill.

(d) A member may request that his or her excuse from deliberations on a particular bill be withdrawn.

RULE 24.1B. Division of Amendments. – Any member may call for an amendment to be divided into two or more amendments to be voted on separately, and the Speaker shall determine whether the amendment admits of such a division.

RULE 25. Voting by Speaker. – In all elections the Speaker may vote. In all other instances the Speaker may vote or may reserve this right until there is a tie in which event the Speaker may vote; but in no instance may the Speaker vote twice on the same question.

V. Committees

RULE 26. Standing Committees and Permanent Subcommittees Generally. – (a) The Speaker shall appoint a chair, or cochair, of every standing committee, permanent subcommittee, and select committee, if any. In the construction of these rules, the word "chair" as applied to a committee extends to and includes a cochair of the committee. The Speaker shall have the exclusive right and authority to establish select committees, but this does not exclude the right of the House by resolution to establish select committees.

(b) All permanent subcommittees of each standing committee shall be appointed by the Speaker, and the members appointed, along with the chair of the standing committee, shall constitute the standing committee of which the permanent subcommittee is a part. The Speaker shall appoint all members of permanent subcommittees at the beginning of the first regular session in a manner to reflect the partisan membership of the House.

(c) The Speaker shall appoint the members of all standing committees having no permanent subcommittees at the beginning of the first regular session in a manner to reflect the partisan membership of the House.

(d) Before appointing members of committees and subcommittees, the Speaker shall consult with the minority leader. The Speaker shall consider members' committee preferences in making appointments.

(e) The Speaker may not appoint new members to committees or permanent subcommittees after March 30 of an odd-numbered year or at any time during an even-numbered year except to fill vacancies caused by the resignation, death, removal, or inability to serve of a member. As to select committees established after March 1 of an odd-numbered year or during an even-numbered year, the Speaker may not appoint new members more than 60 calendar days after the select committee is established, except to fill vacancies caused by the resignation, death, removal, or inability to serve of a member.

(f) Each chair of a permanent subcommittee shall be a vice-chair of the standing committee of which it is a permanent subcommittee. The Speaker may name other members as vice-chairs of the standing committee. The Speaker may name one or more vice-chairs for any standing committee not having permanent subcommittees.

(g) The chair of the standing committee shall be a voting member of each permanent subcommittee of the standing committee.

(h) Either the chair or acting chair, designated by the chair or by the Speaker, and five other members of the standing committee or permanent subcommittee, or a majority of the standing committee or permanent subcommittee, whichever is fewer, shall constitute a quorum of that standing committee or permanent subcommittee.

(i) In any joint meeting of the Senate and House committees or subcommittees, the House standing committee or permanent subcommittee reserves the right to vote separately.

RULE 26.1. Mentions of Standing Committee Includes Select Committee. – Any reference in these rules to standing committees shall extend to select committees unless the context requires otherwise.

RULE 27. List of Standing Committees and Permanent Subcommittees. – The standing committees and permanent subcommittees thereof are:

Committees	Subcommittees
Aging	(None)
Agriculture	(None)
Agribusiness and Agricultural Economy	(None)
Alcoholic Beverage Control	(None)
Appropriations	-Capital -Education -General Government -Health and Human Services -Justice and Public Safety -Natural and Economic Resources -Transportation
Children, Youth and Families	(None)
Commerce, Small Business, and Entrepreneurship	(None)
Education	-Community Colleges -Preschool, Elementary, and Secondary Education -Universities
Election Law and Campaign Finance Reform	(None)

Energy and Energy Efficiency	(None)
Environment and Natural Resources	(None)
Ethics	(None)
Federal Relations and Indian Affairs	(None)
Finance	(None)
Financial Institution	(None)
Health	(None)
Homeland Security, Military, and Veterans Affairs	(None)
Insurance	(None)
Judiciary I	(None)
Judiciary II	(None)
Judiciary III	(None)
Juvenile Justice	(None)
Local Government I	(None)
Local Government II	(None)
Mental Health Reform	(None)
Pensions and Retirement	(None)
Public Utilities	(None)
Rules, Calendar, and Operations of the House	(None)
Science and Technology	(None)
State Personnel	(None)

Transportation	(None)
University Board of Governors Nominating	(None)
Ways and Means	(None)
Wildlife Resources	(None)

RULE 28. Standing Committee and Permanent Subcommittee Meetings. – (a) Standing committees and permanent subcommittees of standing committees shall be furnished with suitable meeting places pursuant to a schedule established by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House. Select committees shall be furnished with suitable meeting places as their needs require by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House.

(b) Subject to the provisions of subsection (c) of this rule, standing committees and permanent subcommittees thereof shall permit other members of the General Assembly, the press, and the general public to attend all sessions of said standing committees or permanent subcommittees.

(c) The Chair or other presiding officer shall have general direction of the meeting place of the standing committee or permanent subcommittee, and, in case of any disturbance or disorderly conduct therein, or if the peace, good order, and proper conduct of the legislative business is hindered by any person or persons, the Chair or presiding officer shall have power to exclude from the session any individual or individuals so hindering the legislative business.

(d) Procedure in the standing committees and permanent subcommittees shall be governed by the rules of the House, so far as the same may be applicable to such procedure. Before a question is put, any member may call for the ayes and noes. If the call is sustained by one-fifth of the members present, the question shall be decided by the ayes and noes upon a roll call vote. All roll call votes shall be taken alphabetically and shall be subject to Rule 21(c).

(e) No standing committee or permanent subcommittee shall meet on any day when the House shall not convene except by permission of the Speaker or by approval of the House by resolution adopted by a majority vote of the House.

(f) No standing committee or permanent subcommittee shall meet during any session of the House. Standing committees and permanent subcommittees shall meet at their regularly scheduled hour. No permanent subcommittee shall meet at the same time that its standing committee is

meeting. Standing committees and permanent subcommittees may meet at other times as authorized by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House in order to assure the availability of the meeting room and that no conflicts will exist with the meetings of other bodies. All standing committee and permanent subcommittee meetings shall adjourn no later than:

- (1) 15 minutes preceding a regular session of the House, and
- (2) 10 minutes preceding the hour of the next regularly scheduled standing committee or permanent subcommittee meeting.

(g) Any call or notice of a standing committee or permanent subcommittee meeting between legislative sessions shall be mailed to each member of the standing committee or permanent subcommittee at least five days prior to such meeting. If a member of the body so requests in writing to the chair of the standing committee or permanent subcommittee, the member shall be notified by certified mail of the meetings.

(h) During standing committee and permanent subcommittee meetings, the chair may exercise the right to vote, or may reserve this right until there is a tie, in which event the chair may vote, but in no instance may the chair vote twice on the same question.

RULE 28.1. Ethics Committee Investigations Into Violations of the Open Meetings Law. – (a) On its own motion, or in response to signed and sworn complaint of any individual filed with the Standing Committee on Ethics, the Committee shall inquire into any alleged violation by members of the House of the Open Meetings Law (Article 33C of Chapter 143 of the General Statutes), as the same may be amended in the future.

(b) If, after such preliminary investigation as it may make, the Committee determines to proceed with an inquiry into the conduct of any individual, the Committee shall notify the individual as to the fact of the inquiry and the charges against the individual and shall schedule one or more hearings on the matter. The individual shall have the right to present evidence, cross-examine witnesses, and be represented by counsel at any hearings.

(c) After the Committee has concluded its inquiries into the alleged violations, the Committee shall dispose of the matter by taking one of the following actions:

- (1) Dismiss the complaint and take no further action.
- (2) Issue a private letter of reprimand to the legislator, if the legislator unintentionally violated the provisions of the Open Meetings Law.
- (3) Issue a public letter of reprimand if the violation of the Open Meetings Law was intentional or if the legislator has previously received a private letter of reprimand. The Chair

of the Committee on Ethics shall have the public letter of reprimand spread on the pages of the House Journal.

- (4) Refer the matter to the House for appropriate action.

RULE 29. Notice of Standing Committee and Permanent Subcommittee Meetings and Hearings. – Public notice of all standing committee and permanent subcommittee meetings shall be given in the House. The chair of the standing committee or permanent subcommittee shall notify or cause to be notified the sponsor of each bill which is set for hearing or consideration before the standing committee or permanent subcommittee as to the date, time, and place of that meeting.

RULE 29.1. Public Hearings. – (a) Requests for a public hearing shall be made in writing to the chair of the standing committee and, if applicable, the chair of the permanent subcommittee to which the bill has been referred. The chair of the standing committee may schedule a public hearing by the standing committee as a whole after the adjournment of a regular daily House session. The chair of the permanent subcommittee may schedule a public hearing before the permanent subcommittee at its regularly scheduled hour. Denial of a request made by a House member may be appealed to the Speaker.

Notice shall be given not less than five calendar days prior to public hearings. These notices shall be issued as information for the press and shall be posted in the places designated by the Principal Clerk.

(b) Persons desiring to appear and be heard at a public hearing shall submit their requests to the chair of the standing committee or permanent subcommittee. The standing committee or permanent subcommittee chair may designate one or more members to arrange the order of appearance of interested parties. A brief written statement of testimony may be submitted without oral presentation and shall be incorporated into the minutes of the public hearing.

RULE 29.2. Minutes to Legislative Library. – The chair of a standing committee or a permanent subcommittee shall ensure that written minutes are compiled for each of the body's meetings. The minutes shall indicate the members present and the actions taken at the meeting. Not later than 20 days after the adjournment of each session of the General Assembly, the chair shall deliver the minutes to the Legislative Library. The Speaker of the House may grant a reasonable extension of time for filing said minutes upon written application of the chair.

RULE 30. Standing Committee of the Whole House. – (a) A Standing Committee of the Whole House shall not be formed, except by suspension of the rules, if there be objection by any member.

(b) After passage of a motion to form a Standing Committee of the Whole House, the Speaker shall appoint a chair to preside in the standing committee, and the Speaker shall leave the dais.

(c) The rules of procedure in the House shall be observed in the Standing Committee of the Whole House, so far as they may be applicable, except the rule limiting the time of speaking and the previous question.

(d) In the Standing Committee of the Whole House, a motion that the standing committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

(e) When a bill is submitted to the Standing Committee of the Whole House, it shall be read and debated by sections, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the Principal Clerk on a separate paper as the same shall be agreed to by the standing committee and be so reported to the House. After report, the bill shall again be subject to be debated and amended by sections before a question on its passage be taken.

VI. Handling of Bills

RULE 31. Introduction of Bills and Resolutions. – (a) All bills and resolutions shall be introduced by submitting same to the Principal Clerk's office on the legislative day prior to the first reading and reference thereof according to the following schedule: by 30 minutes after adjournment each Monday; and by 3:00 P.M. each Tuesday, Wednesday, Thursday, and Friday.

(b) Bills shall not become resolutions provided the Senate has a similar rule. Resolutions shall not become bills. Resolutions are not law but may be used when a law is not necessary for the purpose contained therein. Resolutions shall not be used to appropriate funds for any purpose, but may be used to create study commissions or committees or establish investigative committees, to honor deceased persons, and to adopt House rules and internal affairs. Resolutions cannot amend, repeal, or modify a statute; nor do they have life beyond the term of the session during which they are adopted.

(c) Every bill or resolution shall be read in regular order of business, except upon permission of the Speaker or on the report of a standing committee.

(d) All bills and resolutions shall show in their captions a brief descriptive statement of the true substance of same, which captions may thereafter be amended. Captions of public bills may be amended only by amendment proposed by the standing committee to which the bill was referred. Third reading shall not be had on any bill or resolution on the same day that such caption is amended.

(e) A Substitute Bill shall be covered with the same color jacket as the original bill and shall be prefaced as follows: "House Committee Substitute for _____".

(f) House Resolutions need not be read more than twice.

(g) All memorializing, celebration, commendation, and commemoration resolutions, except those honoring the memory of deceased persons, shall be excluded from introduction and consideration in the House.

(h) Any reference in these rules to bills shall extend to resolutions unless the context requires otherwise.

RULE 31.1. Deadlines on Introduction and Receipt; No Blank Bills; Single Subject Rule. – (a) All public bills or resolutions recommended by commissions or standing committees authorized or directed by act or resolution of the General Assembly to report to the 2007 Regular Session of the General Assembly, or to report prior to convening of that session, must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on March 6, 2007, and must be introduced not later than 3:00 P.M. on March 14, 2007; and

(a1) All bills prepared to be introduced for departments, agencies, or institutions of the State must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on March 6, 2007, and must be introduced not later than 3:00 P.M. on March 14, 2007. A bill introduced under this subsection shall be identified as an Agency Bill after its short title.

(a2) All local bills must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on March 20, 2007, and must be introduced not later than 3:00 P.M. on March 28, 2007.

(b) All public bills which would not be required to be re-referred to the Appropriations or Finance Committees under Rule 38 must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on April 10, 2007, and must be introduced not later than 3:00 P.M. on April 18, 2007.

(c) All public bills which under Rule 38 would be required to be re-referred to the Appropriations Committee, or to both the Appropriations and Finance Committees, or to the Finance Committee, must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on May 1, 2007, and must be introduced not later than 3:00 P.M. on May 9, 2007. If any bill is eligible for introduction on account of the date only under this subsection and the bill is amended so that qualifying appropriation or tax law change does not remain in the bill, it shall not be eligible for further consideration. For the purpose of this subsection, a "tax law change" includes any provision that would require a bill under Rule 38(b) to be referred to the Standing Committee on Finance.

(c1) A bill containing no substantive provisions may not be introduced in the House.

(d) In order to be eligible for consideration by the House during the first Regular Session, all Senate bills other than finance or appropriations bills which would be required to be re-referred to the Appropriations or Finance Committee under Rule 38 or adjournment resolutions must be received and read on the floor of the House as a message from the Senate no later than Thursday, May 17, 2007; provided that a message from

the Senate 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 subsection and provided that the Senate has a similar rule.

(d1) Except by motion approved by a majority of members of the House present and voting, no public House bill other than the Current Operations Appropriations Act or the Capital Improvement Appropriations Act may contain more than one subject.

(e) This rule, other than subsections (c1) and (d1), does not apply to bills establishing districts for Congress or State or local entities. This rule, other than subsections (c1) and (d1), does not apply to measures ratifying an amendment or amend amendments to the Constitution of the United States.

RULE 32. Reference to Standing Committee and to Permanent Subcommittee; Serial Referrals. – (a) Each bill not introduced on the report of a standing committee shall immediately upon its first reading be referred by the Speaker to such standing committee or permanent subcommittee as the Speaker deems appropriate. The Speaker at the same time may order that, if the bill is reported with any favorable recommendation or without prejudice, it be re-referred automatically upon the committee report to another committee or permanent subcommittee designated in the order. Each joint resolution or House resolution not introduced on the report of a standing committee shall immediately upon its first reading either be referred by the Speaker to a standing committee or permanent subcommittee or be calendared on the date designated by the Speaker, as the Speaker deems appropriate.

(b) The standing committee chair may refer each bill referred to the standing committee to the permanent subcommittee specifically charged with the subject matter of the bill. A report of that referral shall be made in writing and submitted to the body pursuant to Rule 5(5). Except as provided in Rule 36, the permanent subcommittee to which the bill is referred shall report the bill back to the full standing committee. That subcommittee report shall include one of the following recommendations:

- (1) Favorable, without prejudice, or unfavorable as to the original bill with the recommendation that the report be made to the standing committee;
- (2) Favorable, without prejudice, or unfavorable as to the original bill, as amended, with the recommendation that the report be made to the standing committee;
- (3) Favorable or without prejudice to the proposed committee substitute, and unfavorable to the original bill, with the recommendation that the report be made to the standing committee;
- (4) Favorable as to the original bill with the recommendation that the report be made directly to the floor of the House, if approved by the standing committee chair;

- (5) Favorable to the original bill, as amended, with the recommendation that the report be made directly to the floor of the House, if approved by the standing committee chair; or
- (6) Favorable to the proposed committee substitute with the recommendation that the report be made directly to the floor of the House, if approved by the standing committee chair, and unfavorable to the original bill.

Any recommendation of favorable or without prejudice may include a recommendation of re-referral to another standing committee. After a bill is reported to a standing committee by a permanent subcommittee of that standing committee, the standing committee chair may re-refer the bill to another permanent subcommittee of that standing committee.

Upon recommendation to the standing committee, the bill shall be before that body for further action unless the permanent subcommittee chair reports the bill directly pursuant to Rule 36.

RULE 33. Papers Addressed to the House. – Petitions, memorials, and other papers addressed to the House shall be presented by the Speaker. A brief statement of the contents thereof may be made orally by the introducer before reference to a committee, but such papers shall not be debated or decided on the day of their first being read unless the House shall direct otherwise.

RULE 34. Introduction of Resolutions and Bills, Copies Required. – (a) Whenever any resolution or bill is introduced, a duplicate copy thereof shall be attached thereto, and the Principal Clerk shall cause said duplicate copy to be numbered as the original resolution or bill is numbered and shall cause the same to be available at all times to the member introducing the same.

(b) Numbering of House Bills shall be designated as "H.B.____." (No. following). A Joint Resolution shall be designated as "H.J.R. ____." (No. following). A House Resolution shall be designated as "H.R.____." (No. following).

(c) Whenever any resolution or bill is filed for introduction, it shall be in a House bill jacket containing 30 copies and in the form designated by the Speaker. Any resolution or bill not accompanied by the required number of copies shall be returned immediately to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

(d) No bill may be filed for introduction if the draft contains names preprinted on the bill jacket and body of the bill (either as primary sponsors or cosponsors) unless each such member has signed the jacket.

RULE 35. Duplicating and Availability of Copies of Bills. – (a) The Legislative Services Officer shall cause such bills as are introduced to be duplicated in such numbers as may be specified by the Speaker. The Legislative Services Officer shall cause one copy of each resolution and public bill for each member to be delivered to the member's committee

assistant or legislative assistant who shall place it in the appropriate notebook on the member's desk. If a member so requests, a second copy shall be delivered to the member's committee assistant or legislative assistant who shall place it in the member's office. The remaining copies shall be placed in the Printed Bills Room and made available to the committees to which the bill is referred, to individual members on request, and to the general public.

(b) A public bill is a bill affecting 15 or more counties. A local bill is one affecting fewer than 15 counties. No public bill and, upon objection by a member, no local bill may be considered unless copies of the bill have been made available to the entire membership of the House.

RULE 35.1. Assessment Reports. – (a) Every bill or resolution proposing the establishment of an occupational or professional licensing board, as defined in Article 18A of Chapter 120 of the General Statutes, or a study for the need to establish such a board shall have attached to the jacket of the original bill or resolution at the time of its consideration on second and third readings by the House or by any standing committee or permanent subcommittee of the House an assessment report from the Legislative Committee on New Licensing Boards pursuant to Article 18A of Chapter 120 of the General Statutes. The assessment report shall not constitute any part of the expression of legislative intent proposed by the formation of a licensing board. Upon receipt of the request, the Legislative Committee on New Licensing Boards shall prepare and return the assessment report as soon as possible but not later than 60 days, reserving the right to extend this time to 90 days.

(b) Every legislative proposal introduced in the House or received in the House from the Senate, 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 House or by any committee of the House prior to a favorable report, a recommendation from the Joint Legislative Commission on Municipal Incorporations, established by Article 20 of Chapter 120 of the General Statutes. The recommendation of the Joint Legislative Commission on Municipal Incorporations 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 36. Report by Standing Committee or Permanent Subcommittee. – (a) **When Reports Required.** – All House bills and resolutions shall be reported from the standing committee or permanent subcommittee to which referred with such recommendations as the standing committee or permanent subcommittee may desire to make except in the case where the principal introducer requests in writing to the chair of the standing committee or permanent subcommittee that the bill not be considered.

With the written approval of the chair of the standing committee and with the recommendation of the subcommittee pursuant to Rule 32(b)(4) through (6), the chair of the permanent subcommittee may report the bill directly to the floor with that recommendation. If a permanent subcommittee recommends reporting a bill to the floor and the chair of the standing committee fails to give approval, the bill shall be deemed to have been reported to the standing committee with the same recommendation as the subcommittee would have made to the House.

(b) **Favorable Report.** – When a standing committee or permanent subcommittee reports a bill with the recommendation that it be passed, the bill shall be placed on the favorable calendar on the day and in the order designated by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House, but not on the same day that it is reported except by leave of the House, and no later than the fourth legislative day after submission of the report or Senate message under Rule 43.2 or Rule 43.3(a), unless:

- (1) The bill is re-referred to the Committee on Appropriations or Committee on Finance under Rule 38 or was serially referred under Rule 32; or
- (2) The bill has not yet been placed on the calendar, and the Speaker refers the bill to another committee.

In order to place a bill on the calendar for a legislative day, notice shall be given by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House orally in the House or in writing to the Principal Clerk. When a committee substitute is adopted and receives a favorable report by the committee or permanent subcommittee, the standing committee or permanent subcommittee chair shall submit to the standing committee or permanent subcommittee the question of an unfavorable report on the original bill. The standing committee's or permanent subcommittee's action, if any, on the original bill shall be reported at the same time the committee substitute is reported.

(c) **Report Without Prejudice.** – When a standing committee reports a bill without prejudice, the bill shall be placed on the favorable calendar in the same manner as provided in subsection (a) of this rule.

(d) **Postponed Indefinitely.** – When a standing committee reports a bill with the recommendation that it be postponed indefinitely and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(e) **Unfavorable Report.** – When a standing committee reports a bill with the recommendation that it not be passed and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(f) **Minority Report.** – When a bill is reported by a standing committee with a recommendation that it not be passed or that it be postponed indefinitely but it is accompanied by a minority report signed by at least one-fourth of the members of the standing committee who were present and voting when the bill was considered in standing committee, the question before the House shall be: "The adoption of the minority report." If the minority report is adopted by majority vote, the bill shall be placed on the favorable calendar for consideration. If the minority report fails of adoption by a majority vote, the bill shall be placed on the unfavorable calendar.

RULE 36.1.Fiscal Notes. – (a) The Chair or Cochair of the Appropriations Committee, of the Finance Committee, or of the Standing Committee on Rules, Calendar, and Operations of the House, upon the floor of the House, 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 House and that a fiscal note be attached to the measure, which request shall be allowed when, in the opinion of the Speaker, the fiscal effects of that measure are not apparent from the language of the measure. When a request is properly made under this subsection, the bill is removed from the calendar until such time that the fiscal note is attached to the measure.

(b) The fiscal note shall be filed and attached to the bill 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 Speaker, 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 Standing Committee on Rules, Calendar, and Operations of the House 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 House.

(d) A sponsor of a bill or amendment may deliver a copy of the bill 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 filed or to the amendment when its adoption is moved.

(e) The sponsor of a bill 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 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 or amendment requiring an actuarial note under these rules.

RULE 36.2. 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 standing committee or permanent subcommittee a brief explanatory statement or note which shall include a reliable estimate of the financial and actuarial effect of the proposed change to that retirement or pension system. The actuarial note shall be attached to the jacket of each proposed bill or resolution which is reported favorably by any standing committee or any permanent subcommittee, shall be separate therefrom, and shall be clearly designated as an actuarial note. A bill described in subdivision (a)(1) of this rule shall be referred to the Committee on Pensions and Retirement upon its introduction in accordance with G.S. 120-111.3.

(b) The sponsor of the bill or resolution shall present a copy of the measure, with a 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 unless an extension of time is agreed to by the sponsor as being necessary in the preparation of the note. 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 actuary employed by the system or program affected by the measure. Actuarial notes shall be prepared and transmitted to the sponsor of the measure not later than two weeks after the request is received, unless an extension of time is agreed to by the sponsor as being necessary in the preparation of the note. The actuarial note shall be attached to the jacket of the measure. The provisions of this subsection may be waived by the measure's sponsor for a measure affecting local government retirement or pension plans not administered by the State or any local government program of hospital, medical, disability, or related benefits for local government employees not administered by the State.

(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 permanent subcommittee or standing committee reports a measure to which an actuarial note is attached at the time of permanent subcommittee or standing committee consideration, with any amendment of such nature as would substantially affect the cost to or the revenues of any retirement or pension system, or program of hospital, medical, disability, or related benefits for teachers or State employees, the chair of the permanent subcommittee or standing committee reporting the measure shall obtain from the Fiscal Research Division 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. An amendment to any bill or resolution shall not be in order if the amendment affects the costs to or the revenues of a State-administered retirement or pension system, or program of hospital, medical, disability, or related benefits for teachers or State employees, unless the amendment is accompanied by an actuarial note, prepared by the Fiscal Research Division, as to the actuarial effect of the amendment.

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

RULE 36.3. Local Legislation Affecting State Highway System. – A local bill affecting the State Highway System shall be referred to the Committee on Transportation.

RULE 36.4. Content of Appropriations Bills. – No provision shall be contained in any of the following bills unless it pertains to the appropriation of money or the raising or reducing of revenue: (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.

RULE 37. Removing Bill From Unfavorable Calendar. – A bill may be removed from the unfavorable calendar upon motion carried by a two-thirds vote. A motion to remove a bill from the unfavorable calendar is debatable.

RULE 38. Reports on Appropriation and Revenue Bills. – (a) All standing committees, other than the Standing Committees on Appropriations, when favorably reporting any bill or resolution which:

- (1) Carries an appropriation from the State; or
- (2) Requires or will require in the future substantial additional State monies from the General Fund or Highway Fund to implement its provisions shall indicate same in the report, and said bill or resolution shall be referred to the Standing Committees on Appropriations for a further report before being acted upon by the House.

(b) All standing committees, other than the Standing Committee on Finance, when favorably reporting any bill which in any way or manner raises revenue, reduces revenue, levies a tax, authorizes the levying of a tax, an assessment, or a fee, or authorizes the issue of bonds or notes, whether public, public-local, or private, shall indicate same in the report, and said bill shall be referred to the Standing Committee on Finance for a further report before being acted upon by the House. This subsection shall not apply to bills only imposing fines, forfeitures, or penalties.

(c) Action on Amendment Before Re-Referral. – If any standing committee recommends adoption of an amendment or committee substitute of a bill which, under the rules of the House, must be referred to the Standing Committees on Appropriations or the Standing Committee on Finance, the amendment or committee substitute shall be considered and, if adopted, the amendment or substitute engrossed before the bill is re-referred.

RULE 39. Recall of Bill From Standing Committee. – (a) When a House bill has been introduced and referred to a standing committee, or when a Senate bill has been referred to a standing committee, if after 10 legislative days the standing committee has failed to act thereon, then the introducer of the House bill or some member designated by the introducer, or some House member designated by the introducer of the Senate bill, may, after three legislative days' public notice given in the House and delivered in writing to the chair of the standing committee, on motion supported by a vote of three-fifths of the members of the House, recall the same from the standing committee to the floor of the House for consideration and such action thereon as a majority of the members present may direct.

(b) This rule shall not be temporarily suspended without one day's notice on the motion given in the House and delivered in writing to the chair of the standing committee, and to sustain that motion two-thirds of the members of the House shall be required.

RULE 39.1. Recall of Bill From Permanent Subcommittee. – When a House bill has been referred to a permanent subcommittee, if after 10 legislative days the subcommittee has failed to act thereon, or at any time, with the agreement of the subcommittee chair, the standing committee chair may re-refer the bill from that permanent subcommittee to another permanent subcommittee of the same standing committee provided the report of the re-referral shall be made pursuant to Rule 32.

RULE 39.2. Re-Referral of Bills From One Standing Committee to Another Standing Committee. – Upon consent of the sponsor of the bill, the Speaker, the chair of the standing committee from whom the bill is to be re-referred, and the chair of the standing committee to whom the bill is to be re-referred, the chair of the standing committee from whom the bill is to be re-referred or the Chair of the Standing Committee on Rules, Calendar, and Operations of the House may move for a re-referral to

another standing committee, and the bill shall be re-referred upon vote of the majority present during a regular session of the House.

RULE 40. Calendars and Schedules of Business. – The Clerk of the House shall prepare a daily schedule of business, including the Calendar of Bills and Resolutions for consideration and debate that day, in accordance with the Order of Business of the Day (Rule 5). The Clerk shall number all bills and resolutions in the order in which they are introduced. All bills and resolutions shall be taken up as they appear in each category (Rule 5(10)) in the order they were placed on the Calendar under Rule 36(b).

RULE 41. Reading of Bills. – (a) Every bill shall receive three readings in the House prior to its passage. The first reading and reference to standing committee of a House bill shall occur on the next legislative day following its introduction. The first reading and reference to standing committee of a Senate bill shall occur on the next legislative day following its receipt on messages from the Senate. The Speaker shall give notice at each subsequent reading whether it is the second or third reading.

(b) No bill shall be read more than once on the same day without the concurrence of two-thirds of the members present and voting; provided, no bill governed by Article II, Section 23 of the North Carolina Constitution or described in Rule 20(a)(2) herein shall be read twice on one day under any circumstance.

RULE 42. Effect of a Defeated Bill. – (a) Subject to the provisions of subsection (b) of this rule, after a bill has:

- (1) Been tabled,
- (2) Been postponed indefinitely,
- (3) Failed to pass on any of its readings, or
- (4) Been placed on the unfavorable calendar,

the contents of that bill or the principal provisions of its subject matter shall not be considered in any other measure originating in the Senate or originating thereafter in the House. Upon the point of order being raised and sustained by the Chair, that measure shall be laid upon the table, and shall not be taken therefrom except by a two-thirds vote of the members present and voting.

(b) No local bill shall be held by the Chair to embody the contents of or the principal provisions of the subject matter of any statewide measure which has been laid on the table, has failed to pass on any of its readings, or has been placed on the unfavorable calendar.

RULE 43. Amendments. – (a) No amendment to a measure before the House shall be in order unless the amendment is germane to the measure under consideration. A House amendment deleting a previously adopted House amendment shall not be in order, except that this sentence does not apply to amendments adopted under Rule 38(c). No amendment that is clearly unconstitutional shall be in order.

If the Senate adopts an amendment or committee substitute to a House bill, the House may refuse to receive the bill on account of lack of germaneness if the Senate has a similar rule.

Only one principal (first degree) amendment shall be pending at any one time. If a subsequent or substitute principal amendment shall be offered, the Speaker shall rule it out of order. However, any member desiring to offer a subsequent or substitute principal amendment in opposition to the pending amendment may inform the House by way of argument against the pending amendment that if it is defeated the member proposes to offer another principal amendment, and the member may then read and explain such proposed amendment.

Perfecting (or second degree) amendments may be offered and considered without limitation as to number, and in the event of multiple perfecting amendments, they shall be voted upon in inverse order.

(b) The following rules apply when considering: (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:

- (1) Amendments cannot increase total spending within a subcommittee area beyond the total for that subcommittee as shown in the committee report.
- (2) Amendments can only affect appropriations within the departments, agencies, or programs within the jurisdiction of the subcommittee.
- (3) Amendments cannot increase total spending, from any source, beyond the total amount shown in the committee report.
- (4) Amendments that cause the budget to be unbalanced are not in order.
- (5) Amendments cannot spend reversions.
- (6) Amendments cannot make nonrecurring reductions to fund recurring items.

RULE 43.1. Engrossment. – Bills and resolutions, except those making appropriations, which originate in the House and which are amended, shall be engrossed before being sent to the Senate.

RULE 43.2. House Concurrence in Senate Amendments to House Bills. – When the House receives a Senate amendment to a bill originating in the House, it shall be placed on the calendar in accordance with Rule 36(b).

RULE 43.3. Committee Substitutes Adopted by the Senate to Bills Originating in the House; Procedure for Treatment of Material Amendments Thereto. – (a) Whenever the Senate has adopted a committee substitute for a bill originating in the House and has returned the bill to the House for concurrence in that committee substitute, it shall be placed on the calendar in accordance with Rule 36(b).

(b) The Speaker shall rule whether the committee substitute is a material amendment under Article II, Section 23 of the North Carolina Constitution which reads:

"Revenue bills. – No law shall be enacted to raise money on the credit of the State, or to pledge the faith of the State directly or indirectly for the payment of any debt, or to impose any tax upon the people of the State, or to allow the counties, cities, or towns to do so, unless the bill for the purpose shall have been read three several times in each house of the General Assembly and passed three several readings, which readings shall have been on three different days, and shall have been agreed to by each house respectively, and unless the yeas and nays on the second and third readings of the bill shall have been entered on the journal."

If the committee substitute was referred to standing committee, the standing committee shall:

- (1) Report the bill with the recommendation either that the House do concur or that the House do not concur; and
- (2) Advise the Speaker as to whether or not that committee substitute is a material amendment under Article II, Section 23 of the North Carolina Constitution.

(c) If the committee substitute for a bill is not a material amendment, the question before the House shall be concurrence.

(d) If the 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 House 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.

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

RULE 44. Conference Standing Committees. – (a) Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to concur in a substitute adopted by the Senate for a bill originating in the House, or whenever the Senate shall decline or refuse to concur in amendments put by the House to a bill originating in the Senate, or shall refuse to concur in a substitute adopted by the House for a bill originating in the Senate, a conference committee may be appointed by the Speaker upon the Speaker's own motion and shall be appointed upon request by the principal sponsor of the original bill, the chair of the House standing committee which reported the bill, or the sponsor of the amendment in which the Senate refused to concur; and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the House and Senate. In appointing members to conference committees, the Speaker shall appoint no less than a majority of members who generally supported the House position as determined by the Speaker.

(b) Only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal

only with such matters. The conference report may be made by a majority of the House members of such conference committee and shall not be amended.

(c) If the conferees fail to agree or if either house fails to adopt the report of its conferees, new conferees may be appointed.

(d) No vote shall be taken on adoption of a conference report until the next legislative day following the report.

RULE 44.1. Transmittal of Bills to Senate. – Unless ordered by the Speaker or two-thirds vote of the members present and voting, no bill shall be sent from the House on the day of its passage, except on the last day of the session.

VII. Legislative Officers and Employees

RULE 45. Elected Officers. – (a) The House shall elect its Speaker from among its membership.

(b) The House shall elect its Speaker Pro Tempore from among its membership who shall perform such duties as the Speaker may assign.

(c) The House shall elect a Principal Clerk, who shall continue in office until another is elected. The Speaker may appoint a Reading Clerk and shall appoint a Sergeant-at-Arms, both of whom shall serve at the Speaker's pleasure. The Principal Clerk, Reading Clerk, and Sergeant-at-Arms shall have and perform duties and responsibilities, not inconsistent with these rules, as the Speaker may assign. Unless directed otherwise by the Speaker on behalf of the House, the Principal Clerk or an employee designated by the Principal Clerk shall receive House bills not approved by the Governor.

RULE 46. Assistants to Principal Clerk and Sergeant-at-Arms. – The Principal Clerk and the Sergeant-at-Arms may appoint, with the approval of the Speaker, such assistants as may be necessary to the efficient discharge of the duties of their respective offices.

RULE 47. Speaker's Staff; Chaplain; and Pages. – (a) The Speaker may appoint one or more staff members to the Speaker, a Chaplain of the House, and pages to wait upon the sessions of the House.

(b) When the House is not in session, the pages shall be under the supervision of the Supervisor of Pages.

(c) The Speaker, at the request of a member, may appoint honorary pages.

RULE 48. Member's Staff. – (a) Each standing committee and permanent subcommittee shall have a committee assistant. The committee assistant to a standing committee or permanent subcommittee shall serve as staff to the chair of the standing committee or permanent subcommittee.

(b) Each member shall be assigned a legislative assistant, unless the member has a committee assistant to serve as legislative assistant.

(c) The selection and retention of committee assistants, legislative assistants, and office assistants shall be the sole prerogative of the individual member or members. Such staff shall file initial applications for employment with the Principal Clerk and shall receive compensation as prescribed by the Legislative Services Commission. The employment period of such staff shall commence not earlier than the convening date of the General Assembly and shall terminate not later than the final adjournment or recess of the General Assembly unless employment for an extended period is approved by the Speaker. The committee assistants, legislative assistants, and office assistants shall adhere to such uniform rules and regulations not inconsistent with these rules regarding hours and other conditions of employment as the Legislative Services Commission shall fix by appropriate regulations.

RULE 49. Compensation of Legislative Assistants. – No clerk, committee assistant, legislative assistant, office assistant, or other person employed or appointed under Rules 46, 47, and 48 hereof shall receive during such employment, appointment, or service any compensation from any department of the State government, and there shall not be voted, paid, or awarded any additional pay, bonus, or gratuity to any of them; but they shall receive only the pay now provided by law for such duties and services. This rule shall not apply to employment, appointment, or service or to the receipt of compensation or additional pay, bonus, or gratuity from another department of State government between regular sessions of the General Assembly.

VIII. Privileges of the Hall

RULE 50. Admittance to Floor. – No person except members, officers, and employees of the General Assembly who have been issued identification tags as provided by this rule, and former members of the General Assembly who are not registered under the provisions of Article 9 of Chapter 120 of the General Statutes, shall be allowed on the floor of the House during its session, unless permitted by the Speaker or otherwise provided by law. Employees of the General Assembly shall wear identification tags, approved by the Legislative Services Officer, when on the floor of the House.

RULE 51. Admittance of Press. – Reporters wishing to take down debates may be admitted by the Speaker, who shall assign such places to them on the floor or elsewhere, to effect this object, as shall not interfere with the convenience of the House. Reporters admitted to the floor of the House shall observe the same requirements of attire for members contained in Rule 12(h).

RULE 52. Extending Courtesies. – Courtesies of the floor, galleries, or lobby shall be extended at the discretion of the Speaker and

only by the Speaker. Requests by members to extend these courtesies shall be typewritten and delivered to the Speaker. No member shall orally ask the Speaker to extend these courtesies during the daily session.

RULE 53. Order in House Chamber, Galleries, and Lobby. – In case of any disturbance or disorderly conduct in the House Chamber, galleries, or lobby, the Speaker or other presiding officer is empowered to order the same to be cleared to the extent they deem necessary.

IX. General Rules

RULE 54. Attendance of Members. – No member or officer of the House shall be absent from the service of the House without leave, unless from sickness or disability.

RULE 55. Documents to Be Signed by the Speaker. – All acts, addresses, and resolutions and all warrants and subpoenas issued by order of the House shall be signed by the Speaker or other presiding officer.

RULE 56. Printing or Reproducing Materials. – There shall be no printing or reproducing of paper(s) that are not legislative in essence except upon approval of the Speaker.

RULE 57. Placement or Circulation of Materials. – Persons other than members of the House shall not place or cause to be placed any materials on members' desks in the House Chamber without obtaining approval of the Speaker. Any material placed on members' desks in the House Chamber, or circulated to House members anywhere in the Legislative Building or the Legislative Office Building, shall bear the name of the originator.

RULE 58. Rules, Rescission, and Alteration. – (a) These rules shall not be permanently rescinded or altered except by House simple resolution passed by a two-thirds vote of the members present and voting. The introducer of the resolution must on the floor of the House give notice of intent to introduce the resolution on the legislative day preceding its introduction.

(b) Except as otherwise provided herein, the House upon two-thirds vote of the members present and voting may temporarily suspend any rule.

RULE 59. Cosponsorship of Bills and Resolutions. – (a) Any member wishing to cosponsor a bill or resolution which has been introduced may do so by appearing in the office of the Principal Clerk for such purpose within one-half hour following the adjournment of the session during which such bill or resolution was first read and referred, or within one hour following adjournment if the cosponsorship is done electronically under procedures approved by the Principal Clerk.

(b) Members wishing to jointly sponsor legislation should indicate such to the drafter at the time the bill is requested or upon filing the bill with the Principal Clerk's office. The names of the members who are the primary sponsors shall be listed in the order requested by them, followed by the words (Primary Sponsors); and the remaining names of members cosponsoring shall follow. No more than four members may be listed as primary sponsors.

(c) No member shall permit anyone, other than that member's committee assistant, legislative assistant, office assistant, or another member, to have possession of and solicit for bill or resolution cosponsorship, the jacket of a bill or resolution.

RULE 60. Correcting of Typographical Errors. – The Legislative Services Officer may correct typographical errors appearing in House bills or resolutions provided that such corrections are made before ratification and do not conflict with any actions or rules of the Senate and provided further that such correction be approved by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House, the Speaker, or other presiding officer.

RULE 61. Assignment of Seats. – After initial assignment of seats, a member shall continue to occupy the seat to which initially assigned until assigned a permanent seat; once assigned a permanent seat, the member shall occupy it for the entire biennial session. In event of vacancy, that member's successor will occupy the seat of the member replaced for the remainder of the biennial session.

RULE 61.1. Office Assignments. – The Chair of the Standing Committee on Rules, Calendar, and Operations of the House shall assign to each member an office space. When available, chairs of standing committees and permanent subcommittees shall be assigned an office adjacent to the room in which the standing committee or permanent subcommittee generally meets if the Chair so desires. The Speaker shall be assigned an office of his or her choice.

RULE 61.2. Convening and Assigning Seats in the New House. – (a) The Principal Clerk of the previous House of Representatives shall convene the House of Representatives at 12:00 noon on the date established by law for the convening of each regular session and preside over the body until the members elect a Speaker. In the case of a vacancy, inability, or refusal to so serve, the duty shall devolve upon the Sergeant-at-Arms of the prior House, and in the case of a vacancy in that office, or inability or refusal to so serve, the duty shall devolve upon the Reading Clerk of the prior House.

(b) It shall be the duty of the Chair of the Standing Committee on Rules, Calendar, and Operations of the House of the prior House to assign temporary seats to the members of the House of Representatives in its Chamber. In the case of the inability or refusal to serve of the Chair of the Standing Committee on Rules, Calendar, and Operations of the House, the Speaker of the prior House of Representatives shall appoint a person to assign seats to members of the House of Representatives in its Chamber. In the event that the party that had a majority of members in the prior House will no longer have a majority of members in the new House, then the duty

assigned in this subsection to the Chair of the Committee of the prior House shall instead be the duty of the person nominated as Speaker by the majority party caucus for the new House, or some member-elect designated by the Speaker-nominee. In the event no party will have a majority, then the duty assigned in this subsection to the Chair of the Committee of the prior House shall instead be the joint duty of one person chosen each by the caucuses of the two parties having the greatest numbers of members.

RULE 62. Matters Not Covered in These Rules. – Except as herein set out, the rules of Mason's Manual of Legislative Procedure shall govern the operation of the House.

SECTION 2. This resolution is effective upon adoption.

H.R. 444, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Be it resolved by the House of Representatives:

SECTION 1. The following procedures for nominating and electing members of the Board of Governors of The University of North Carolina (hereinafter the "Board of Governors") are adopted:

I. COMMITTEE RESPONSIBILITIES.

1. It is the duty of the University Board of Governors Nominating Committee of the House of Representatives (hereinafter the "Committee") to conduct a process for nominating and electing persons for each opening on the Board of Governors to which the House of Representatives is to elect members.

2. The Committee shall receive nominations for election to the Board of Governors from Monday, March 12, 2007, through Friday, March 16, 2007. In 2007, the total number of open positions is eight. Each Representative may nominate up to two persons. In order for a person to have standing as a nominee, that person must be formally nominated by a member of the House of Representatives. Only a written nomination that includes all the requested information, which is submitted on a form provided by the Chair of the Committee for that purpose, and that is received in the Office of the House Principal Clerk on or after Monday, March 12, 2007, and no later than 5:00 P.M. on Friday, March 16, 2007, shall constitute a formal nomination. Delivery to the Office of the House Principal Clerk by facsimile transmission or e-mail transmission shall not constitute a formal nomination of a candidate. An individual is not eligible for nomination if he or she was nominated and not elected to the Board of Governors by the Senate during the 2007 Session.

3. Every person who has been formally nominated shall file a completed North Carolina State Ethics Commission Statement of Economic Interest with the North Carolina State Ethics Commission to be received by the North Carolina State Ethics Commission no later than 5:00 P.M. on Friday, March 23, 2007.

4. On or after March 17, 2007, the Committee shall list all proposed nominees. The Committee shall screen the nominees as to their qualifications, experience, and statutory suitability. The Committee may screen nominees by interviewing or by soliciting written information or by both means. On completion of the screening process, the Committee shall conduct a vote to ensure that the slate of legally qualified candidates lists 16 candidates if 16 or more have been nominated.

5. Each nominee shall confirm his or her willingness to serve if elected. Any nominee may withdraw without the approval of the sponsor.

6. The Committee's nominees shall be placed before and recommended to the House of Representatives for election.

II. ELECTIONS IN THE HOUSE OF REPRESENTATIVES.

1. A ballot shall be prepared under the supervision of the Chair of the Committee for the use of the House of Representatives. The ballot shall include 16 legally qualified candidates if 16 or more have been nominated.

2. The names of the nominees shall be arranged on the ballot by alphabetical order and shall list only the names of those nominees recommended by the Committee.

3. The House of Representatives shall hold its election no later than the beginning of the daily session on April 3, 2007. Before the voting begins, the Speaker of the House shall explain the voting rules, which are:

- (a) No nomination shall be received from the floor.
- (b) In order to be elected, a nominee must receive the votes of a majority of all members present and voting.
- (c) Each member present and voting shall vote for as many nominees as there are positions to be filled, and any ballot not so marked shall be deemed void.
- (d) If fewer than eight nominees receive the votes of a majority of all members present and voting, a runoff to fill the open position or positions shall be conducted among the nominees who were not elected but who received the highest numbers of votes cast; and the number of nominees eligible to be voted on in the runoff shall be twice the number of positions to be filled.
- (e) If there is a tie for the last position between two nominees who are eligible for the next runoff, both nominees shall be included in the next runoff balloting, even though there would be more than two nominees per available position.

- (f) If more than eight nominees receive the votes of a majority of all members present and voting, then the eight nominees receiving the highest numbers of votes shall be deemed to have been chosen.

4. The members of the House of Representatives shall proceed to mark their ballots for eight persons for four-year terms.

Every ballot shall be signed by the member of the House of Representatives casting it, and no unsigned ballots shall be counted.

5. The Chair of the Committee is responsible for canvassing the vote and declaring the results and may designate members of the Committee to assist. All ballots shall be retained by the House Principal Clerk as part of the permanent records of the House of Representatives and shall be open for immediate public inspection upon adjournment of that day's session.

6. When the Chair of the Committee has determined that the House of Representatives has elected eight persons to serve as members of the Board of Governors for terms of four years, the Speaker of the House of Representatives shall declare those eight persons to have been elected to the Board of Governors by the House of Representatives. The election of each of those eight persons is provisional subject to the North Carolina State Ethics Commission's evaluations of the North Carolina State Ethics Commission Statements of Economic Interest of those persons in accordance with Article 3 of Chapter 138A of the General Statutes.

7. The results of the election in the House of Representatives shall then be sent by Special Messenger to the Senate.

III. NOTIFICATION OF ELECTION RESULTS.

When the election process is complete, the Chair of the Committee shall notify the Secretary of the Board of Governors of the names of the persons elected by the House of Representatives and the term for which each person was elected.

SECTION 2. This resolution is effective upon adoption.

H.R. 801. A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING A PERSON TO FILL A VACANCY ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Be it resolved by the House of Representatives:

SECTION 1. The following procedures for nominating and electing a person to fill a vacancy on the Board of Governors of The University of North Carolina (hereinafter the "Board of Governors") are adopted:

I. COMMITTEE RESPONSIBILITIES.

1. It is the duty of the University Board of Governors Nominating Committee of the House of Representatives (hereinafter the "Committee") to conduct a process for nominating and electing persons for each vacancy in the elected membership of the Board of Governors that was created by a vacating member who was originally elected by the House of Representatives.

2. The Committee shall receive nominations from Thursday, May 31, 2007, through 12:00 Noon on Friday, June 1, 2007, to elect one person to fill one vacancy on the Board of Governors. Each Representative may nominate one person. In order for a person to have standing as a nominee, that person must be formally nominated by a member of the House of Representatives. Only a written nomination that includes all the requested information, which is submitted on the 2007 UNC Board of Governors Vacancy Nomination Form provided by the Chair of the Committee for that purpose, and that is received in the Office of the House Principal Clerk on or after Thursday, May 31, 2007, and no later than 12:00 Noon on Friday, June 1, 2007, shall constitute a formal nomination. Delivery to the Office of the House Principal Clerk by facsimile transmission or e-mail transmission shall not constitute a formal nomination of a candidate.

3. Every person who has been formally nominated shall file a completed North Carolina State Ethics Commission Statement of Economic Interest with the North Carolina State Ethics Commission to be received by the North Carolina State Ethics Commission no later than 12:00 Noon on Monday, June 4, 2007.

4. On or after Saturday, June 2, 2007, the Committee shall list all proposed nominees. The Committee shall screen the nominees as to their qualifications, experience, and statutory suitability. The Committee may screen nominees by interviewing or by soliciting written information or by both means. On completion of the screening process, the Committee shall conduct a vote to ensure that the slate of legally qualified nominees lists two legally qualified nominees if two or more were nominated.

(a) To qualify for the slate, a nominee must receive the votes of a majority of all members of the Committee present and voting.

(b) Each member of the Committee present and voting shall vote for two nominees for the slate if there are a sufficient number of nominees.

(c) If more than two nominees receive a majority vote of all members present and voting, the two nominees receiving the highest number of votes shall be the recommended nominees on the slate.

(d) If less than two nominees receive the votes of a majority of all members present and voting, a runoff to fill the slate shall be conducted among the nominees who received the highest number of votes cast; and the

number of nominees eligible to be voted on in the runoff shall be twice the number of vacant slate positions, if there are a sufficient number of nominees.

(e) If there is a tie for the vacant slate positions between nominees, all of the tied nominees shall be included in the next runoff balloting, even though there would be more than twice the number of nominees per vacant position.

5. Each nominee shall confirm his or her willingness to serve if elected. Any nominee may withdraw without the approval of the sponsor.

6. The Committee's nominees shall be placed before and recommended to the House of Representatives for election.

II. ELECTIONS IN THE HOUSE OF REPRESENTATIVES.

1. A ballot shall be prepared under the supervision of the Chair of the Committee for the use of the House of Representatives. The ballot shall list two legally qualified nominees if two or more were nominated.

2. The names of the nominees shall be arranged on the ballot by alphabetical order and shall list only the names of those nominees recommended by the Committee.

3. The House of Representatives shall hold its election no later than the beginning of the daily session on June 6, 2007. Before the voting begins, the Speaker of the House shall explain the voting rules, which are:

- (a) No nominations shall be received from the floor.
- (b) In order to be elected, a nominee must receive the votes of a majority of all members present and voting.
- (c) Each member present and voting shall vote for one nominee, and any ballot not so marked shall be deemed void.
- (d) If there is a tie for the vacant position between the two nominees, a runoff to fill the vacant position shall be conducted until a nominee receives the votes of a majority of all members present and voting.

4. The members of the House of Representatives shall proceed to mark their ballots for one person to fill the vacant position for a four-year term.

Every ballot shall be signed by the member of the House of Representatives casting it, and no unsigned ballots shall be counted.

5. The Chair of the Committee is responsible for canvassing the vote and declaring the results and may designate members of the Committee to assist. All ballots shall be retained by the House Principal Clerk as part of the permanent records of the House of Representatives and shall be open for immediate public inspection upon adjournment of that day's session.

6. When the Chair of the Committee has determined that the House of Representatives has elected one person to fill the vacant position and serve as a member of the Board of Governors for a term of four years, the Speaker of the House of Representatives shall declare that person to have been elected to the Board of Governors by the House of Representatives. The

election of that person is provisional subject to the North Carolina State Ethics Commission's evaluation of the North Carolina State Ethics Commission Statements of Economic Interest of that person in accordance with Article 3 of Chapter 138A of the General Statutes.

7. The results of the election in the House of Representatives shall then be sent by Special Messenger to the Senate.

III. NOTIFICATION OF ELECTION RESULTS.

When the election process is complete, the Chair of the Committee shall notify the Secretary of the Board of Governors of the name of the person elected by the House of Representatives to fill the vacant position and the term for which the person was elected.

SECTION 2. This resolution is effective upon adoption.

H.R. 2051, A HOUSE RESOLUTION TO EXTEND THE CROSSOVER DEADLINE.

Be it resolved by the House of Representatives:

SECTION 1. Rule 31.1(d) of the Permanent Rules of the House of Representatives, as contained in House Resolution 423, 2007 Regular Session, reads as rewritten:

"(d) In order to be eligible for consideration by the House during the first Regular Session, all Senate bills other than finance or appropriations bills which would be required to be re-referred to the Appropriations or Finance Committee under Rule 38 or adjournment resolutions must be received and read on the floor of the House as a message from the Senate no later than Thursday, ~~May 17, May 24, 2007~~; provided that a message from the Senate 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 subsection and provided that the Senate has a similar rule."

SECTION 2. This resolution is effective upon adoption.

H.R. 2066, A HOUSE RESOLUTION URGING THE SECRETARY OF THE NAVY TO HOLD A COMMISSIONING CEREMONY FOR THE NEW USS NORTH CAROLINA IN THE PORT OF WILMINGTON.

Whereas, the United States Navy has honored the State with four ships bearing the name of North Carolina; and

Whereas, the first USS North Carolina was a 74-gun ship that served from 1820 to 1836; the second North Carolina was a Tennessee-class armored cruiser that served from 1908 to 1921; and the third North Carolina was the first of the Navy's modern battleships, serving from 1940 to 1947, earning 12 battle stars for service during World War II, and currently serving as a memorial in Wilmington for all North Carolinians killed in World War II; and

Whereas, the new USS North Carolina (SSN 777) is a 377-foot, 7,800-ton attack submarine able to carry a crew of 134; and

Whereas, the USS North Carolina cost \$2.4 billion and is part of the highly advanced Virginia-class submarines; and

Whereas, the USS North Carolina was christened in a ceremony at the Northrop Grumman Newport News Shipyard on April 21, 2007; and

Whereas, the USS North Carolina is expected to be delivered to the Navy in December 2007; and

Whereas, support is mounting to hold a commissioning ceremony for the USS North Carolina in the Port of Wilmington; Now, therefore, Be it resolved by the House of Representatives:

SECTION 1. The North Carolina House of Representatives urges the Secretary of the Navy to hold a commissioning ceremony for the new USS North Carolina in the Port City of Wilmington during the Spring of 2008.

SECTION 2. The Principal Clerk shall transmit a certified copy of this resolution to The Honorable Donald C. Winter, Secretary of the Navy.

SECTION 3. This resolution is effective upon adoption.

H.R. 2068, A HOUSE RESOLUTION HONORING THE MEMORY OF RICHARD CASWELL, REVOLUTIONARY WAR HERO AND THE GOVERNOR OF NORTH CAROLINA, AND RECOGNIZING THE MONTH OF AUGUST 2007 AS RICHARD CASWELL MONTH.

Whereas, Richard Caswell was an early and effective leader of the Patriot cause in the American Revolution; and

Whereas, Richard Caswell represented North Carolina at both Continental Congresses and served in all five Provincial Congresses; and

Whereas, Richard Caswell commanded the Patriot forces in the important early victory over the Loyalists at the Battle of Moore's Creek Bridge in February 1776, thus becoming one of North Carolina's first heroes; and

Whereas, Richard Caswell served throughout the American Revolution as commander of the North Carolina cavalry; and

Whereas, Richard Caswell ultimately served as Major General of the North Carolina Militia during the American Revolution; and

Whereas, Richard Caswell chaired the committee that drafted the first North Carolina Constitution; and

Whereas, Richard Caswell served as the first Governor of the State of North Carolina; and

Whereas, Richard Caswell still holds the distinction of having served more terms than any other Governor of our State; and

Whereas, Richard Caswell served North Carolina in many other significant and progressive leadership roles as well; Now, therefore, Be it resolved by the House of Representatives:

SECTION 1. The North Carolina House of Representatives honors the memory of Richard Caswell for the service he rendered the State of North Carolina.

SECTION 2. The North Carolina House of Representatives wishes to recognize the month of August 2007, the month in which the Governor Richard Caswell Memorial State Historic Site will be reopened, as Governor Richard Caswell Month to honor this important patriot and the first Governor of North Carolina.

SECTION 3. This resolution is effective upon adoption.

APPOINTMENTS BY SPEAKER

**BOARDS AND COMMISSIONS
APPOINTMENTS**

(December 2, 2006 – December 31, 2007)

APPOINTED EXPIRES

21st CENTURY TRANSPORTATION COMMITTEE

G.S. 120-19.6 and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly

Mr. Brad Wilson, Chair	10/29/2007	12/31/2008
Rep. Becky Carney	10/29/2007	12/31/2008
Rep. Lorene Coates	10/29/2007	12/31/2008
Rep. Nelson Cole	10/29/2007	12/31/2008
Rep. Phillip Frye	10/29/2007	12/31/2008
Rep. William C. "Bill" McGee	10/29/2007	12/31/2008
Rep. William L. Wainwright	10/29/2007	12/31/2008
Mr. Charles F. Bowman	10/29/2007	12/31/2008
Mr. Chuck McGrady	10/29/2007	12/31/2008
Mr. George W. Miller, Jr.	10/29/2007	12/31/2008
Ms. Nina Szlosberg	10/29/2007	12/31/2008
Mr. D. Jordan "Jordy" Whichard	10/29/2007	12/31/2008

ACUPUNCTURE LICENSING BOARD

G.S. 90-453(a)

Ms. Nancy W. Davison (Licensed acupuncturist)	8/24/2007	6/30/2010
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**ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE,
JOINT LEGISLATIVE**

G.S. 120-70.100(a)

Rep. Melanie Wade Goodwin, Co-Chair	10/10/2007	1/14/2009
(Reappointment)		
Rep. Dan Blue	10/10/2007	1/14/2009
Rep. John M. Blust	10/10/2007	1/14/2009
Rep. Pryor Gibson	(Reappointment)10/10/2007	1/14/2009
Rep. Earl Jones	(Reappointment)10/10/2007	1/14/2009
Rep. Tim Moore	10/10/2007	1/14/2009
Rep. Bonner L. Stillier	(Reappointment)10/10/2007	1/14/2009
Rep. Ronnie Sutton	10/10/2007	1/14/2009

ADVISORY BUDGET COMMISSION

G.S. 143-4(a)

Rep. Martha B. Alexander	6/7/2007	1/15/2009
Rep. W. Pete Cunningham	(Reappointment) 6/7/2007	1/15/2009
(Resigned effective 12/31/2007)		
Rep. W. Robert Grady	(Reappointment) 6/7/2007	1/15/2009
Rep. Maggie Jeffus	(Reappointment) 6/7/2007	1/15/2009
Rep. Bill Owens	(Reappointment) 6/7/2007	1/15/2009

AGING, NORTH CAROLINA STUDY COMMISSION ON

G.S. 120-182(2)

Rep. Jean Farmer-Butterfield, Co-Chair	10/15/2007	6/30/2009
Rep. Alice L. Bordsen	(Reappointment)12/14/2007	6/30/2009
Rep. Joe Boylan	10/15/2007	6/30/2009
Rep. Bob England, M.D.	(Reappointment)10/15/2007	6/30/2009
Rep. Garland Pierce	10/15/2007	6/30/2009
Ms. Karen Gottovi	10/15/2007	6/30/2009
(Planner/provider for older adults)		
Mr. David H. Lowa	10/15/2007	6/30/2009
(Planner/provider for older adults)		
Mr. Edd Nye	10/15/2007	6/30/2009

**AGRICULTURAL DROUGHT RESPONSE, JOINT SELECT
COMMITTEE ON**

G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of
Representatives of the 2007 General Assembly

Rep. Ray Rapp, Co-Chair	11/26/2007	5/1/2008
Rep. Arthur Williams, Co-Chair	11/26/2007	5/1/2008
Rep. William D. Brisson	11/26/2007	5/1/2008
Rep. Harold J. Brubaker	11/26/2007	5/1/2008
Rep. Bill Faison	11/26/2007	5/1/2008

**AGRICULTURAL DROUGHT RESPONSE, JOINT SELECT
COMMITTEE ON-Contd.**

Rep. Carolyn K. Justus	11/26/2007	5/1/2008
Rep. Marvin W. Lucas	11/26/2007	5/1/2008
Rep. Cullie M. Tarleton	11/26/2007	5/1/2008
Rep. Ray Warren	11/26/2007	5/1/2008
Rep. Roger West	11/26/2007	5/1/2008

AGRICULTURAL FINANCE AUTHORITY, NORTH CAROLINA

G.S. 122D-4(b)

Mr. Thomas "Tommy" J. Emerson (Public member)	8/24/2007	7/1/2010
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**APPLIED FURNITURE TECHNOLOGY, JOINT STUDY
COMMITTEE ON THE North Carolina CENTER FOR**

G.S. 120-19.6(a1)

This Study Committee was extended on December 11, 2006 until
January 23, 2007 by Revised Authorization.

Rep. Walter G. Church, Sr., Co-Chair	4/27/2006	12/31/2006
Rep. Jim Harrell, III	4/27/2006	12/31/2006
Rep. Maggie Jeffus	4/27/2006	12/31/2006
Dr. Denis R. Cormier	4/27/2006	12/31/2006
(Resigned effective 8/30/2006)		
Dr. Rusty King	9/7/2006	12/31/2006
(Filling the unexpired term of Dr. Denis R. Cormier)		
Mr. Eric Schenk, Sr.	4/27/2006	12/31/2006
Mr. Thomas G. Tilley, Jr.	4/27/2006	12/31/2006

**ART, BOARD OF TRUSTEES FOR THE NORTH
CAROLINA MUSEUM OF**

G.S. 140-5.13(b)(5)

Mr. LeAnder Canady	8/24/2007	6/30/2009
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**AUTISM SPECTRUM DISORDER AND PUBLIC SAFETY,
JOINT STUDY COMMITTEE ON**

G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of
Representatives of the 2007 General Assembly

Rep. Bob England, M.D., Co-Chair	11/27/2007	12/31/2008
Rep. Martha Alexander	11/27/2007	12/31/2008
Rep. Earline Parmon	11/27/2007	12/31/2008
Rep. Karen Ray	11/27/2007	12/31/2008
Mr. Frederick L. Bone	11/27/2007	12/31/2008
Mr. Edmund W. Caldwell, Jr.	11/27/2007	12/31/2008
Chief William Farley	11/27/2007	12/31/2008

**AUTISM SPECTRUM DISORDER AND PUBLIC SAFETY,
JOINT STUDY COMMITTEE ON-Contd.**

Ms. Marsha Jones	11/27/2007	12/31/2008
Dr. Gary Mesibov	11/27/2007	12/13/2008
Mr. Edd Nye	11/27/2007	12/31/2008
Hon. Kimberly S. Taylor	11/27/2007	12/31/2008
Ms. Elizabeth H. Thompson	11/27/2007	12/31/2008

**AUTOMOBILE INSURANCE MODERNIZATION, JOINT STUDY
COMMITTEE ON**

G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of
Representatives of the 2007 General Assembly

Rep. Hugh Holliman, Co-Chair	12/13/2007	12/31/2008
Rep. Angela R. Bryant	12/13/2007	12/31/2008
Rep. Bill Faison	12/13/2007	12/31/2008
Rep. Bruce Goforth	12/13/2007	12/31/2008
Rep. Tim Moore	12/13/2007	12/31/2008
Rep. Mitchell S. Setzer	12/13/2007	12/31/2008
Ms. Sara C. Donaldson (Automobile insurance industry)	12/13/2007	12/31/2008
Hon. William C. Gore, Jr.	12/13/2007	12/31/2008
Hon. Jim Woodall (District Attorney)	12/13/2007	12/31/2008

**BLIND, CONSUMER AND ADVOCACY ADVISORY
COUNCIL FOR THE NORTH CAROLINA**

G.S. 143B-164(a)(2)

Rep. Linda Coleman	10/15/2007	6/30/2009
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**BLOUNT STREET HISTORIC DISTRICT
OVERSIGHT COMMITTEE**

Section 3(b)(4) of Session Law 2003-404

Ms. Linda Davis	(Reappointment) 11/6/2007	7/1/2011
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BOXING ADVISORY COMMISSION, NORTH CAROLINA

G.S. 143-652.2(a)(3)(7) and Session Law 2007-528

Mr. Albert Mandell	11/6/2007	6/30/2010
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Advisory - Non-Voting Member

Dr. Joseph J. Estwanik	11/6/2007	6/30/2008
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(Nomination made from the North Carolina Medical Society)

BUILDING COMMISSION, STATE

G.S. 143-135.25(c)(6)

Mr. James T. Driscoll, Jr.	8/24/2007	7/1/2010
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(Licensed mechanical contractor)

**BUSINESS AND EDUCATION TECHNOLOGY ALLIANCE,
STATE BOARD OF EDUCATION'S**

G.S. 115C-102.15(b)(5)(11)

Rep. Marvin Lucas	(Reappointment)	10/15/2007	7/1/2009
Rep. Joe Tolson	(Reappointment)	10/15/2007	7/1/2009
Ms. Donna McLamb	(Reappointment)	11/15/2007	7/1/2009
(School principal working in a school with limited access to technology)			
Mr. Darryl Piggott		11/15/2007	7/1/2009
(School teacher who has successfully incorporated the use of technology into classroom instruction)			
Mr. Scott S. Smith	(Reappointment)	11/15/2007	7/1/2009
(Technology director who represents a local education agency that has limited access to technology)			
Mr. Leonard H. Winchester		11/15/2007	7/1/2009
(Individual with experience as a local school administrator)			

**CAPITAL IMPROVEMENTS, JOINT LEGISLATIVE
OVERSIGHT COMMITTEE ON**

G.S. 120-258(1), 260(a)

Rep. Henry M. Michaux, Jr., Co-Chair		10/10/2007	1/28/2009
Rep. Cary D. Allred		10/10/2007	1/28/2009
Rep. Walter G. Church, Sr.		10/10/2007	1/28/2009
Rep. N. Leo Daughtry		10/10/2007	1/28/2009
Rep. W. Robert Grady		10/10/2007	1/28/2009
Rep. Hugh Holliman		10/10/2007	1/28/2009
Rep. Bill Owens	(Reappointment)	10/10/2007	1/28/2009
Rep. Larry Womble		10/10/2007	1/28/2009

CAPITAL PLANNING COMMISSION, NORTH CAROLINA

G.S. 143B-374(a)

Rep. Dan Blue		9/17/2007	1/15/2009
Rep. Bill Owens		9/17/2007	1/15/2009
(Designee of the Speaker of the House)			
Rep. Deborah K. Ross	(Reappointment)	9/17/2007	1/15/2009
Rep. Paul Stam		9/17/2007	1/15/2009
Rep. Jennifer Weiss	(Reappointment)	9/17/2007	1/15/2009

CENTENNIAL AUTHORITY

G.S. 160A-480.3(b)(1) and Session Law 2007-348

Mr. Harold K. Hart		8/24/2007	6/30/2011
(Public member)			
Mr. Michael A. Weeks		8/24/2007	6/30/2011
(County resident)			

CHILD CARE COMMISSION

G.S. 143B-168.4(a)

Ms. Linda LaRue	8/24/2007	6/30/2009
(Associate with a for-profit child care facility)		
Ms. Mary Roberts	(Reappointment) 8/24/2007	6/30/2009
(Affiliated with a nonprofit child care facility)		
Ms. Dawn Wallace		
(Resigned effective 3/1/2007)		

CHILDREN AND YOUTH, LEGISLATIVE STUDY COMMISSION ON

G.S. 120-217(a)(1)

Rep. Jean Farmer-Butterfield, Co-Chair	12/11/2006	8/13/2007
Rep. Bob England, M.D.	12/11/2006	8/13/2007
Rep. Dale Folwell	12/11/2006	8/13/2007
Rep. Melanie Wade Goodwin	12/11/2006	8/13/2007
Rep. Mary McAllister	12/11/2006	8/13/2007
Hon. Mark Galloway	12/11/2006	8/13/2007
Ms. Ester High	12/11/2006	8/13/2007
Dr. Louis E. LaTour	12/11/2006	8/13/2007
Ms. Carla Oakley	12/11/2006	8/13/2007
Mr. Mike Rieder	12/11/2006	8/13/2007
Ms. Mandy Stone	12/11/2006	8/13/2007

CHILDREN, COUNCIL ON EDUCATIONAL SERVICES FOR EXCEPTIONAL

G.S. 115C-112.1(b)

Rep. Laura I. Wiley	9/17/2007	6/30/2009
Ms. Sally A. Hunter	9/17/2007	6/30/2009
(Parent of a child with a disability)		

CHIROPRACTIC EXAMINERS, STATE BOARD OF

G.S. 90-139(a)

Mr. David Yarasheski, D.C.	8/24/2007	6/30/2009
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CLEAN WATER MANAGEMENT TRUST FUND BOARD OF TRUSTEES

G.S. 113a-255(b)

Dr. Norman C. Camp, III	(Reappointment) 8/24/2007	7/1/2011
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CODE OFFICIALS QUALIFICATION BOARD, NORTH CAROLINA

G.S. 143-151.9(a)(7)

Mr. Mark H. Hicks	(Reappointment) 8/24/2007	6/30/2011
Mr. Hiram Williams	(Reappointment) 8/24/2007	6/30/2011

**CORRECTIONS, CRIME CONTROL AND JUVENILE JUSTICE
OVERSIGHT COMMITTEE, JOINT LEGISLATIVE**

G.S. 120-70.93

Rep. Alice L. Bordsen, Co-Chair	9/17/2007	1/28/2009
Rep. Jimmy L. Love, Sr., Co-Chair	9/17/2007	1/28/2009
Rep. Phillip Frye	9/17/2007	1/28/2009
Rep. Melanie Wade Goodwin	9/17/2007	1/28/2009
Rep. Joe L. Kiser (Reappointment)	9/17/2007	1/28/2009
Rep. Annie W. Mobley	9/17/2007	1/28/2009
Rep. Karen B. Ray	9/17/2007	1/28/2009
Rep. Timothy L. Spear	9/17/2007	1/28/2009

CRIME COMMISSION, GOVERNOR'S

G.S. 143B-478(a)(4)

Rep. R. Phillip Haire (Reappointment)	9/13/2007	2/28/2009
Rep. Michael H. Wray	9/13/2007	2/28/2009

CRIME VICTIMS COMPENSATION COMMISSION

G.S. 15B-3

Ms. Ellen B. Scouten	8/24/2007	6/30/2011
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**CRIMINAL JUSTICE EDUCATION AND TRAINING
STANDARDS COMMISSION**

G.S. 17C-3(5, 6)

Mr. Richard J. Armstrong	8/24/2007	6/30/2009
Mr. Vernon J. Bryant (Reappointment)	8/24/2007	6/30/2009
(Representative of the Division of Community Correction)		
Hon. James K. Festerman (Reappointment)	8/24/2007	6/30/2009
(Citizen position)		
Mr. Kevin G. Wallace (Reappointment)	8/24/2007	6/30/2009
(Representative of the Division of Community Correction)		

**CRIMINAL JUSTICE INFORMATION NETWORK
GOVERNING BOARD**

G.S. 143-661(b)(2)

Mr. Barker French (Public member)	8/24/2007	6/30/2011
Mr. Donnie O. Holt (Public member)	8/24/2007	6/30/2011

CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD, STATE

G.S. 143B-273.6(a)(2)

Rep. Ray Warren	4/13/2007	6/30/2008
(Filling the unexpired term of Rep. Edward Jones who resigned 1/23/2007)		

DOMESTIC VIOLENCE COMMISSION

143B-394.15

Ms. Maria Pinto	(Reappointment)	9/1/2007	8/31/2009
(Cultural and linguistic minority position)			
Hon. Beverly A. Scarlett		9/1/2007	8/31/2009
(District court judge position)			

DOMESTIC VIOLENCE, JOINT LEGISLATIVE COMMITTEE ON

G.S. 120-267(a)

Rep. Marian N. McLawhorn, Co-Chair	9/18/2007	1/28/2009
(Reappointment)		
Rep. Jean Farmer-Butterfield	9/18/2007	1/28/2009
(Reappointment)		
Rep. Melanie Wade Goodwin	9/18/2007	1/28/2009
Rep. Linda P. Johnson	9/18/2007	1/28/2009
Rep. Garland E. Pierce	(Reappointment)	9/18/2007
Rep. Deborah K. Ross	(Reappointment)	9/18/2007
Rep. Trudi Walend	9/18/2007	1/28/2009
Rep. Ray Warren	9/18/2007	1/28/2009

DROPOUT PREVENTION, COMMITTEE ON

Section 7.32(c)(3) of Session Law 2007-323

Dr. David B. Strahan, Co-Chair	9/14/2007	12/1/2007
Mr. Arnold Dennis	9/20/2007	12/1/2007
(Representative of the Juvenile Justice System)		
Ms. Angella M. Dunston	9/14/2007	12/1/2007
(Representative of the Juvenile Justice System)		
Ms. Patrice A. High	9/14/2007	12/1/2007
(Teacher)		
Ms. Peggy T. Vick	9/14/2007	12/1/2007
(Public member)		
Mr. Bennie Walker	9/14/2007	12/1/2007
(Representative of the business community)		

**DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION,
JOINT LEGISLATIVE COMMISSION ON**

Section 7.32 (f)(1) of Session Law 2007-323

Rep. Earline W. Parmon, Co-Chair	10/10/2007	Final Report
Rep. Dan Blue	10/10/2007	

**DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION,
JOINT LEGISLATIVE COMMISSION ON-Contd.**

Rep. Angela R. Bryant	10/10/2007
Rep. William A. Current, Sr.	10/10/2007
Rep. Susan C. Fisher	10/10/2007
Rep. Bryan R. Holloway	10/10/2007
Rep. Pat B. Hurley	10/10/2007
Rep. Cullie M. Tarleton	10/10/2007

**EASTERN REGION DEVELOPMENT COMMISSION,
NORTH CAROLINA'S**

G.S. 158-35(a)(4)(b)		
Mr. John D. Chaffee (Public member)	(Reappointment) 8/24/2007	6/30/2011
Mr. Billy Wooten (Public member)	(Reappointment) 8/24/2007	6/30/2011

E-NC AUTHORITY

G.S. 143B-437.46		
Mr. Stanley H. Fox (Public member)	1/1/2008	12/31/2009
Mr. Wayne Goodwin (Public member)	1/1/2008	12/31/2010
Mr. Foyle Hightower, Jr. (Public member)	1/1/2008	12/31/2008

ECONOMIC DEVELOPMENT BOARD

G.S. 143B-434(b)		
Rep. Bill Daughtridge	(Reappointment) 9/5/2007	7/1/2011
Rep. Larry D. Hall	9/5/2007	7/1/2011
Rep. Bill Owens	(Reappointment) 9/5/2007	7/1/2011

ECONOMIC DEVELOPMENT CENTER, RURAL

Article V, Section 2 of the By-Laws		
Rep. Bruce Goforth (Resigned 5/31/2007)	(Reappointment) 12/29/2006	12/31/2008
Rep. Howard J. Hunter, Jr. (Deceased 1/7/2007)	12/29/2006	12/31/2008
Rep. Ronnie Sutton (Resigned 6/28/2007)	(Reappointment) 12/29/2006	12/31/2008
Rep. William L. Wainwright (Filling the unexpired term of the late Rep. Howard J. Hunter, Jr.)	2/7/2007	12/31/2008
Dr. Robin G. Cummings (Filling the unexpired term of Rep. Ronnie Sutton)	8/10/2007	12/31/2008
Mr. Charles R. Tolley (Filling the unexpired term of Rep. Bruce Goforth)	8/10/2007	12/31/2008

**ECONOMIC DEVELOPMENT COMMISSION,
NORTHEASTERN NORTH CAROLINA REGIONAL**

G.S. 158-8.2(b)(3)

Hon. Drewery N. Beale (Public member)	(Reappointment) 7/1/2007	6/30/2009
Dr. Zeno L. Edwards, Jr. (Public member)	(Reappointment) 7/1/2006	6/30/2008
Mr. Eddie J. Lynch	8/24/2007	6/30/2009
Hon. Thomas B. Richter	8/24/2007	6/30/2009

**ECONOMIC DEVELOPMENT COMMISSION,
SOUTHEASTERN NORTH CAROLINA REGIONAL**

G.S. 158-8.3

Mr. George Rountree, III	(Reappointment) 8/24/2007	6/30/2011
Mr. Wyatt G. Upchurch	(Reappointment) 8/24/2007	6/30/2011

**ECONOMIC DEVELOPMENT COMMISSION, WESTERN
NORTH CAROLINA**

G.S. 158-8.1(b)(3)

Mr. Eugene W. Ellison (Public member)	(Reappointment) 8/24/2007	6/30/2011
Mr. Reese Lasher (Public member)	8/24/2007	6/30/2011
Mr. Van Phillips (Public member)	(Reappointment) 8/24/2007	6/30/2011
Mr. Harris Prevost (Public member)	8/24/2007	6/30/2011

**ECONOMIC DEVELOPMENT INCENTIVES, JOINT SELECT
COMMITTEE ON**

Rule 26(a) of the Rules of the House of Representatives of the
2007 General Assembly

Rep. Bill Owens, Co-Chair	3/2/2007	12/31/2008
Rep. Jennifer Weiss, Co-Chair	3/2/3007	12/31/2008
Rep. Alma Adams	3/2/2007	12/31/2008
Rep. Nelson Cole	3/2/2007	12/31/2008
Rep. Bill Daughtridge	3/2/2007	12/31/2008
Rep. Pryor Gibson	3/2/2007	12/31/2008
Rep. Mitch Gillespie	3/2/2007	12/31/2008
Rep. Hugh Holliman	3/2/3007	12/31/2008
Rep. Paul Luebke	3/2/2007	12/31/2008
Rep. Joe P. Tolson	3/2/2007	12/31/2008
Rep. William L. Wainwright	3/2/2007	12/31/2008

**ECONOMIC DEVELOPMENT OVERSIGHT, JOINT
LEGISLATIVE COMMITTEE**

G.S. 120-70.132(a)

Rep. Jim Harrell, Co-Chair	(Reappointment) 9/18/2007	1/28/2009
Rep. Margaret Highsmith Dickson	9/18/2007	1/28/2009
Rep. Julia C. Howard	(Reappointment) 9/18/2007	1/28/2009
Rep. Earl Jones	(Reappointment) 9/18/2007	1/28/2009
Rep. Edgar B. Starnes	9/18/2007	1/28/2009
Rep. W. A. "Winkie" Wilkins	9/18/2007	1/28/2009

EDENTON HISTORICAL COMMISSION

G.S. 143B-98

Ms. Ericka Churchill	(Reappointment) 12/4/2007	12/31/2008
Ms. Dianna W. Jessup	(Reappointment) 12/4/2007	12/31/2008
Ms. Katherine Craft Kopp	12/4/2007	12/31/2008
(Filling the unexpired term of Mr. Keith Sorensen)		
Ms. Lou S. Sykes	(Reappointment) 12/4/2007	12/31/2008

EDUCATION COMMISSION OF THE STATES

G.S. 115C-104 Article III

Rep. Marvin W. Lucas	(Reappointment) 8/24/2007	6/30/2008
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**EDUCATION OVERSIGHT COMMITTEE,
JOINT LEGISLATIVE**

G.S. 120-70.80(2)

Rep. Douglas Y. Yongue, Co-Chair	9/26/2007	1/27/2009
	(Reappointment)	
Rep. Larry M. Bell	(Reappointment) 9/26/2007	1/27/2009
Rep. Curtis Blackwood	9/26/2007	1/27/2009
Rep. Rick Glazier	(Reappointment) 9/26/2007	1/27/2009
Rep. Maggie Jeffus	(Reappointment) 9/26/2007	1/27/2009
Rep. Linda P. Johnson	9/26/2007	1/27/2009
Rep. Marvin W. Lucas	(Reappointment) 9/26/2007	1/27/2009
Rep. Marian N. McLawhorn	9/26/2007	1/27/2009
	(Reappointment)	
Rep. Joe P. Tolson	(Reappointment) 9/26/2007	1/27/2009
Rep. Louis M. Pate, Jr.	(Reappointment) 9/26/2007	1/27/2009
Rep. Ray Rapp	9/26/2007	1/27/2009

Advisory - Non-Voting Members

Rep. Tricia A. Cotham	9/26/2007	1/27/2009
Rep. Susan C. Fisher	9/26/2007	1/27/2009
Rep. Edith D. Warren	(Reappointment) 9/26/2007	1/27/2009

ELECTROLYSIS EXAMINERS NORTH CAROLINA BOARD OF

G.S. 88A-5(a)(1)

Ms. Elizabeth Fisher (Reappointment) 9/1/2007 8/31/2010

**EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL,
NORTH CAROLINA**

G.S. 143-507(b)(2)

Mr. Carl R. McKnight 1/1/2007 12/31/2011

**EMERGENCY PREPAREDNESS AND DISASTER
MANAGEMENT RECOVERY, JOINT SELECT COMMITTEE ON**

G.S. 120-19.6

Rep. W. Pete Cunningham, Co-Chair 4/3/2007 12/31/2008

(Resigned effective 12/31/2007)

Rep. Rick Glazier, Vice-Chair 4/3/2007 12/31/2008

Rep. Daniel F. McComas, Vice-Chair 4/3/2007 12/31/2008

Rep. William L. Wainwright, Vice-Chair 4/3/2007 12/31/2008

Rep. Jeff Barnhart 4/3/2007 12/31/2008

Rep. Linda Coleman 5/2/2007 12/31/2008

(Replacing Rep. Bruce Goforth)

Rep. N. Leo Daughtry 4/3/2007 12/31/2008

Rep. Bruce Goforth 4/3/2007 12/31/2008

(Resigned effective 5/2/2007)

Rep. Joe L. Kiser 4/3/2007 12/31/2008

Rep. Grier Martin 4/3/2007 12/31/2008

Rep. Louis M. Pate, Jr. 4/3/2007 12/31/2008

Rep. Ray Rapp 4/3/2007 12/31/2008

Rep. Thom Tillis 4/3/2007 12/31/2008

Rep. Alice Graham Underhill 4/3/2007 12/31/2008

Rep. Roger West 4/3/2007 12/31/2008

Rep. Michael H. Wray 4/3/2007 12/31/2008

**EMPLOYEE HOSPITAL AND MEDICAL BENEFITS
COMMITTEE ON**

G.S. 135-38 (a)(2a)

Rep. Hugh Holliman, Co-Chair 3/29/2007 1/14/2009

Rep. Linda Coleman 3/29/2007 1/14/2009

Rep. Jerry C. Dockham 3/29/2007 1/14/2009

Rep. Beverly M. Earle 3/29/2007 1/14/2009

Rep. Bob England, M.D. 3/29/2007 1/14/2009

Rep. Mitchell S. Setzer 3/29/2007 1/14/2009

ENERGY POLICY COUNCIL

G.S. 113B-3(a)(1)

Rep. Pricey Harrison	5/2/2007	1/31/2009
Rep. Charles C. Thomas	5/2/2007	1/31/2009

ENVIRONMENTAL MANAGEMENT COMMISSION

G.S. 143B-283(d)

Mr. John S. Curry	(Reappointment) 8/24/2007	6/30/2009
Mr. Steven D. Weber	(Reappointment) 8/24/2007	6/30/2009

ENVIRONMENTAL REVIEW COMMISSION

G.S. 120-70.42(b)

Rep. Lucy Allen, Co-Chair	9/18/2007	1/28/2009
Rep. Pryor Gibson, Co-Chair	9/18/2007	1/28/2009
Rep. Jim Harrell, III	(Reappointment) 9/18/2007	1/28/2009
Rep. Pricey Harrison	(Reappointment) 9/18/2007	1/28/2009
Rep. Carolyn H. Justice	(Reappointment) 9/18/2007	1/28/2009
Rep. Edith D. Warren	(Reappointment) 9/18/2007	1/28/2009
Rep. Larry W. Womble	9/18/2007	1/28/2009

ETHICS COMMITTEE, LEGISLATIVE

G.S. 120-99

Rep. Rick Glazier, Co-Chair	2/21/2007	1/15/2009
Rep. Marvin W. Lucas	2/21/2007	1/15/2009
Rep. William C. McGee	2/21/2007	1/15/2009
Rep. Paul Stam	2/21/2007	1/15/2009
Rep. Edith D. Warren	2/21/2007	1/15/2009
Rep. Laura I. Wiley	2/21/2007	1/15/2009

GENERAL STATUTES COMMISSION

G.S. 164-14(a)(6)

Rep. Deborah K. Ross	(Reappointment) 9/5/2007	5/31/2009
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**GEOGRAPHIC INFORMATION COORDINATING COUNCIL,
NORTH CAROLINA**

G.S. 143-726 (c)

Mr. Herbert P. McKim, Jr.	(Reappointment) 2/1/2007	12/31/2007
Ms. Anne W. Payne	(Reappointment) 2/1/2007	12/31/2007
Mr. Ronald C. York	(Reappointment) 2/1/2007	12/31/2007

**GLOBAL CLIMATE CHANGE, JOINT LEGISLATIVE STUDY
COMMISSION ON**

Session Law 2005-442, modified by Session Law 2006-73, Section 11

Rep. Pricey Harrison, Co-Chair	10/4/2007	4/15/2008
Rep. Lucy T. Allen	10/4/2007	4/15/2008
Rep. Charles C. Thomas	10/4/2007	4/15/2008

**GLOBAL TRANSPARK AUTHORITY BOARD OF DIRECTORS,
NORTH CAROLINA**

G.S. 63A-3

Ms. Barbara R. Kornegay	(Reappointment) 8/24/2007	6/30/2011
Mr. Gordon Vermillion	(Reappointment) 8/24/2007	6/30/2011

**GOVERNMENTAL OPERATIONS - SUBCOMMITTEE ON
EDUCATION/HEALTH & HUMAN RESOURCES**

G.S. 120-74

Rep. Maggie Jeffus, Co-Chair	(Reappointment) 9/24/2007	1/15/2009
Rep. Martha B. Alexander	(Reappointment) 9/24/2007	1/15/2009
Rep. Verla Insko	9/24/2007	1/15/2009
Rep. Louis M. Pate, Jr.	9/24/2007	1/15/2009
Rep. Joe P. Tolson	(Reappointment) 9/24/2007	1/15/2009
Rep. Douglas Y. Yongue	(Reappointment) 9/24/2007	1/15/2009

Advisory - Non-Voting Members

Rep. Beverly M. Earle	(Reappointment) 9/24/2007	1/15/2009
Rep. Bob England, M.D.	9/24/2007	1/15/2009
Rep. Rick Glazier	(Reappointment) 9/24/2007	1/15/2009
Rep. Marian N. McLawhorn	(Reappointment) 9/24/2007	1/15/2009
Rep. Ray Rapp	9/24/2007	1/15/2009

**GOVERNMENTAL OPERATIONS - SUBCOMMITTEE ON
JUSTICE AND PUBLIC SAFETY**

G.S. 120-74

Rep. R. Phillip Haire, Co-Chair	(Reappointment) 9/24/2007	1/15/2009
Rep. W. Pete Cunningham	(Reappointment) 9/24/2007	1/15/2009
	(Resigned effective 12/31/2007)	
Rep. Joe L. Kiser	9/24/2007	1/15/2009

Advisory - Non-Voting Members

Rep. Alice L. Bordsen	9/24/2007	1/15/2009
Rep. Jimmy L. Love, Sr.	9/24/2007	1/15/2009

**GOVERNMENTAL OPERATIONS - SUBCOMMITTEE ON
STATEWIDE/CAPITAL/GENERAL GOVERNMENT**

G.S. 120-74

Rep. Henry M. Michaux, Jr., Co-Chair	9/24/2007	1/15/2009
	(Reappointment)	
Rep. Alma Adams	(Reappointment) 9/24/2007	1/15/2009
Rep. William C. "Bill" McGee	9/24/2007	1/15/2009
Rep. Deborah K. Ross	(Reappointment) 9/24/2007	1/15/2009

Advisory - Non-Voting Members

Rep. Bruce Goforth	9/24/2007	1/15/2009
Rep. Alice Graham Underhill	9/24/2007	1/15/2009

**GOVERNMENTAL OPERATIONS - SUBCOMMITTEE ON
NATURAL AND ECONOMIC RESOURCES/TRANSPORTATION**

G.S. 120-74

Rep. Bill Owens, Co-Chair	(Reappointment) 9/24/2007	1/15/2009
Rep. James W. Crawford, Jr.	(Reappointment) 9/24/2007	1/15/2009
Rep. Paul Stam	9/24/2007	1/15/2009

Advisory - Non-Voting Members

Rep. Lorene Coates	(Reappointment) 9/24/2007	1/15/2009
Rep. Nelson Cole	(Reappointment) 9/24/2007	1/15/2009
Rep. Mary E. McAllister	10/12/2007	1/15/2009
Rep. Edith D. Warren	(Reappointment) 9/24/2007	1/15/2009

HEALTH AND WELLNESS TRUST FUND COMMISSION

G.S. 147-86.32(b)(3)(a)

Mr. Paul M. Wiles	(Reappointment) 12/14/2006	6/30/2010
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**HEALTH CARE OVERSIGHT COMMITTEE,
JOINT LEGISLATIVE**

G.S. 120-70.112(a)

Rep. Bob England, M.D., Co-Chair	9/21/2007	1/28/2009
Rep. Martha B. Alexander	9/21/2007	1/28/2009
Rep. Jeff Barnhart	(Reappointment) 9/21/2007	1/28/2009
Rep. William A. Current, Sr.	9/21/2007	1/28/2009
Rep. Beverly M. Earle	(Reappointment) 9/21/2007	1/28/2009
Rep. Jim Gulley	9/21/2007	1/28/2009
Rep. Verla Insko	(Reappointment) 9/21/2007	1/28/2009
Rep. William L. Wainwright	(Reappointment) 9/21/2007	1/28/2009

HEALTH INSURANCE RISK POOL, NORTH CAROLINA

G.S. 58-50-180(b)(2)b

Ms. Elizabeth G. Page	10/10/2007	6/30/2010
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**HEART DISEASE AND STROKE PREVENTION
TASK FORCE, JUSTUS-WARREN**

G.S. 143B-216.60

Rep. Jennifer Weiss	(Reappointment) 8/24/2007	6/30/2009
Rep. Arthur J. Williams	(Reappointment) 8/24/2007	6/30/2009
Rep. Larry W. Womble	(Reappointment) 8/24/2007	6/30/2009
Ms. Denise Barratt	(Reappointment) 8/24/2007	6/30/2009
(Licensed dietician)		
Mr. W. Robert Bizzell	(Reappointment) 8/24/2007	6/30/2009
(Registered pharmacist)		

**HEART DISEASE AND STROKE PREVENTION
TASK FORCE, JUSTUS-WARREN-Contd.**

Ms. Sylvia Coleman (Registered nurse)	(Reappointment) 8/24/2007	6/30/2009
Ms. Karen Ann McCall (Stroke survivor)	(Reappointment) 8/24/2007	6/30/2009
Hon. Norman A. Mitchell, Sr. (County Commissioner)	(Reappointment) 8/24/2007	6/30/2009

HOLOCAUST, NORTH CAROLINA COUNCIL ON THE

G.S. 143A-48.1(b)

Mr. James A. Brenner	(Reappointment) 12/3/2007	6/30/2009
Mrs. Angela Eichhorn	(Reappointment) 12/3/2007	6/30/2009
Ms. Nancy Misenheimer Miller	12/3/2007	6/30/2009
Mr. Thomas Schick	(Reappointment) 12/3/2007	6/30/2009
Mr. Lowell Simon	(Reappointment) 12/3/2007	6/30/2009

HOME INSPECTOR LICENSURE BOARD, NORTH CAROLINA

G.S. 143-151.46(a)(1)

Mr. Terry B. Todd (Public member)	8/24/2007	6/30/2011
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**HOUSING FINANCE AGENCY BOARD OF DIRECTORS,
NORTH CAROLINA**

G.S. 122A-4(c)

Mr. William C. Fitzgerald, III (Experience in a mortgage servicing institution)	(Reappointment) 8/24/2007	6/30/2009
Mr. Paul S. Jaber (Public member)	8/24/2007	6/30/2009
Mr. William C. Lackey, Jr. (Licensed real estate broker)	(Reappointment) 8/24/2007	6/30/2009
Mr. James W. Oglesby (Public member)	8/24/2007	6/30/2009

**INFORMATION TECHNOLOGY, JOINT LEGISLATIVE
OVERSIGHT COMMITTEE ON**

G.S. 120-232(a)(2)

Rep. Joe P. Tolson, Co-Chair	(Reappointment)10/10/2007	1/27/2009
Rep. Debbie A. Clary	(Reappointment)10/10/2007	1/27/2009
Rep. Mark K. Hilton	(Reappointment)10/10/2007	1/27/2009
Rep. Grier Martin	10/10/2007	1/27/2009
Rep. Earline W. Parmon (Resigned effective 11/19/2007)	(Reappointment)10/10/2007	1/27/2009

**INFORMATION TECHNOLOGY, JOINT LEGISLATIVE
OVERSIGHT COMMITTEE ON-Contd.**

Rep. Garland E. Pierce	11/19/2007	1/27/2009
(Replaces Rep. Parmon)		
Rep. Ray Rapp	(Reappointment)10/10/2007	1/27/2009
Rep. Thom Tillis	10/10/2007	1/27/2009
Rep. Russell E. Tucker	(Reappointment)10/10/2007	1/27/2009

INFORMATION TECHNOLOGY ADVISORY BOARD

G.S. 147-33.72G(a1)(a4)		
Ms. Priscilla Dennison	11/13/2007	9/30/2009
Ms. Dede F. Ramoneda	11/13/2007	9/30/2008

**INHERENTLY DANGEROUS ANIMALS, JOINT SELECT
COMMITTEE ON**

G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the
House of Representatives of the 2007 General Assembly

Rep. Earl Jones, Co-Chair	12/13/2007	12/31/2008
Rep. Marilyn Avila	12/13/2007	12/31/2008
Rep. Ken R. Furr	12/13/2007	12/31/2008
Rep. Arthur Williams	12/13/2007	12/31/2008

**INSTITUTE OF MEDICINE TASK FORCE STUDY OF
SUBSTANCE ABUSE SERVICES IN NORTH CAROLINA**

Section 10.53A.(c) of Session Law 2007-323

Rep. Martha B. Alexander	10/15/2007	Final Report
Rep. Verla Insko	10/15/2007	
Rep. Mary E. McAllister	10/15/2007	
Rep. Wil Neumann	10/15/2007	

INTERNSHIP COUNCIL, NORTH CAROLINA

G.S. 143B-418		
Rep. Paul Luebke	(Reappointment) 12/4/2007	6/30/2009

**INTERSTATE ADULT OFFENDER SUPERVISION,
STATE COUNCIL**

G.S. 148-65.6(a)(5)		
Rep. Carolyn K. Justus	4/13/2007	6/30/2008
(Filling the unexpired term of Rep. Edward Jones who resigned 1/23/2007)		

JUDICIAL STANDARDS COMMISSION

G.S. 7A-375		
Mr. R. Wayne Troutman	1/1/2007	12/31/2008

LEGISLATIVE SERVICES COMMISSION

G.S. 120-31(a)		
Rep. Daniel T. Blue	4/12/2007	12/31/2008
Rep. Harold J. Brubaker	4/12/2007	12/31/2008
Rep. Nelson Cole	4/12/2007	12/31/2008
Rep. Julia C. Howard	4/12/2007	12/31/2008
Rep. Joe L. Kiser	4/12/2007	12/31/2008
Rep. Bill Owens	4/12/2007	12/31/2008
Rep. William L. Wainwright	4/12/2007	12/31/2008

LICENSE TO GIVE TRUST FUND COMMISSION

G.S. 20-7.5(a)(2)		
Mr. Jens Saakvitne	9/14/2007	12/31/2008
(Representative of the North Carolina Eye Bank, Inc.)		
(Filling the unexpired term of Jeannette K. Poole)		

LICENSING BOARDS, LEGISLATIVE COMMITTEE ON NEW

G.S. 120-149.6(a)		
Rep. Jeff Barnhart	3/27/2007	1/15/2009
Rep. Harold J. Brubaker	3/27/2007	1/15/2009
Rep. Earline W. Parmon	3/27/2007	1/15/2009
Rep. Drew Saunders	3/27/2007	1/15/2009

LOCAL GOVERNMENT COMMISSION

G.S. 159-3(a)		
Mr. W. Calvin "Cal" Horton	8/24/2007	6/20/2009
(Public member)		
(Filling the unexpired term of David Huskins)		
Mr. David Huskins (Resigned effective 3/13/2007)		

LOCKSMITH LICENSING BOARD, NORTH CAROLINA

G.S. 74F-5(a)(2)		
Mr. Larry K. Hayes	1/1/2008	12/31/2010
(Locksmith)		

LOTTERY OVERSIGHT COMMITTEE

Session Law 2006-225 and G.S. 18C-172(e)		
Mr. Patrick H. Lambert, Co-Chair	12/27/2006	12/31/2009
Ms. Dorothy Sarah Coplon	12/27/2006	12/31/2009
Ms. Betty Oxendine Mangum	12/27/2006	12/31/2009

**MENTAL HEALTH, DEVELOPMENTAL DISABILITIES AND
SUBSTANCE ABUSE SERVICES, JOINT LEGISLATIVE
OVERSIGHT COMMITTEE ON**

G.S. 120-240(b)(2)

Rep. Verla Insko, Co-Chair	(Reappointment)	9/13/2007	1/28/2009
Rep. Martha B. Alexander	(Reappointment)	9/13/2007	1/28/2009
Rep. Jeff Barnhart	(Reappointment)	9/13/2007	1/28/2009
Rep. Beverly M. Earle	(Reappointment)	9/13/2007	1/28/2009
Rep. Bob England, M.D.	(Reappointment)	9/13/2007	1/28/2009
Rep. Jean Farmer-Butterfield		9/13/2007	1/28/2009
Rep. Carolyn K. Justus		9/13/2007	1/28/2009
Rep. Fred F. Steen, II	(Reappointment)	9/13/2007	1/28/2009

Advisory - Non-Voting Members

Rep. R. Van Braxton		9/13/2007	1/28/2009
Rep. William D. Brisson		9/13/2007	1/28/2009

**MUNICIPAL INCORPORATIONS, JOINT LEGISLATIVE
COMMISSION ON**

G.S. 120-158(b)(2)

Rep. Becky Carney	(Reappointment)	6/7/2007	6/30/2009
Rep. William L. Wainwright	(Reappointment)	6/7/2007	6/30/2009
Hon. Mike Cross		6/7/2007	6/30/2009

NATURAL HERITAGE TRUST FUND BOARD OF TRUSTEES

G.S. 113-77.8(a)

Mr. Henry L. Kitchin	(Reappointment)	1/1/2008	1/1/2014
(Public member)			
Dr. Alan S. Weakley		8/24/2007	1/1/2014

**NURSING BOARD OF DIRECTORS, NORTH CAROLINA
CENTER FOR THE**

G.S. 90-171.71(a)(2)

Ms. Martha Ann Harrell	(Reappointment)	1/1/2007	12/31/2011
(Public member)			
Ms. Stacy Flannery	(Resigned effective 4/26/2007)		
Mr. Edd Nye		8/24/2007	6/30/2008
(Filling unexpired term of Ms. Stacy Flannery)			

NURSING SCHOLARS COMMISSION, NORTH CAROLINA

G.S. 90-171.60

Ms. Connie Moore Corey		8/24/2007	6/30/2011
(Public member)			

PARKS AND RECREATION AUTHORITY, NORTH CAROLINA

G.S. 143B-313.2(a)

Mr. Thomas S. Blue	8/24/2007	6/30/2010
Mr. Robert L. Epting	8/24/2007	6/30/2010
Mr. Edward W. Wood (Public member)	10/4/2007	6/30/2008

PERFORMING ARTS CENTER FOUNDATION, NORTH CAROLINA BLUMENTHAL

Bylaws

Ms. Patricia Cotham	(Reappointment) 10/15/2007	11/30/2009
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PETROLEUM UNDERGROUND STORAGE TANK FUNDS COUNCIL, NORTH CAROLINA

143-215.940(a)

Mr. Bennie Gupton (Owner of a non-commercial petroleum underground storage tank)	(Reappointment) 8/24/2007	6/30/2009
Mr. Waheed Haq (Service station owner)	(Reappointment) 8/24/2007	6/30/2009
Mr. Ralph Heath (Underground storage tank remediation specialist)	(Reappointment) 8/24/2007	6/30/2009
Mr. Lloyd Williams, Jr. (Motor fuel service station dealer)	(Reappointment) 8/24/2007	6/30/2009

PORTS AUTHORITY, NORTH CAROLINA STATE

G.S. 143B-452(e)

Mr. Jesse S. Capel	(Reappointment) 7/1/2007	6/30/2009
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PRINCIPAL FELLOWS COMMISSION, NORTH CAROLINA

G.S. 116-74.41(b)(5)

Dr. George Frazier	8/24/2007	6/30/2011
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PRIVATE PROTECTIVE SERVICES BOARD

G.S. 74C-4(b)

Mr. Mack Donaldson (Licensee under this Chapter)	8/24/2007	6/30/2009
Ms. Sally K. Pleasant (Licensee under this Chapter)	8/24/2007	6/30/2009

PROFESSIONAL EMPLOYER ORGANIZATION ADVISORY COUNCIL

G.S. 58-89A-10.(9)

Mr. William D. English	(Reappointment) 1/1/2008	12/31/2010
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**PROFESSIONAL TEACHING STANDARDS COMMISSION,
NORTH CAROLINA**

G.S. 115C-295.1(c)(3)

Ms. Mary Mack-Bryant	12/4/2007	8/31/2010
Mr. Brian Freeman	(Reappointment) 12/4/2007	8/31/2009
Ms. Allison Ormond	(Reappointment) 12/4/2007	8/31/2008
Ms. Keri Randolph	12/4/2007	8/31/2011

**PROGRAM EVALUATION OVERSIGHT, JOINT LEGISLATIVE
COMMITTEE ON**

G.S. 120-36.15(c)

Rep. James W. Crawford, Jr., Co-Chair	10/8/2007	1/14/2009
Rep. Drew Saunders, Co-Chair	10/8/2007	1/14/2009
Rep. Linda Coleman	10/8/2007	1/14/2009
Rep. Bruce Goforth	10/8/2007	1/14/2009
Rep. Hugh Holliman	10/8/2007	1/14/2009
Rep. Carolyn H. Justice	10/8/2007	1/14/2009
Rep. James H. Langdon, Jr.	10/8/2007	1/14/2009
Rep. David R. Lewis	10/8/2007	1/14/2009
Rep. Paul Luebke	10/8/2007	1/14/2009

PROGRESS BOARD, NORTH CAROLINA

G.S. 143B-372.1(b)(3)

Mr. Ronnie Bryant	12/21/2006	6/30/2010
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PROPERTY TAX COMMISSION

G.S. 105-288

Mr. Wade F. Wilmoth	(Reappointment) 8/24/2007	6/30/2011
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**PUBLIC EMPLOYEE DEFERRED COMPENSATION PLAN,
BOARD OF TRUSTEES OF THE NORTH CAROLINA**

G.S. 143B-426.24

Ms. Janet Pittard	(Reappointment) 7/1/2007	6/30/2009
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PUBLIC HEALTH STUDY COMMISSION

G.S. 120-197(a)

Rep. Bob England, M.D., Co-Chair	10/10/2007	6/30/2008
Rep. Alma Adams	10/10/2007	6/30/2008
Rep. William A. Current, Sr.	10/10/2007	6/30/2008
Rep. Verla Insko	(Reappointment) 10/10/2007	6/30/2008
Rep. Carolyn K. Justus	(Reappointment) 10/10/2007	6/30/2008
Dr. Edward L. Baker, Jr.	(Reappointment) 12/04/2007	6/30/2008
Dr. Evelyn Schmidt	(Reappointment) 12/04/2007	6/30/2008

**PUBLIC OFFICERS AND EMPLOYEES LIABILITY
INSURANCE COMMISSION**

G.S. 58-32.1

Mr. Joseph R. Kluttz (Reappointment) 8/24/2007 6/30/2011

**PUBLIC SCHOOL FORUM OF NORTH CAROLINA
BOARD OF DIRECTORS**

Bylaws

Rep. Larry M. Bell (Reappointment) 6/7/2007 12/31/2008

Rep. Rick Glazier (Reappointment) 6/7/2007 12/31/2008

Rep. Laura I. Wiley 6/7/2007 12/31/2008

Rep. Douglas Y. Yongue (Reappointment) 6/7/2007 12/31/2008

**PUBLIC SCHOOL FUNDING FORMULAS, JOINT LEGISLATIVE
STUDY COMMITTEE ON**

Section 7.42.(a) of Session Law 2007-345

Rep. Rick Glazier, Co-Chair 10/22/2007 Final Report

Rep. Larry M. Bell 10/22/2007

Rep. Curtis Blackwood 10/22/2007

Rep. Bill Faison 10/22/2007

Rep. Bruce Goforth 10/22/2007

Rep. Julia C. Howard 10/22/2007

Rep. William C. "Bill" McGee 10/22/2007

Rep. Ray Rapp 11/27/2007

Rep. Cullie M. Tarleton 10/22/2007

Rep. Laura I. Wiley 10/22/2007

Rep. Douglas Y. Yongue 10/22/2007

**PUBLIC TELECOMMUNICATIONS, NORTH CAROLINA
AGENCY FOR**

G.S. 143B-426.9

Mr. Herbert W. Crenshaw (Reappointment) 7/1/2007 6/30/2009

Mr. James H. Edwards (Reappointment) 7/1/2007 6/30/2009

**RAILROAD COMPANY BOARD OF DIRECTORS,
NORTH CAROLINA**

G.S. 124-6

Mr. Robert W. Griffin (Reappointment) 8/24/2007 6/30/2011

Mr. R. Samuel Hunt, III (Reappointment) 8/24/2007 6/30/2011

REVENUE LAWS STUDY COMMITTEE

G.S. 120-70.105 (a)(2)

Rep. Paul Luebke, Co-Chair (Reappointment) 10/4/2007 1/14/2009

Rep. Harold J. Brubaker (Reappointment) 10/4/2007 1/14/2009

Rep. Pryor Gibson 10/4/2007 1/14/2009

REVENUE LAWS STUDY COMMITTEE-Contd.

Rep. Dewey L. Hill	10/4/2007	1/14/2009
Rep. Daniel F. McComas (Reappointment)	10/4/2007	1/14/2009
Rep. William C. "Bill" McGee	10/4/2007	1/14/2009
Rep. William L. Wainwright (Reappointment)	10/4/2007	1/14/2009
Rep. Jennifer Weiss	10/4/2007	1/14/2009

Advisory - Non-Voting Member

Rep. Becky Carney (Reappointment)	10/4/2007	1/14/2009
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ROANOKE ISLAND COMMISSION

G.S. 143B-131.1

Mr. O. Rolf Blizzard, III (Reappointment)	10/1/2007	9/30/2009
Mr. Thomas E. Brooks (Reappointment)	10/1/2007	9/30/2009
Mr. Walter E. Daniels (Reappointment)	10/1/2007	9/30/2009

RULES REVIEW COMMISSION

G.S. 143B-30.1

Ms. Jennie Jarrell Hayman (Reappointment)	7/1/2007	6/30/2009
Hon. Clarence E. Horton, Jr. (Public member)	8/24/2007	6/30/2009
Mr. Daniel F. McLawhorn (Public member)	8/24/2007	6/30/2009

SCHOOL TECHNOLOGY, COMMISSION ON

G.S. 115C-102.5(b)(7)

Rep. Joe P. Tolson, Co-Chair (Reappointment)	11/20/2007	6/30/2009
Rep. Earl Jones	11/20/2007	6/30/2009
Mr. John Edward Howard, Sr.	12/04/2007	6/30/2009
Dr. Arthur Kamm (Reappointment)	12/04/2007	6/30/2009

SCIENCE AND MATHEMATICS, BOARD OF TRUSTEES OF THE NORTH CAROLINA SCHOOL OF

G.S. 116-233 (a)(6)

Ms. Shirley Ann Hise (Resigned effective 12/31/2006)		
Dr. Richard J. Richardson (Public member)	8/24/2007	6/30/2009
Mr. Hughley B. Spruill, Sr. (Public member)	8/24/2007	6/30/2009

SCIENCE AND TECHNOLOGY, NORTH CAROLINA BOARD OF

G.S. 143B-472.80

Mr. W. Hugh Thompson (Public member)	8/24/2007	6/30/2009
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SEAFOOD AND AQUACULTURE, JOINT LEGISLATIVE COMMISSION ON

G.S. 120-70.61

Rep. William L. Wainwright, Co-Chair	10/4/2007	1/28/2009
(Reappointment)		
Rep. Dewey L. Hill	(Reappointment) 10/4/2007	1/28/2009
Rep. Bonner L. Stiller	(Reappointment) 10/4/2007	1/28/2009
Rep. Alice Graham Underhill	10/4/2007	1/28/2009
(Reappointment)		

SEAFOOD INDUSTRIAL PARK AUTHORITY, NORTH CAROLINA

G.S. 113-315.25

Ms. Gwen A. White	8/24/2007	6/30/2009
(Public member)		

SENTENCING AND POLICY ADVISORY COMMISSION, NORTH CAROLINA

G.S. 164-37(12)

Rep. Alice L. Bordsen	12/14/2007	6/30/2009
Rep. Karen B. Ray	10/22/2007	6/30/2009
Rep. Timothy L. Spear	10/22/2007	6/30/2009
Mr. Morris McKnight	(Reappointment) 10/22/2007	6/30/2009
(Member of the business community)		

SOIL SCIENTISTS, NORTH CAROLINA BOARD FOR LICENSING

G.S. 89F-4(a)(4)

Mr. John B. Allison	(Reappointment) 8/24/2007	6/30/2010
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STATE AND LOCAL FISCAL MODERNIZATION STUDY COMMISSION

Session Law 2006-248

Rep. Linda Coleman	12/11/2006	5/1/2007
Dr. Wilhelmenia I. Rembert	12/11/2006	5/1/2007

STATE BANKING COMMISSION

G.S. 53-92(b)

Mr. R. A. "Bob" Southerland	8/24/2007	6/30/2011
(Member of the borrowing public)		

STATE CAPITOL FOUNDATION, INC.

By-laws

Rep. Becky Carney	(Reappointment) 12/29/2006	12/31/2008
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STATE CONSUMER AND FAMILY ADVISORY COMMITTEE

G.S. 122C-171(b)(2)(3)

Mr. Dick Taylor, Jr. (Reappointment) 8/10/2007 6/30/2010

STATE ETHICS COMMISSION

Session Law 2006-201

Ms. Barbara K. Allen 1/1/2007 12/31/2010

Mr. William P. Pope 1/1/2007 12/31/2008

(Filling the unexpired term of Mrs. Wilma Sherrill)

STATE FIRE AND RESCUE COMMISSION

G.S. 58-78-1(a)(3)

Mr. John Wayne Strowd, Jr. 8/24/2007 6/30/2010

STATE LIBRARY COMMISSION

143B-91(a)

Ms. Rhoda L. Berkowitz 7/17/2007 6/30/2011

STATE LOTTERY COMMISSION, NORTH CAROLINA

G.S. 18C-112(c)

Hon. Max O. Cogburn, Jr. (Reappointment) 9/1/2007 8/31/2012

(Public member with retail experience)

STATE WATER INFRASTRUCTURE COMMISSION

G.S. 159G-65(b)(13)

Rep. Bill Owens (Reappointment) 12/4/2007 12/31/2009

**TEACHER ACADEMY BOARD OF TRUSTEES,
NORTH CAROLINA**

G.S. 116-30.01(c)(6)

Ms. Michelle Capen 8/24/2007 6/30/2011

Ms. Monica Lowry Graham 8/24/2007 6/30/2011

**TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE
MAJOR MEDICAL PLAN, BOARD OF TRUSTEES OF THE**

G.S. 135-39(c)

Ms. Lacey P. Barnes (Reappointment) 8/24/2007 6/30/2009

**TEACHERS AND STATE EMPLOYEE'S RETIREMENT SYSTEM
BOARD OF TRUSTEES**

G.S. 135-6

Mr. Alfred J. Hackney, Jr. 8/24/2007 6/30/2009

(Filling the unexpired term of Mr. Edward S. Goode, Jr.)

TEACHING FELLOWS COMMISSION, NORTH CAROLINA

G.S. 115C-363.23

Dr. Thomas Dowell (Public member)	(Reappointment) 8/24/2007	6/30/2011
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THERAPEUTIC RECREATION CERTIFICATION, NORTH CAROLINA STATE BOARD

G.S. 90C-23(a)(1)

Mr. Bunkey Morgan (Public member)	8/24/2007	6/30/2010
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TRANSPORTATION DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESSES PROGRAM, JOINT LEGISLATIVE COMMISSION ON THE DEPARTMENT OF

G.S. 120-271(1)

Rep. William L. Wainwright, Co-Chair (Reappointment)	11/7/2007	6/30/2009
Rep. Lucy T. Allen (Reappointment)	11/7/2007	6/30/2009
Rep. W. Pete Cunningham (Resigned effective 12/31/2007)	(Reappointment) 11/7/2007	6/30/2009
Rep. Earline W. Parmon (Reappointment)	11/7/2007	6/30/2009
Rep. Michael H. Wray	11/7/2007	6/30/2009

TRANSPORTATION OVERSIGHT COMMITTEE, JOINT LEGISLATIVE

G. S. 120-70.50

Rep. Nelson Cole, Co-Chair (Reappointment)	10/10/2007	1/15/2009
Rep. Cary D. Allred (Reappointment)	10/10/2007	1/15/2009
Rep. Becky Carney (Reappointment)	10/10/2007	1/15/2009
Rep. Lorene Coates (Reappointment)	10/10/2007	1/15/2009
Rep. James W. Crawford, Jr. (Reappointment)	10/10/2007	1/15/2009
Rep. Mitch Gillespie	10/10/2007	1/15/2009
Rep. Ty Harrell	10/10/2007	1/15/2009
Rep. Daniel F. McComas (Reappointment)	10/10/2007	1/15/2009
Rep. Drew Saunders (Reappointment)	10/10/2007	1/15/2009
(Advisory – Non-Voting Members)		
Rep. Lucy T. Allen	10/10/2007	1/15/2009
Rep. Earl Jones (Reappointment)	10/10/2007	1/15/2009

TRAUMATIC BRAIN INJURY ADVISORY COUNCIL NORTH CAROLINA

G.S. 143B-216.66(a)(2)(a)

Ms. Anne King (Reappointment)	10/1/2007	9/30/2011
Ms. Elizabeth Stock Newlin (Reappointment)	10/1/2007	9/30/2011
Dr. Scott G. Segraves (Reappointment)	10/1/2007	9/30/2011

TRAVEL AND TOURISM BOARD OF NORTH CAROLINA

G.S. 143B-434.1(c)(11)

Rep. R. Phillip Haire	10/22/2007	12/31/2008
Rep. Alice Graham Underhill	10/22/2007	12/31/2008
Mr. John P. Meroski (Public member)	10/22/2007	12/31/2008
Mr. Davin P. Olsen	12/19/2007	12/31/2008

TURNPIKE AUTHORITY, NORTH CAROLINA

G.S. 136-89.182(c)

Mr. William C. Lackey, Jr. (Filling the unexpired term of Allan Dameron)	2/8/2007	1/14/2009
Mr. David Redwine (Public member)	1/15/2007	1/14/2011

UNIVERSITY OF NORTH CAROLINA CENTER FOR PUBLIC TELEVISION, BOARD OF TRUSTEES OF THE

G.S. 116-37.1

Mr. Clement Geitner	8/24/2007	6/30/2009
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UTILITY REVIEW COMMITTEE, JOINT LEGISLATIVE

G.S. 120-70.2

Rep. Drew Saunders, Co-Chair (Reappointment)	9/21/2007	1/28/2009
Rep. Harold J. Brubaker (Reappointment)	9/21/2007	1/28/2009
Rep. Angela R. Bryant	9/21/2007	1/28/2009
Rep. Dale R. Folwell	9/21/2007	1/28/2009
Rep. Pricey Harrison	9/21/2007	1/28/2009

WELL CONTRACTORS CERTIFICATION COMMISSION

G.S. 143B-301.12(a)(2)

Mr. Tarrell B. Graham (Resident of a county west of I-95)	8/24/2007	6/30/2010
Mr. Raymond W. Magette (Reappointment) (Resident of a county east of I-95)	8/24/2007	6/30/2010

WILDLIFE RESOURCES COMMISSION

G.S. 143-241

Mr. Charles W. Bennett (Reappointment)	8/24/2007	6/30/2009
Mr. Mitch St. Clair (Public member)	8/24/2007	6/30/2009
Dr. Timothy J. Langer (Public member)	8/24/2007	6/30/2009
Mr. Durwood S. Laughinghouse (Reappointment)	8/24/2007	6/30/2009

WIRELESS 911 BOARD

G.S. 62A-22(a)(2)

Hon. Alan Cloninger (Sheriff position)	8/24/2007	6/30/2009
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Mr. Jerry O. Jones (CMRS provider licensed to do business in North Carolina)	8/24/2007	6/30/2009
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North Carolina House of Representatives

Office of the Speaker

**TO THE HONORABLE MEMBERS OF THE NORTH CAROLINA
HOUSE OF REPRESENTATIVES**

**HOUSE INTERIM STUDY COMMITTEE ON
CAPITAL PUNISHMENT**

Creation of the House Interim Study Committee on Capital Punishment

Section 1. Pursuant to the authority vested in me by North Carolina General Statute (G.S.) 120-19.6(a1), I hereby establish the: **House Interim Study Committee on Capital Punishment**, hereafter referred to as "Study Committee."

Section 2. The Study Committee shall be composed of the twenty-six members listed below.

Representative Joe Hackney, Co-Chair	Representative Beverly Earle, Co-Chair
Representative W. Pete Cunningham, Vice-Chair	Representative Daniel McComas
Representative Jeffrey L. Barnhart	Representative Henry M. Michaux, Jr.
Representative Walter G. Church, Sr.	Representative Bill Owens
Representative Nelson Cole	Representative Earline W. Parmon
The Honorable Arlie F. Culp	The Honorable Wilma M. Sherrill
The Honorable Rick L. Eddins	Representative Bonner L. Stiller
Representative Richard B. Glazier	Representative Ronnie N. Sutton
Representative Pricey Harrison	Representative Joe P. Tolson
Representative L. Hugh Holliman	The Honorable Douglas S. Vinson
Representative Marvin W. Lucas	Representative William L. Wainwright
Representative Paul Luebke	Representative Jennifer Weiss
Representative Roger West	Representative W. A. Wilkins

Section 3. The Study Committee may study all aspects of capital punishment. The study shall include an examination and report on:

- (1) The adequacy of counsel in all stages of capital cases and the sufficiency of guidelines for the appointment and performance of such counsel appointed prior to the enactment of current guidelines and qualifications.
- (2) The process for judicial review of the merits of constitutional claims in State post-conviction and federal habeas corpus proceedings.
- (3) Any disproportionate racial impact from any aspect of capital case processing.
- (4) Whether there is discrimination in capital sentencing on the basis of the victim or defendant's race.
- (5) Prosecutorial misconduct as a factor in the imposition of the death penalty.
- (6) The presence of innocent persons on death row.
- (7) Whether the felony murder rule should be applied in capital cases.
- (8) Any other appropriate or relevant subject.

Section 4. The Study Committee shall meet upon the call of its Chairs. A quorum of the Study Committee shall be twenty-six members.

Section 5. The expenses of the Study Committee including per diem, subsistence, travel allowances, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations.

Section 6. The members of the Study Committee serve at the pleasure of the Speaker of the House. The Speaker of the House may dissolve the Study Committee at any time.

Section 7. The Legislative Services Office shall assign professional and clerical staff to the assist the Study Committee in its work. The House of Representatives' Director of Legislative Assistants shall assign clerical support staff to the Study Committee.

Section 8. The Study Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The Study Committee may contract for professional, clerical, or consultant services as provided by G.S. 120-32.02.

Section 9. The Study Committee may meet at various locations around the State in order to promote greater public participation in its deliberations. The Legislative Services Commission shall grant adequate meeting space to the Study Committee in the State Legislative Building or the Legislative Office Building.

Section 10. The Study Committee shall submit a final written report of its findings and recommendations on or before February 9, 2007. All reports shall be filed with the Speaker of the House of Representatives and the Legislative Librarian. Upon the earlier of the filing its final report or February 9, 2007, the Study Committee shall terminate.

Effective this 9th day of November, 2005.

/S/ Joe Hackney
Speaker, North Carolina House of Representatives

Revised January 26, 2007 to authorize an additional meeting.

North Carolina House of Representatives

Office of the Speaker

**TO THE HONORABLE MEMBERS OF THE NORTH CAROLINA
HOUSE OF REPRESENTATIVES**

HOUSE SELECT COMMITTEE ON MUNICIPAL ANNEXATION

Section 1. The House Select Committee on Municipal Annexation (hereinafter "Committee") is established by the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

Section 2. The Committee consists of the 12 members listed below, appointed by the Speaker of the House of Representatives. The Speaker of the House of Representatives shall designate two co-chairs. Members serve at the pleasure of the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Committee at any time.

Representative Bruce Goforth, Co-Chair
Representative Paul Luebke, Co-Chair
Representative Larry R. Brown
Representative Nelson Dollar
Representative Earl Jones

Representative Louis M. Pate, Jr.
Representative Edgar V. Starnes
Representative Fred F. Steen, II
Representative Russell E. Tucker
Representative Trudi Walend
Mr. Douglas Aitken, Moore County
Ms. Judith Welch Wegner, Orange County

Section 3. The Committee shall study the topic of municipal annexation in North Carolina. As a part of its study, the Committee shall examine the current State law on municipal annexation and its application, reports of prior legislative committees that have examined this subject, and whether any changes are needed to the State's current annexation statutes.

Section 4. The Committee shall meet upon the call of its Co-Chairs. A quorum of the Committee shall be eight members.

Section 5. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and Article 5A of Chapter 120 of the General Statutes.

Section 6. Members of the Committee shall receive per diem, subsistence, and travel allowance as provided in G.S. 120-3.1.

Section 7. The expenses of the Committee including per diem, subsistence, travel allowances for Committee members, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker of the House of Representatives pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations. Individual expenses of \$5,000 or less, including per diem, travel, and subsistence expenses of members of the Committee, and clerical expenses shall be paid upon the authorization of the Co-Chairs of the Committee. Individual expenses in excess of \$5,000 shall be paid upon the written approval of the Speaker of the House of Representatives.

Section 8. The Legislative Services Officer shall assign professional and clerical staff to assist the Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Committee.

Section 9. The Committee may meet at various locations around the State in order to promote greater public participation in its deliberations. The Legislative Services Commission shall grant adequate meeting space to the Committee in the State Legislative Building or the Legislative Office Building.

Section 10. The Committee may submit an interim report on the results of the study, including any proposed legislation, on or before May 1, 2008, by filing a copy of the report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee shall submit a final report on the results of its study, including any proposed legislation, to the members of the House of Representatives on or before December 31, 2008, by filing the final report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee terminates on December 31, 2008, or upon the filing of its final report, whichever occurs first.

Effective this 15th day of November, 2007.

/S/ Joe Hackney
Speaker

North Carolina House of Representatives

Office of the Speaker

**TO THE HONORABLE MEMBERS OF THE NORTH CAROLINA
HOUSE OF REPRESENTATIVES**

**HOUSE SELECT COMMITTEE ON RISING HOME
FORECLOSURES**

Section 1. The House Select Committee on Rising Home Foreclosures (hereinafter "Committee") is established by the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

Section 2. The Committee consists of the 20 members listed below, appointed by the Speaker of the House of Representatives. Members serve at the pleasure of the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Committee at any time.

Representative Dan Blue, Co-Chair
Representative Walter G. Church, Sr., Co-Chair
Representative Martha B. Alexander
Representative Lucy T. Allen
Representative Harold J. Brubaker
Representative Becky Carney
Representative W. Pete Cunningham
Representative Margaret Highsmith Dickson
Representative W. Robert Grady

Representative Larry D. Hall
Representative Dewey L. Hill
Representative Ric Killian
Representative Daniel F. McComas
Representative Henry M. Michaux, Jr.
Representative Drew Saunders
Representative Timothy L. Spear
Representative Fred F. Steen, II
Representative Ronnie Sutton
Representative Jennifer Weiss
Representative Larry Womble

Section 3. The Committee shall study the causes of home foreclosures in North Carolina and the appropriate role of State government in helping homeowners remain in their residences. The Committee shall:

1. Review the growing problem of home foreclosures across North Carolina.
2. Identify the causes of the rise in home foreclosures and determine whether industry workers are contributing to the problem.
3. Evaluate mortgage and borrowing trends to help first time homebuyers obtain mortgages.
4. Consider ways of collaborating with the State's banking community to prevent a loss of public confidence in the mortgage lending industry.
5. Identify other trends in home foreclosures, including national trends and the appropriate role of the federal government in addressing this issue.
6. Consider counties' ability to provide information on each foreclosed loan.
7. Review any other issue relevant to rising home foreclosures.

Section 4. The Committee shall meet upon the call of its Co-chairs. A quorum of the Committee shall be a majority of its members.

Section 5. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and Article 5A of Chapter 120 of the General Statutes.

Section 6. Members of the Committee shall receive per diem, subsistence, and travel allowance as provided in G.S. 120-3.1.

Section 7. The expenses of the Committee including per diem, subsistence, travel allowances for Committee members, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker of the House of Representatives pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations. Individual expenses of \$5,000 or less, including per diem, travel, and subsistence expenses of members of the Committee, and clerical expenses shall be paid upon the authorization of a Co-Chair of the Committee. Individual expenses in excess of \$5,000 shall be paid upon the written approval of the Speaker of the House of Representatives.

Section 8. The Legislative Services Officer shall assign professional and clerical staff to assist the Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Committee.

Section 9. The Committee may meet at various locations around the State in order to promote greater public participation in its deliberations. The Legislative Services Commission shall grant adequate meeting space to the Committee in the State Legislative Building or the Legislative Office Building.

Section 10. The Committee may submit an interim report on the results of the study, including any proposed legislation, on or before May 1, 2008, by filing a copy of the report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee shall submit a final report on the results of its study, including any proposed legislation, to the members of the House of Representatives on or before December 31, 2008, by filing the final report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee terminates on December 31, 2008, or upon the filing of its final report, whichever occurs first.

Effective this 15th day of November, 2007.

/S/ Joe Hackney
Speaker

North Carolina House of Representatives

Office of the Speaker

**TO THE HONORABLE MEMBERS OF THE NORTH CAROLINA
HOUSE OF REPRESENTATIVES**

HOUSE SELECT COMMITTEE ON STREET GANG PREVENTION

Section 1. The House Select Committee on Street Gang Prevention (hereinafter "Committee") is established by the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

Section 2. The Committee consists of the 14 members listed below, appointed by the Speaker of the House of Representatives. Members serve at the pleasure of the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Committee at any time.

Representative Henry M. Michaux, Jr., Chair
Representative Alma Adams
Representative Dan Blue
Representative Debbie A. Clary
Representative Nelson Cole
Representative Tricia Cotham
Representative James W. Crawford, Jr.
Representative William A. Current, Sr.
Representative Margaret Highsmith Dickson
Representative Beverly Earle
Representative Phillip Frye
Representative Earl Jones
Representative Marian N. McLawhorn
Representative Tracy Walker

Section 3. The Committee shall study effective ways to combat gang violence. The Committee shall:

1. Identify the extent of gang presence in North Carolina.
2. Examine patterns of criminal gang activity and the organized nature of street gangs.
3. Consider measures, such as increased criminal penalties, to prevent gang violence.
4. Identify strategies for establishing focused and effective prosecutions of criminal gang activity.
5. Evaluate successful anti-gang programs in North Carolina and in other states.
6. Consider the impact of gangs on the State's corrections system.
7. Study any other issue the Committee deems relevant.

Section 4. The Committee shall meet upon the call of its Chair. A quorum of the Committee shall be a majority of its members.

Section 5. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and Article 5A of Chapter 120 of the General Statutes.

Section 6. Members of the Committee shall receive per diem, subsistence, and travel allowance as provided in G.S. 120-3.1.

Section 7. The expenses of the Committee including per diem, subsistence, travel allowances for Committee members, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker of the House of Representatives pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations. Individual expenses of \$5,000 or less, including per diem, travel, and subsistence expenses of members of the Committee, and clerical expenses shall be paid upon the authorization of the Chair of the Committee. Individual expenses in excess of \$5,000 shall be paid upon the written approval of the Speaker of the House of Representatives.

Section 8. The Legislative Services Officer shall assign professional and clerical staff to assist the Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Committee.

Section 9. The Committee may meet at various locations around the State in order to promote greater public participation in its deliberations. The Legislative Services Commission shall grant adequate meeting space to the Committee in the State Legislative Building or the Legislative Office Building.

Section 10. The Committee may submit an interim report on the results of the study, including any proposed legislation, on or before May 1, 2008, by filing a copy of the report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee shall submit a final report on the results of its study, including any proposed legislation, to the members of the House of Representatives on or before December 31, 2008, by filing the final report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee terminates on

December 31, 2008, or upon the filing of its final report, whichever occurs first.

Effective this 15th day of November, 2007.

/S/ Joe Hackney
Speaker

North Carolina House of Representatives

Office of the Speaker

**TO THE HONORABLE MEMBERS OF THE NORTH CAROLINA
HOUSE OF REPRESENTATIVES**

HOUSE SELECT COMMITTEE ON LICENSING MIDWIVES

Section 1. The House Select Committee on Licensing Midwives (hereinafter "Committee") is established by the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

Section 2. The Committee consists of the 12 members listed below, appointed by the Speaker of the House of Representatives. Members serve at the pleasure of the Speaker. The Speaker may dissolve the Committee at any time.

Representative Bob England, M.D., Co-Chair
Representative Marian N. McLawhorn, Co-Chair
Representative Alma Adams
Representative William A. Current, Sr.
Representative Ty Harrell
Representative Wil Neumann
Representative Charles C. Thomas
Representative W. A. "Winkie" Wilkins
Ms. Becky Bagley, Pitt County
Ms. Kathy Higgins, Orange County
Ms. Caron Jones, Chatham County
Ms. Ginny Williams, Beaufort County

Section 3. The Committee shall study the needs of North Carolinians who choose to give birth at home and consider allowing the licensing of Certified Professional Midwives.

Section 4. The Committee shall meet upon the call of its Co-Chairs. A quorum of the Committee shall be a majority of its members.

Section 5. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and Article 5A of Chapter 120 of the General Statutes.

Section 6. Members of the Committee shall receive per diem, subsistence, and travel allowance as provided in G.S. 120-3.1.

Section 7. The expenses of the Committee including per diem, subsistence, travel allowances for Committee members, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker of the House of Representatives pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations. Individual expenses of \$5,000 or less, including per diem, travel, and subsistence expenses of members of the Committee, and clerical expenses shall be paid upon the authorization of the Co-Chair of the Committee. Individual expenses in excess of \$5,000 shall be paid upon the written approval of the Speaker of the House of Representatives.

Section 8. The Legislative Services Officer shall assign professional and clerical staff to assist the Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Committee.

Section 9. The Committee may meet at various locations around the State in order to promote greater public participation in its deliberations. The Legislative Services Commission shall grant adequate meeting space to the Committee in the State Legislative Building or the Legislative Office Building.

Section 10. The Committee may submit an interim report on the results of the study, including any proposed legislation, on or before May 1, 2008, by filing a copy of the report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee shall submit a final report on the results of its study, including any proposed legislation, to the members of the House of Representatives on or before December 31, 2008, by filing the final report with the Office of the Speaker of the House of Representatives, the House

Principal Clerk, and the Legislative Library. The Committee terminates on December 31, 2008, or upon the filing of its final report, whichever occurs first.

Effective this 3rd day of December, 2007.

/S/ Joe Hackney,
Speaker

North Carolina House of Representatives

Office of the Speaker

**TO THE HONORABLE MEMBERS OF THE NORTH CAROLINA
HOUSE OF REPRESENTATIVES**

**HOUSE SELECT COMMITTEE ON ADOPTEE
BIRTH CERTIFICATES**

Section 1. The House Select Committee on Adoptee's access to their Birth Certificates (hereinafter "Committee") is established by the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

Section 2. The Committee consists of the 14 members listed below, appointed by the Speaker of the House of Representatives. Members serve at the pleasure of the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Committee at any time.

Representative Margaret Dickson, Chair
Representative Nelson Dollar
Representative Jean Farmer-Butterfield
Representative Melanie Wade Goodwin
Representative Ty Harrell
Representative Pricey Harrison
Representative George Holmes
Representative Earline Parmon
Representative Garland Pierce
Representative Tracy Walker
Representative Jennifer Weiss
Representative W.A. Wilkins
Mr. James T. Bryan, III Orange County
Margaret Arbuckle, Ph.D. Guilford County

Section 3. The Committee may study issues related to adult adoptees having access to their original birth certificates. The Committee may consider:

1. The laws of states that allow an adult adoptee access to the adoptee's original birth certificate.
2. The impact of contact preference forms in the states that allow adult adoptees to access their original birth certificates.
3. The actual number of sealed adoption records in North Carolina and the anticipated number of original birth certificates that would be requested if North Carolina provided access to original birth certificates.
4. Legal challenges in other states relating to confidentiality issues with respect to adoption.
5. The history of the sealed adoption records in North Carolina.
6. Abortion and adoption rate comparisons in states with access to original birth certificates.
7. Whether an adult adoptee should be 21 years of age to access his or her original birth certificate.
8. Whether the term "just cause" needs to be defined with respect to persons needing to petition the court system.
9. Whether siblings should be allowed in the confidential intermediary process.
10. Whether other family members should be allowed to act with the confidential intermediary if the birthmother is deceased.
11. Access to the birth information by persons adopted prior to the legal sealing of adoption records.
12. Any other issues the Committee considers relevant to this topic.

Section 4. The Committee shall meet upon the call of its Chair. A quorum of the Committee shall be a majority of its members.

Section 5. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and Article 5A of Chapter 120 of the General Statutes.

Section 6. Members of the Committee shall receive per diem, subsistence, and travel allowance as provided in G.S. 120-3.1.

Section 7. The expenses of the Committee including per diem, subsistence, travel allowances for Committee members, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker of the House of Representatives pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations.

Section 8. The Legislative Services Officer shall assign professional and clerical staff to assist the Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Committee.

Section 9. The Committee may meet at various locations around the State in order to promote greater public participation in its deliberations. The Legislative Services Commission shall grant adequate meeting space to the Committee in the State Legislative Building or the Legislative Office Building.

Section 10. The Committee may submit an interim report on the results of the study, including any proposed legislation, on or before May 1, 2008, by filing a copy of the report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee shall submit a final report on the results of its study, including any proposed legislation, to the members of the House of Representatives on or before December 31, 2008, by filing the final report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee terminates on December 31, 2008, or upon the filing of its final report, whichever occurs first.

Effective this 11th day of December, 2007.

/S/ Joe Hackney
Speaker

North Carolina House of Representatives

Office of the Speaker

**TO THE HONORABLE MEMBERS OF THE NORTH CAROLINA
HOUSE OF REPRESENTATIVES**

**HOUSE SELECT COMMITTEE TO INVESTIGATE ALLEGED
MISCONDUCT AND OTHER MATTERS INCLUDED IN
INDICTMENTS AGAINST REPRESENTATIVE THOMAS E. WRIGHT**

Whereas, the State Board of Elections conducted a hearing on May 15, 2007, to consider allegations and evidence of alleged violations by Representative Thomas E. Wright of campaign finance regulations and other possible criminal wrongdoing; and

Whereas, after that hearing the State Board of Elections referred the matter to the Wake County District Attorney to consider criminal charges against Representative Wright; and

Whereas, on May 21, 2007, the Speaker requested the Legislative Ethics Committee investigate the alleged violation of the Legislative Ethics Act or the criminal law, or both, by Representative Wright; and

Whereas, on December 10, 2007, the Wake County Grand Jury indicted Representative Wright on six felony charges: five of obtaining property by false pretenses and one of obstruction of justice; and

Whereas, on December 12, 2007, the Legislative Ethics Committee made to the House of Representatives and to the Speaker of the House of Representatives the following initial report of that Committee's findings in its ongoing investigation:

"The Legislative Ethics Committee has considered the indictments rendered by the grand jury sitting in Wake County in the matter of State of North Carolina v. Thomas E. Wright, contained in criminal files 07 CRS 84372, 84373, 84374, 84375, 84376 and 84377, charging felonies of obtaining property by false pretenses and a felony of obstruction of justice with respect to campaign finance reports.

Having considered the evidence presently available to it and having assumed that evidence to be true, the Committee has concluded that under the Legislative Ethics Act as it existed at the time the matters in these indictments are alleged to have occurred, the Committee's jurisdiction under the then existing law would not reach the matters alleged in the indictments.

However, the Committee finds that, if true, the acts alleged in the indictments are unethical and warrant such action as the House of Representatives may determine.

The Committee refers the specific matters contained in Wake County criminal files 07 CRS 84372, 84373, 84374, 84375, 84376 and 84377 to the North Carolina House of Representatives for such action as the House deems appropriate under Article II, § 20, of the North Carolina Constitution. The Committee notes that the jurisdiction of the House of Representatives in this matter is broader than that which is statutorily granted to the Committee under the former Legislative Ethics Act."; and

Whereas, the Legislative Ethics Committee continues to have jurisdiction over matters related to its powers under Article 14 of Chapter 120 and the conduct of Representative Wright and may make further reports to the House of Representatives and the Speaker of the House of Representatives; and

Whereas, Article II, Section 20, of the North Carolina Constitution requires each house of the General Assembly to be the judge of the qualifications of its members; and

Whereas, Article VI, Section 8, of the North Carolina Constitution provides that a member of the General Assembly is disqualified from his or her office if adjudged guilty of treason, any other felony, or corruption or malpractice in any office; and

Whereas, the House of Representatives possesses the inherent power of a legislative body to discipline its members for violations of its rules, for unlawful behavior, for unethical conduct, for corruption or malpractice in office, for violations of the oath of office, and for offenses injurious to the House; and

Whereas, it is now necessary for the House of Representatives to investigate the matters alleged in the indictments against Representative Wright and other allegations of misconduct in order to determine their truth and, if so, to determine his qualifications to continue to hold office as a member of the House of Representatives as required by the Constitution; and

Whereas, it is now necessary for the House of Representatives to investigate the matters alleged in the indictments against Representative Wright and other allegations of misconduct in order to determine their truth and, if so, to determine whether his conduct violates the rules of the House, violates his oath of office, is unlawful or unethical, is corrupt or constitutes malpractice in office, is abuse of office, or is injurious to the House, and whether within the inherent powers to discipline its members the House of Representatives shall impose any sanctions against Representative Wright;

Now therefore,

Section 1. The **House Select Committee to Investigate Alleged Misconduct and Other Matters Included in Indictments Against Representative Thomas E. Wright** is established by the Speaker as a select committee of the House pursuant to G.S. 120-19.6(a) and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly.

Section 2. The Select Committee consists of six House members. The individuals listed below are appointed as members of the Select Committee. Members serve at the pleasure of the Speaker of the House of Representatives.

Representative Rick Glazier, Chair
Representative Paul Stam, Vice Chair
Representative Marvin W. Lucas

Representative William C. McGee
Representative Edith D. Warren
Representative Laura I. Wiley

Section 3. The Select Committee shall investigate the matters reflected in the attached indictments against Representative Thomas E. Wright and other allegations of possible unethical or unlawful conduct that are outside the jurisdiction of the Legislative Ethics Committee applying the substantive law in effect before January 1, 2007. The Select Committee shall also investigate any additional matters referred to it by the Speaker upon a report of the Legislative Ethics Committee.

Section 4. The Select Committee shall conduct a preliminary investigation to determine whether there is probable cause that Representative Wright has committed unethical or unlawful conduct. The Select Committee shall notify Representative Wright of its determination and any charges against him. If the Select Committee determines there is probable cause to proceed, it shall conduct an evidentiary hearing to determine whether Representative Wright's conduct was unethical or unlawful and constitutes grounds for sanctions by the House of Representatives. If the Select Committee finds that the conduct was not unethical or unlawful or that no sanctions are warranted, the Select Committee shall report this to the House of Representatives and to Representative Wright. If the Select Committee determines that Representative Wright's conduct was unethical or unlawful and that sanctions should arise, the Select Committee shall report its Findings to the House of Representatives and to Representative Wright. The report shall also include recommended legislation for appropriate action, which may include reprimand, censure, or expulsion.

Section 5. The Select Committee shall promptly adopt rules of procedure, a copy of which shall be delivered to Representative Wright. To the extent practical, the Select Committee shall conduct its work in concert with the work of the Legislative Ethics Committee.

Section 6. Representative Wright has the right to be present, present evidence, cross-examine witnesses, and to be represented by legal counsel at any evidentiary hearing of the Select Committee.

Section 7. The Select Committee may meet during the interim period or during sessions upon the call of its chair.

Section 8. The Select Committee is vested with the authority contained in Article 5A of Chapter 120 of the General Statutes.

Section 9. The Legislative Services Officer shall assign professional and clerical staff to assist the Select Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Select Committee.

Section 10. Members of the Select Committee shall receive per diem, subsistence, and travel allowance at the rate established in G.S. 120-3.1.

Section 11. The expenses of the Select Committee are considered expenses incurred for the operation of the House of Representatives and shall be paid pursuant to G.S. 120-35 from funds available to the House of Representatives for its operations. Individual expenses of \$5,000 or less, including per diem, travel, and subsistence expenses of members of the Select Committee, and clerical expenses shall be paid upon the authorization of the chair of the Select Committee. Individual expenses in excess of \$5,000 shall be paid upon the written approval of the Speaker of the House of Representatives. The Select Committee may arrange for or contract for professional, clerical, or consultant services, as approved by the Speaker of the House of Representatives.

Section 12. The Select Committee shall continue until dissolved by the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Select Committee at any time.

Effective this 13th of December, 2007.

/S/ Joe Hackney
Speaker

**2007-2008
APPOINTMENTS BY
SPEAKER JOE HACKNEY
TO THE STANDING COMMITTEES
OF THE NATIONAL CONFERENCE
OF STATE LEGISLATURES**

AGRICULTURE, ENVIRONMENT AND ENERGY

Rep. Lucy T. Allen	Rep. Daniel F. McComas
Rep. R. Van Braxton	Rep. Louise M. Pate, Jr.
Rep. William D. Brisson	Rep. Ruth Samuelson
Rep. Bill Faison	Rep. Bonner L. Stiller
Rep. Pryor Gibson	Rep. Cullie M. Tarleton
Rep. Jim Harrell, III	Rep. Russell E. Tucker
Rep. Pricey Harrison	Rep. Alice Graham Underhill

AGRICULTURE, ENVIRONMENT AND ENERGY-Contd.

Rep. Dewey L. Hill	Rep Roger West
Rep. Carolyn H. Justice	Rep. W. A. (Winkie) Wilkins
Rep. James H. Langdon, Jr.	Rep. Larry Womble
Rep. David R. Lewis	Rep. Michael H. Wray

BUDGETS AND REVENUE

Rep. Dan Blue	Rep. Edgar V. Starnes
Rep. Julia C. Howard	Rep. William L. Wainwright
Rep. Paul Luebke	Rep. Jennifer Weiss
Rep. Wm. C. "Bill" McGee	Rep. Thomas E. Wright
Rep. Paul Stam	

**COMMUNICATIONS, FINANCIAL SERVICES
AND INTERSTATE COMMERCE**

Rep. Harold J. Brubaker	Rep. W. Robert Grady
Rep. Walter G. Church, Sr.	Rep. Drew Saunders
Rep. Jerry C. Dockham	Rep. Mitch S. Setzer
Rep. Mitch Gillespie	Rep. Thom Tillis
Rep. Bruce Goforth	Rep. Joe P. Tolson

EDUCATION

Rep. Alma Adams	Rep. Linda P. Johnson
Rep. Larry M. Bell	Rep. Marvin W. Lucas
Rep. Larry R. Brown	Rep. Marion N. McLawhorn
Rep. George G. Cleveland	Rep. Earline W. Parmon
Rep. Susan C. Fisher	Rep. Ray Rapp
Rep. Dale R. Folwell	Rep. Charles C. Thomas
Rep. Rick Glazier	Rep. R. Tracy Walker
Rep. Larry D. Hall	Rep. Edith D. Warren
Rep. Bryan R. Holloway	Rep. Doug Y. Yongue
Rep. Maggie Jeffus	Rep. Laura I. Wiley

HEALTH

Rep. Marilyn Avila	Rep. Beverly M. Earle
Rep. Jeff Barnhart	Rep. Bob England, M.D.
Rep. Joe Boylan	Rep. Pat B. Hurley
Rep. Debbie A. Clary	Rep. Verla Insko
Rep. William A. Current, Sr.	Rep. Wil Neumann
Rep. Nelson Dollar	Rep. Trudi Walend

HUMAN SERVICES AND WELFARE

Rep. David Almond	Rep. Jean Farmer-Butterfield
Rep. Martha B. Alexander	Rep. Earl Jones
Rep. Alice L. Bordsen	Rep. Mary E. McAllister
Rep. Linda Coleman	Rep. Garland E. Pierce

LABOR AND ECONOMIC DEVELOPMENT

Rep. Cary D. Allred	Rep. Phillip Frye
Rep. Bill Daughtridge	Rep. Nelson Cole
Rep. Margaret Highsmith Dickson	

LAW AND CRIMINAL JUSTICE

Rep. John M. Blust	Rep. Henry M. Michaux, Jr.
Rep. Angela R. Bryant	Rep. Annie W. Mobley
Rep. W. Pete Cunningham	Rep. Karen B. Ray
Rep. R. Phillip Haire	Rep. Timothy L. Spear
Rep. Carolyn K. Justus	Rep. Ronnie Sutton
Rep. Joe L. Kiser	Rep. Ray Warren
Rep. Jimmy L. Love, Sr.	

LEGISLATIVE EFFECTIVENESS

Rep. Hugh Holliman	Rep. Deborah K. Ross
Rep. Bill Owens	

REDISTRICTING AND ELECTIONS

Rep. N. Leo Daughtry	Rep. Grier Martin
Rep. Melanie Wade Goodwin	Rep. Tim Moore
Rep. George M. Holmes	

TRANSPORTATION

Rep. Curtis Blackwood	Rep. Mark K. Hilton
Rep. Becky Carney	Rep. Ty Harrell
Rep. Lorene Coates	Rep. Ric Killian
Rep. Nelson Cole	Rep. Pat McElraft
Rep. James W. Crawford, Jr.	Rep. Fred F. Steen, II
Rep. Jim Gulley	Rep. Arthur Williams

**2007-2008 APPOINTMENTS BY
SPEAKER JOE HACKNEY
TO THE STANDING COMMITTEES OF THE
SOUTHERN LEGISLATIVE CONFERENCE**

EXECUTIVE COMMITTEE

Speaker Joe Hackney Alternate: Speaker Pro Tempore
William L. Wainwright

AGRICULTURE AND RURAL DEVELOPMENT COMMITTEE

Rep. Larry M. Bell Rep. Edith D. Warren
Rep. Charles C. Thomas Rep. Roger West
Rep. Russell E. Tucker

**ECONOMIC DEVELOPMENT, TRANSPORTATION AND
CULTURAL AFFAIRS COMMITTEE**

Rep. Nelson Cole Rep. W. Robert Grady
Rep. Bill Daughtridg Rep. Ray Rapp
Rep. Bruce Goforth

EDUCATION COMMITTEE

Rep. Rick Glazier Rep. Marvin W. Lucas
Rep. Pat B. Hurley Rep. Marian N. McLawhorn
Rep. Linda P. Johnson

ENERGY AND ENVIRONMENT COMMITTEE

Rep. Pryor Gibson Rep. Carolyn H. Justice
Rep. Jim Harrell, III Rep. Wil Neumann
Rep. Pricey Harrison

**FISCAL AFFAIRS AND GOVERNMENT
OPERATIONS COMMITTEE**

Rep. Harold J. Brubaker Rep. Paul Luebke
Rep. James W. Crawford, Jr. Rep. Bonner L. Stiller
Rep. Beverly M. Earle Rep. Thom Tillis
Rep. Ty Harrell

**HUMAN SERVICES AND PUBLIC
SAFETY COMMITTEE**

Rep. Jeff Barnhart Rep. Carolyn K. Justus
Rep. R. Phillip Haire Rep. Ronnie Sutton
Rep. Verla Insko

**2007-2008
APPOINTMENTS BY
SPEAKER JOE HACKNEY
TO THE NATIONAL COMMITTEES AND
TASK FORCES OF THE
COUNCIL OF STATE GOVERNMENTS**

COMMITTEE	MEMBER
Governing Board	Speaker Joe Hackney
Annual Meeting	Rep. Susan C. Fisher
CSG Associates Advisory	Rep. Drew Saunders
Intergovernmental Affairs	Rep. Phillip Frye
International	Rep. Dan Blue
Suggested State Legislation	Rep. Paul Luebke
SSL Legislative Staff Member	Karen Cochrane-Brown
Education Policy Task Force	Rep. Larry M. Bell
Energy and Environment Task Force	Rep. Pricey Harrison
Health Policy Task Force	Rep. Hugh Holliman
Public Safety and Justice Task Force	Rep. Jimmy L. Love, Sr.

**HOUSE BILL 1761
RATIFIED BILL**

(The conference committee substitute version of this bill [CRLB-150 V.2] was ratified on August 2, 2007 and vetoed by the Governor on August 30, 2007)

AN ACT TO CREATE THE JOB MAINTENANCE AND CAPITAL
DEVELOPMENT FUND.

The General Assembly of North Carolina enacts:

SECTION 1. Part 2 of Article 10 of Chapter 143B of the General Statutes is amended by adding a new section to read:

"§ 143B-437.11. Job Maintenance and Capital Development Fund.

(a) Findings. – The General Assembly finds that:

- (1) It is the policy of the State of North Carolina to stimulate economic activity, to maintain high-paying jobs for the citizens of the State, and to encourage capital investment by encouraging and promoting the maintenance of existing business and industry within the State.
- (2) The economic condition of the State is not static, and recent changes in the State's economic condition have created economic distress that requires the enactment of a new program as provided in this section that is designed to encourage the retention of significant numbers of high-paying jobs and the addition of further large-scale capital investment.
- (3) The enactment of this section is necessary to stimulate the economy and maintain high-quality jobs in North Carolina, and this section will promote the general welfare and confer, as its primary purpose and effect, benefits on citizens throughout the State through the maintenance of high-quality jobs, an enlargement of the overall tax base, continued diversity in the State's industrial base, and an increase in revenue to the State's political subdivisions.
- (4) The purpose of this section is to stimulate economic activity and to maintain high-paying jobs within the State while increasing the property tax base for local governments.

(b) Fund. – The Job Maintenance and Capital Development Fund is created as a restricted reserve in the Department of Commerce. Monies in the Fund do not revert but remain available to the Department for these purposes. The Department may use monies in the Fund only to encourage businesses to maintain high-paying jobs and make further capital investments in the State as provided in this section.

(c) Definitions. – The definitions in G.S. 143B-437.51 apply in this section. In addition, as used in this section, the term 'Department' means the Department of Commerce.

(d) Eligibility. – A business that satisfies all of the following conditions is eligible for consideration for a grant under this section:

- (1) The Department certifies that the business intends to invest at least two hundred million dollars (\$200,000,000) of private funds in the project within the five-year period commencing January 1, 2007, in improvements to real property and additions to tangible personal property used in the business.
- (2) The project employs at least 2,000 full-time employees or equivalent full-time contract employees at the establishment that is the subject of the grant at the time the application is made, and the business agrees to maintain at least 2,000 full-time employees or equivalent full-time contract employees at the establishment for the full term of the grant agreement.
- (3) The project is located in a development tier one area at the time the business applies for a grant.

(e) Health Insurance. – A business is eligible for consideration for a grant under this section only if the business makes available health insurance for all of the full-time employees of the project with respect to which the application is made. For the purposes of this subsection, a business makes available health insurance if it pays at least fifty percent (50%) of the premiums for health care coverage that equals or exceeds the minimum provisions of the basic health care plan of coverage under G.S. 58-50-125.

Each year that a grant agreement under this section is in effect, the business shall provide the Department a certification that the business continues to make available health insurance for all full-time employees of the project governed by the agreement. Failure of the business to satisfy the requirements of this subsection shall result in recapture of a portion of the grant proceeds as provided in the grant agreement.

(f) Safety and Health Programs. – A business is eligible for consideration for a grant under this section only if the business has no citations under the Occupational Safety and Health Act that have become a final order within the last three years for willful serious violations or for failing to abate serious violations with respect to the location for which the grant is made. For the purposes of this subsection, 'serious violation' has the same meaning as in G.S. 95-127.

(g) Environmental Impact. – A business is eligible for consideration for a grant under this section only if the business has no pending administrative, civil, or criminal enforcement action based on alleged significant violations of any program implemented by an agency of the Department of Environment and Natural Resources, and has had no final determination of responsibility for any significant administrative, civil, or criminal violation of any program implemented by an agency of the Department of Environment and Natural Resources within the last three

years with respect to the location for which the grant is made. For the purposes of this subsection, a significant violation is a violation or alleged violation that does not satisfy any of the conditions of G.S. 143-215.6B(d).

(h) Selection. – The Department shall administer the selection of projects to receive grants under this section. The selection process shall include the following components:

- (1) Criteria. – The Department shall develop criteria to be used to identify and evaluate eligible projects for possible grants under this section.
- (2) Initial evaluation. – The Department shall evaluate projects to determine if a grant under this section is merited and to determine whether the project is eligible and appropriate for consideration for a grant under this section.
- (3) Application. – The Department shall require a business to submit an application in order for a project to be considered for a grant under this section. The Department shall prescribe the form of the application, the application process, and the information to be provided, including all information necessary to evaluate the project in accordance with the applicable criteria.
- (4) Committee. – The Department shall submit to the Economic Investment Committee the applications for projects the Department considers eligible and appropriate for a grant under this section. The Committee shall evaluate applications to choose projects to receive a grant under this section. In evaluating each application, the Committee shall consider all criteria adopted by the Department under this section and, to the extent applicable, the factors set out in Section 2.1(b) of S.L. 2002-172.
- (5) Findings. – The Committee shall make all of the following findings before recommending a project receive a grant under this section:
 - a. The conditions for eligibility have been met.
 - b. A grant under this section for the project is necessary to carry out the public purposes provided in subsection (a) of this section.
 - c. The project is consistent with the economic development goals of the State and of the area where it is located.
 - d. The affected local governments have participated in retention efforts and offered incentives in a manner appropriate to the project.

e. A grant under this section is necessary for the sustainability and maintenance of the project in this State.

(6) Recommendations. – If the Committee recommends a project for a grant under this section, it shall recommend the amount of State funds to be committed, the preferred form and details of the State participation, and the performance criteria and safeguards to be required in order to protect the State's investment.

(i) Agreement. – Unless the Secretary of Commerce determines that the project is no longer eligible or appropriate for a grant under this section, the Department shall enter into an agreement to provide a grant or grants for a project recommended by the Committee. Each grant agreement is binding and constitutes a continuing contractual obligation of the State and the business. The grant agreement shall include the performance criteria, remedies, and other safeguards recommended by the Committee or required by the Department. Each grant agreement shall contain a provision prohibiting a business from receiving a payment or other benefit under the agreement at any time when the business has received a notice of an overdue tax debt and the overdue tax debt has not been satisfied or otherwise resolved. A grant agreement may obligate the State to make a series of grant payments over a period of up to 10 years. Nothing in this section constitutes or authorizes a guarantee or assumption by the State of any debt of any business or authorizes the taxing power or the full faith and credit of the State to be pledged.

The Department shall cooperate with the Attorney General's Office in preparing the documentation for the grant agreement. The Attorney General shall review the terms of all proposed agreements to be entered into under this section. To be effective against the State, an agreement entered into under this section shall be signed personally by the Attorney General.

(j) Safeguards. – To ensure that public funds are used only to carry out the public purposes provided in this section, the Department shall require that each business that receives a grant under this section shall agree to meet performance criteria to protect the State's investment and ensure that the projected benefits of the project are secured. The performance criteria to be required shall include maintenance of an appropriate level of employment at specified levels of compensation, maintenance of health insurance for all full-time employees, investment of a specified amount over the term of the agreement, and any other criteria the Department considers appropriate. The agreement shall require the business to repay or reimburse an appropriate portion of the grant based on the extent of any failure by the business to meet the performance criteria.

(k) Monitoring and Reports. – The Department is responsible for monitoring compliance with the performance criteria under each grant agreement and for administering the repayment in case of default. The Department shall pay for the cost of this monitoring from funds appropriated to it for that purpose or for other economic development purposes.

Within two months after the end of each calendar quarter, the Department shall report to the Joint Legislative Commission on Governmental Operations regarding the Job Maintenance and Capital Development Fund. This report shall include a listing of each grant awarded and each agreement entered into under this section during the preceding quarter, including the name of the business, the cost/benefit analysis conducted by the Committee during the application process, a description of the project, and the amount of the grant expected to be paid under the agreement during the current fiscal year. The report shall also include detailed information about any defaults and repayment during the preceding quarter. The Department shall publish this report on its Web site and shall make printed copies available upon request.

(l) Limitations. – The Department may enter into no more than five agreements under this section. The total aggregate cost of all agreements entered into under this section may not exceed forty million dollars (\$40,000,000), and the annual aggregate cost of all agreements entered into under this section may not exceed four million dollars (\$4,000,000). The total annual cost of an agreement entered into under this section may not exceed the lesser of four million dollars (\$4,000,000) or fifty percent (50%) of the withholding of the full-time employees for the preceding year."

SECTION 2. There is appropriated from the General Fund to the Job Maintenance and Capital Development Fund, created under Section 1 of this act, the sum of four million dollars (\$4,000,000) for the 2008-2009 fiscal year.

SECTION 3. G.S. 150B-1(d) is amended by adding a new subdivision to read:

"(d) Exemptions from Rule Making. – Article 2A of this Chapter does not apply to the following:

...
 (14) The Department of Commerce and the Economic Investment Committee in developing criteria and administering the Job Maintenance and Capital Development Fund under G.S. 143B-437.11."

SECTION 4. This act becomes effective July 1, 2007.

In the General Assembly read three times and ratified this the 2nd day of August, 2007.

S/ Marc Basnight
President Pro Tempore
of the Senate

S/ Joe Hackney
Speaker of the House
of Representatives

**EXECUTIVE ORDERS BY
GOVERNOR MICHAEL F. EASLEY**

By Title

December 2006 – February 2008

Number	Title
114	Extending Executive Order No. 109 Proclamation of State of Disaster for Jones County and Duplin County
115	Amending Executive Order No. 91 Governor's Task Force for Healthy Carolinians
116	Termination of Executive Order No. 1, and Designation of Certain State Employees as Covered "Public Servants" Under the State Government Ethics Act
117	Amending Executive Order No. 116, Designation of Certain State Employees as Covered "Public Servants" Under the State Government Ethics Act
118	Continuity of Operations Planning
119	Extending Executive Order No. 77, Teacher Advisory Committee
120	Accelerating Teacher and Other Personnel Recruitment and the Implementation of Needed Academic Support Programs for At-Risk Children in Light of Judicial Mandates, Budget Developments, and Impending School Openings.

- 121 North Carolina Film Council
- 122 Replacing Executive Order No. 74 Concerning Creation of a Program Office, A Policy Board, and Advisory Committees, to Support Sustainable Natural Resource and Environmental Management in the Albemarle-Pamlico Estuarine System
- 123 Emergency Relief for Damage Caused by Drought
- 124 Replacing Executive Order No. 86, Statewide Flexible Benefits Program
- 125 Extending Executive Order No. 84, North Carolina Emergency Response Commission
- 126 Extending Executive Order No. 89, Food Safety and Defense Task Force
- 127 Extending Executive Order No. 91, Governor's Task Force for Healthy Carolinians
- 128 Governor's Advisory Council on Hispanic/Latino Affairs
- 129 Extending Executive Order No. 123 Emergency Relief for Damage Caused by Drought
- 130 Proclamation of State Disaster for the Town of Spruce Pine
- 131 Proclamation of State Disaster for the Town of Tryon
- 132 Proclamation of State Disaster for the Town of Taylorsville
- 133 Replacing Executive Order No. 83, Juvenile Justice Planning Committee
- 134 Extending Executive Order No. 123 Emergency Relief for Damage Caused by Drought
- 135 Amending and Extending Executive Order No. 123 Emergency Relief for Damage Caused by Drought

- 136 Reestablishing the North Carolina Commission on
Volunteerism and Community Service
- 137 North Carolina Interagency Council for Coordinating
Homeless Programs
- 138 Amending Executive Order No. 84 Regarding the North
Carolina Emergency Response Commission

**2007 HOUSE OF REPRESENTATIVES
OFFICERS AND STAFF**

OFFICE OF THE SPEAKER

Speaker	Joe Hackney
Executive Assistant	Emily Reynolds Freeman
Executive Assistant	Meredith Swindell
General Counsel	Robin Johnson
Senior Policy Advisor	Mike Wilkins
Senior Policy Advisor	Laura DeVivo
Director of Administration, Boards and Commissions	Allen Rogers
Assistant to Boards and Commissions	Lucille Thompson
Director of Communications	William L. Holmes
House Tax Counsel	Canaan Huie
Assistant for Budget	Lesley Cates
Assistant for Constituent Services	Zadia Brown
Assistant for Special Projects	Yallana Boston
Assistant for Special Projects	Thomas Doyle

OFFICE OF THE SPEAKER PRO TEMPORE

Speaker Pro Tempore	William L. Wainwright
Administrative Assistant	Joan Peacock
Research and Policy Analyst	Shannon Smith
Senior Staff Associate	Blinda Edwards

OFFICE OF THE PRINCIPAL CLERK

Principal Clerk	Denise G. Weeks
Administrative Clerks	Michelle Adams
	Carmen W. Cauthen
	Susanna Purdy
IT Infrastructure Specialist I	Jim McElroy
Director of Legislative Assistants	Anne M. Cole

Administrative Assistant	Nancy Goodman
Administrative Assistant	Jackie Hamby
Calendar Clerk Assistants	Terry Rumley
	Anna Jones
	Mary-Peyton Penick
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Anne M. Cole, Director

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COMMITTEE ASSIGNMENTS - Appropriations, **Chair**; Children,
Youth and Families; Education; Education Subcommittee on Universities;
Health; Judiciary I; Mental Health Reform, **Vice Chair**.

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ALLEN, LUCY T.

APPROVAL OF VOTE CHANGE

H.B. 47 1117.
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COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural
Economy; Appropriations; Appropriations Subcommittee on
Transportation, **Vice Chair**; Commerce, Small Business, and
Entrepreneurship; Environment and Natural Resources, **Chair**; Local
Government II, **Vice Chair**; Transportation.

ALLEN, LUCY T.-Contd.

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ALLRED, CARY D.

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H.B. 1143	792.
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
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COMMITTEE ASSIGNMENTS - Aging, Vice Chair ; Appropriations; Appropriations Subcommittee on Transportation; Commerce; Federal Relations and Trade Issues; Insurance.	
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 BILLS INTRODUCED - - 5, 21, 24, 28, 29, 30, 37, 48, 49, 63, 64, 65,
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 182, 183, 184, 185, 196, 206, *241, 252, 263, 265, 287, 291, 292, 310,
 317, 347, *348, 354, 365, 380, 388, 416, 420, 421, 422, 476, 486, 491,
 492, 493, 518, 523, 547, *556, 565, 567, 572, 573, 609, 615, 675, 676,
 688, *696, *697, *698, 732, 828, 830, 831, *842, *843, *844, *845,
 878, 887, 889, 891, 897, 915, *929, *930, 932, 933, 936, 937, 961,
 974, 976, 989, 990, *1000, *1001, *1002, *1003, *1016, *1021,
 *1022, 1074, 1094, 1114, 1118, *1132, 1159, *1205, *1206, 1304,

BARNHART, JEFF-Contd.

1351, 1354, 1359, 1369, ***1375**, 1389, ***1408**, 1424, ***1435**, 1443, ***1476**, 1505, 1541, ***1564**, ***1565**, ***1566**, ***1567**, 1602, ***1617**, ***1618**, 1620, 1621, ***1624**, 1638, ***1639**, 1671, 1687, 1695, 1696, 1697, 1698, 1720, ***1733**, 1751, 1752, 1757, 1802, 1803, ***1888**, ***1912**, 1926, 1929, 1955, 1997, 2010, 2011, ***2020**, ***2024**, 2028, 2050.

COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Health and Human Services, **Vice Chair**; Health; Homeland Security, Military, and Veterans Affairs; Mental Health Reform, **Vice Chair**; Rules, Calendar, and Operations of the House.

CONFEREES

H.B. 1415..... 1473.

H.B. 1473, SUBCOMMITTEE ON HEALTH

AND HUMAN SERVICES..... 1191.

S.B. 56..... 1513.

EXCUSED ABSENCES254, 466, 690, 1062,
1154, 1451, 1460, 1973, 1978.

OATH..... 22.

BELL, LARRY M.

BILLS INTRODUCED - ***12**, ***13**, ***14**, ***17**, ***20**, 40, 48, 49, 63, 64, 65, 66, 67, 77, 91, ***137**, ***145**, 152, 156, 158, 186, 195, 196, 197, 198, 199, ***200**, 201, 225, 227, ***228**, 237, ***253**, 265, ***276**, 296, 298, 317, 332, 333, 348, ***359**, ***360**, 392, ***451**, ***452**, 492, 493, 523, 524, 545, 551, ***577**, 604, 656, 702, 703, 705, 732, ***776**, ***777**, ***778**, ***779**, 839, 846, ***848**, ***867**, 878, 884, 888, 890, 897, 898, 901, 907, 908, 909, 910, 929, 939, 947, 955, 961, 964, 982, 988, 990, 998, 1001, ***1057**, ***1119**, 1150, ***1157**, ***1158**, ***1216**, 1288, 1289, 1290, 1291, ***1299**, ***1315**, 1335, 1366, 1376, 1421, 1424, 1453, 1464, 1469, ***1501**, ***1502**, 1514, 1550, 1607, 1748, ***1838**, 1875, 1878, 1889, 1893, 1908, ***1916**, ***1941**, ***1942**, 1949, 2009, 2011, 2050, ***2061**, 2069.

COMMITTEE ASSIGNMENTS - Agriculture, **Vice Chair**; Appropriations; Appropriations Subcommittee on Education, **Vice Chair**; Education, **Chair**; Ethics; Pensions and Retirement, **Chair**; Rules, Calendar, and Operations of the House.

CONFEREES

H.B. 1473, SUBCOMMITTEE ON EDUCATION 1191.

S.B. 1492 1779.

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EXCUSED ABSENCES 712, 908.

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- H 922 BERTIE AND HYDE SCHOOL BOARD ELECTIONS
(Ch. SL 2007-272)363, 716, 791, 1078, 1478,
1504, 1538, 1575, 1586, 1599, 1621, 1663.
- S 493 BERTIE COUNTY HUNTING
(Ch. SL 2007-313)1066, 1273, 1595,
1640, 1663, 1708.
- H 836 BERTIE COUNTY SUBDIVISIONS
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- S 626 BERTIE COUNTY SUBDIVISIONS
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- RULES, CALENDAR AND OPERATIONS OF THE
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BLACK, JAMES B. (Resigned February 14, 2007)

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- EXCUSED ABSENCES51, 66, 70, 107.
- OATH..... 22.
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- APPROVAL OF VOTE CHANGE
 - H.B. 1277..... 1506.
 - H.B. 1479, AMENDMENT NO. 2 ON 1121.
 - H.J.R. 2067 1711.
- BILLS INTRODUCED - 30, 32, 48, 63, 64, 65, 66, 67, 76, 81, 85, 87, 99,
103, 104, 118, 126, 132, 144, 146, 149, 152, 155, 158, 164, 165, 166,
175, 185, 202, 205, 215, 218, 233, 235, 243, 252, 261, 284, 294, 308,
309, 310, 378, 379, 380, *382, 409, 416, 419, 420, 421, 422, *430,
*435, 478, 486, 493, 494, 502, 558, 559, 573, 596, 597, 599, 604, 622,
623, 669, 736, 830, 873, 878, 890, 891, 897, 904, 921, 945, 948, 989,
999, 1004, 1006, 1016, 1059, 1074, 1118, 1260, 1269, 1304, 1347,
1354, 1399, 1424, 1439, 1458, 1464, 1485, 1492, *1503, 1505, 1536,
1543, 1547, *1550, 1552, 1564, 1576, 1602, 1604, 1620, 1624, *1638,
1689, *1693, 1751, 1882, 1894, 1912, 1955, *1991, 2069.
- COMMITTEE ASSIGNMENTS - Commerce, Small Business, and
Entrepreneurship; Education; Education Subcommittee on Pre-School,
Elementary and Secondary Education, **Vice Chair**; Environment and
Natural Resources; Finance; Transportation.
- EXCUSED ABSENCE 1451.
- OATH..... 22.

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BLUE, DAN

APPROVAL OF VOTE CHANGE

H.B. 1287.....	883.
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BILLS INTRODUCED - *5, 36, 48, 67, 72, 74, 91, 220, 291, 317, 332, 446, *447, 486, 491, 567, *569, *573, 656, 676, *816, *817, 835, *841, 846, 851, 855, 860, *873, *878, 884, 888, 893, *917, *918, *947, 973, 976, 981, 990, 992, *997, 998, 1073, 1075, *1223, *1285, *1286, 1289, 1291, 1304, 1313, 1336, 1359, *1360, 1366, *1374, 1421, 1424, 1453, *1465, *1474, *1475, 1483, *1487, *1553, *1583, *1584, *1626, 1644, 1645, 1679, *1720, 1771, *1812, *1817, *1818, 1859, *1860, 1865, *1875, *1937, 1955, *2000, 2002, *2017, *2018, *2019, *2043, 2069.	
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Transportation, **Vice Chair**; Federal Relations and Indian Affairs, **Chair**; Judiciary II, **Chair**; Rules, Calendar, and Operations of the House; Science and Technology.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON TRANSPORTATION	1191.
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S.B. 1130 (Chair).....	1915.
S.B. 1546 (Chair).....	1727.

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FOOTBALL TEAM.....	869.
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BLUST, JOHN M.

APPROVAL OF VOTE CHANGE

H.B. 1003.....	995.
S.J.R. 121.....	128.

BILLS INTRODUCED - 5, *11, 22, 28, 29, 30, 42, 44, 45, 46, 69, *76, 87, *99, 103, 104, *132, 144, *146, 155, 160, 164, *165, 184, 185, 215, *218, 233, *246, 263, 291, *294, 308, 309, 317, 378, 379, 409, 416, 419, 420, 422, 442, 461, 463, 476, *478, 486, 493, 494, 539, 540, 547, 558, 559, 573, *599, *600, 639, *669, 671, 830, 831, *852, 878,	
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BLUST, JOHN M.-Contd.

***881**, 887, 890, 891, 904, ***948**, 989, 1004, ***1006**, ***1059**, ***1118**, 1269, 1347, 1359, 1375, 1399, ***1409**, 1424, 1439, ***1485**, 1503, 1547, 1552, ***1569**, ***1570**, ***1571**, 1576, 1624, 1625, 1635, ***1675**, ***1676**, 1682, 1689, 1733, ***1773**, ***1774**, ***1775**, 1889, ***1921**, 1955, ***2004**, ***2012**.

COMMITTEE ASSIGNMENTS - Finance; Homeland Security, Military, and Veterans Affairs, **Vice Chair**; Insurance; Judiciary I; Juvenile Justice; University Board of Governors Nominating.

EXCUSED ABSENCES NONE.

MOTION TO SUSPEND RULE 31(d)..... 970.

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BOATING AND WATER SAFETY (G.S. 75A)

S 646 ENACT WATERFRONT ACCESS STUDY COMMITTEE RECOMMENDATIONS (Included Ch. SL 2007-323) (Ch. SL 2007-485)1646, 1774, 1794, 1819, 1826, 1831, 1832, 1881, 1960.

S 361 WAIVER OF ENFORCEMENT/NO-WAKE ZONES (Ch. SL 2007-46)664, 902, 941, 942, 1063.

BORDSEN, ALICE L.

BILLS INTRODUCED - 13, 15, 19, 23, 24, ***25**, 38, 42, 43, 44, 45, 46, 47, 48, ***62**, 77, 81, 91, ***92**, 93, ***94**, ***95**, ***96**, ***97**, ***98**, 144, 160, 182, 183, ***195**, ***196**, ***197**, ***198**, ***199**, ***201**, 214, 225, 231, 236, 237, 241, ***248**, ***249**, ***250**, 317, 320, 321, 322, ***326**, 332, 341, 360, 362, ***363**, 365, ***385**, 390, 391, 405, 412, 491, ***492**, 664, 702, 703, ***727**, 732, ***794**, ***795**, ***796**, ***797**, ***798**, ***799**, ***811**, ***813**, 833, 851, 860, 884, ***888**, 889, ***898**, ***899**, ***900**, 901, 951, 955, 961, 964, 969, 972, 974, 976, ***981**, ***985**, 990, 992, 1016, ***1032**, 1075, 1115, ***1125**, 1177, ***1243**, 1249, 1266, 1271, 1279, ***1280**, ***1281**, 1291, ***1302**, 1313, 1366, 1375, 1389, 1424, 1443, 1453, 1464, 1465, 1499, 1531, 1544, 1546, 1562, 1607, 1671, ***1686**, ***1786**, ***1790**, 1797, 1799, 1859, 1868, 1889, ***1917**, 1955, 2002, ***2022**, ***2070**.

COMMITTEE ASSIGNMENTS - Aging, **Vice Chair**; Appropriations; Appropriations Subcommittee on Justice and Public Safety, **Chair**; Education; Education Subcommittee on Community Colleges, **Vice Chair**; Judiciary II; Juvenile Justice, **Chair**.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON JUSTICE AND PUBLIC SAFETY 1191.

S.B. 56 1513.

BORDSEN, ALICE L.-Contd.

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 NORTH CAROLINA CENTRAL UNIVERSITY EAGLES
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 UNC-CHAPEL HILL WOMEN’S SOCCER TEAM 185.
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BOYLAN, JOE

APPROVAL OF VOTE CHANGE
 H.B. 1287, AMENDMENT NO. 1 ON 871.
 H.B. 1688, MOTION TO SUSPEND RULES 1691.
 BILLS INTRODUCED - 8, 9, 15, 30, 32, *56, 57, *60, 76, 81, 87, *104,
 144, 148, *163, *164, 166, 185, 205, 206, 207, 215, 243, *261, 263,
 308, 309, 317, *378, *379, *392, 409, 416, 420, 421, *422, 442, 457,
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 830, 878, 887, 890, 891, 904, 915, *919, *920, *921, 933, *976, 981,
 *989, 995, 1004, 1016, 1074, 1125, 1277, 1304, 1353, 1375, 1376,
 1390, 1405, 1412, 1413, 1424, 1439, 1458, *1464, *1495, 1515, 1543,
 1552, 1602, 1620, 1624, 1689, 1720, 1733, *1814, *1871, *1872,
 1889, *1893, 1955.
 COMMITTEE ASSIGNMENTS - Aging; Alcoholic Beverage Control;
 Appropriations; Appropriations Subcommittee on Transportation; Energy
 and Energy Efficiency; Health.
 EXCUSED ABSENCES 118, 142, 161, 942, 953, 982, 984, 1242, 1381.
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BRAXTON, R. VAN

BILLS INTRODUCED - 3, 6, 8, 77, *79, 109, 118, 120, 160, 213, 220,
 228, 317, 332, 333, *414, 622, 623, *829, *835, *850, *864, *880,
 945, 961, *975, 976, 981, *988, 1016, *1046, *1066, 1074, 1075,
 *1119, 1177, 1216, 1234, 1235, 1264, 1276, 1277, 1289, *1306, 1307,
 1335, 1338, *1346, 1360, *1378, *1379, 1398, 1424, 1464, 1476,
 *1478, *1499, *1545, 1547, 1620, 1679, 1733, 1764, 1889, 1912,
 *1931, *1950, 1955, *2025, *2068, 2069.
 COMMITTEE ASSIGNMENTS - Agriculture, **Vice Chair**; Appropriations;
 Appropriations Subcommittee on General Government; Commerce, Small
 Business, and Entrepreneurship; Homeland Security, Military, and
 Veterans Affairs; Local Government I, **Vice Chair**; Mental Health
 Reform; Transportation.

BRAXTON, R. VAN-Contd.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON
GENERAL GOVERNMENT..... 1191.

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BARTON COLLEGE MEN’S BASKETBALL TEAM 536.
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EXCUSED ABSENCE 344.

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BRISSON, WILLIAM D.

BILLS INTRODUCED - 42, 43, 44, 45, 46, 47, 58, 125, 141, 142, 183,
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835, 889, 953, 960, 961, 976, 988, 1016, 1130, 1131, 1177, *1191,
1289, 1290, 1304, *1318, 1359, 1390, 1398, 1424, 1439, 1464, 1499,
1515, *1518, 1671, 1689, 1733, 1751, 1955, 2069.

COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural Economy;
Agriculture, **Vice Chair**; Appropriations; Appropriations Subcommittee on
Health and Human Services; Environment and Natural Resources; Mental
Health Reform, **Vice Chair**; Transportation; Wildlife Resources.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON HEALTH
AND HUMAN SERVICES..... 1191.

EXCUSED ABSENCES382, 1280, 1400.

OATH..... 22.

BROWN, LARRY R.

APPROVAL OF VOTE CHANGE

H.B. 1827..... 1124.

BILLS INTRODUCED - 5, 8, 11, 12, 13, 14, 17, 22, 24, 25, 28, 30, *31,
*32, 36, *56, 69, 76, 77, *84, 99, 103, *104, 135, 141, 144, 145, 152,
154, 155, 160, 164, 184, 185, 193, 202, 205, 206, 207, 215, 218, 241,
*243, 245, 246, 252, *255, *261, 263, 265, 267, 294, 308, 309, 310,
311, 332, 367, *378, *379, 388, *397, *398, *399, 409, 416, 421, 442,
*457, 486, 493, 494, 560, 567, 572, 573, 596, 597, 611, 618, 620, 622,
623, 626, 628, 630, 639, 653, 669, 670, 671, 727, 735, 744, 761, 768,
786, 799, 852, 878, 880, 881, 887, 889, 890, 891, 904, 915, 916, 921,
932, 933, 945, 946, 948, 951, 957, 960, 967, 976, *983, 989, 990, 997,
1001, 1004, 1073, 1075, 1276, 1277, 1279, 1307, 1308, 1320, 1322,
1328, 1353, 1359, 1390, 1424, 1439, 1440, 1444, 1453, 1457, 1458,
1464, 1471, 1480, 1485, 1495, 1505, 1511, 1513, 1514, 1515, 1552,
*1583, 1588, 1591, 1592, 1593, 1602, 1604, 1607, *1608, 1610, 1620,
1625, 1629, 1632, 1634, 1635, 1638, 1641, 1644, 1646, 1657, 1682,
*1689, 1693, 1694, 1696, 1697, 1698, 1718, 1720, 1733, 1739, 1773,

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1782, 1784, 1787, 1790, 1812, *1814, 1820, *1823, 1824, 1831, 1833, 1835, 1839, 1841, 1847, 1866, 1868, *1886, *1887, 1889, 1893, 1912, 1955, *1958, 1991, 1994, 2002, 2004, 2012, 2018, 2019, 2025, 2050, 2069.

COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control; Appropriations; Appropriations Subcommittee on General Government; Commerce, Small Business, and Entrepreneurship; Education; Education Subcommittee on Community Colleges; Federal Relations and Indian Affairs; Local Government II.

EXCUSED ABSENCES 169, 174, 254, 921, 1845.
OATH 22.

BRUBAKER, HAROLD J.

APPOINTED TO CANVASS VOTE FOR UNC BOARD OF GOVERNORS ELECTION 511, 1195.

APPOINTED TO SOUTHERN LEGISLATIVE CONFERENCE HOST COMMITTEE 1207.

APPROVAL OF VOTE CHANGE H.B. 183 1441.

BILLS INTRODUCED - 37, 55, 64, 65, 69, 72, 81, 84, 85, 105, 106, 107, 109, 126, 144, *235, 257, 258, *260, 262, 263, *307, 317, 332, 367, *381, 416, 420, 442, 458, 462, 463, *471, *485, 486, 493, 518, 565, *573, *635, 664, 676, 878, 904, 929, *945, 956, 976, 990, 994, 1004, *1053, *1054, *1064, *1086, *1105, *1121, *1156, 1270, 1271, 1273, *1395, 1424, *1433, *1532, 1543, *1587, 1603, *1733, *1755, *1761, *1796, *1805, *1811, *1835, 1866, *1889, 1894, 1921, 1922, 1955, *1980, *1991, 2002, *2027, *2028, 2050, 2057.

COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural Economy; Ethics, **Vice Chair**; Financial Institutions, **Vice Chair**; Health; Insurance; Public Utilities, **Vice Chair**; Rules, Calendar, and Operations of the House; University Board of Governors Nominating.

CONFEREES H.B. 1111..... 1820.
H.B. 1556..... 1862.
H.B. 1761..... 1816.

EXCUSED ABSENCES254, 344, 382, 466, 525, 541, 578, 629, 712, 795, 1044, 1154, 1223, 1228, 1341, 1356, 1400, 1451, 1460, 1522, 1541, 1566, 1592, 1619, 1845, 1978.

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BRUNSWICK COUNTY

S 74 ALL TERRAIN VEHICLES USE IN VARIOUS CITIES AND TOWNS (Ch. SL 2007-4) 208, 296, 352, 402, 403.

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- S 224 BEACH TOWNS/CANAL DREDGING
(Finance)..... 464, 1589.
- H 1152 BOILING SPRING LAKES/HABITAT CONSERVATION
(Senate).....480, 900, 937.
- H 564 BRUNSWICK COUNTY ALCOHOLIC BEVERAGE
CONTROL STORES MOVE
(Ch. SL 2007-159)264, 354, 380, 930, 1154,
1169, 1177, 1192, 1329, 1339, 1346, 1362, 1370.
- H 1218 BRUNSWICK COUNTY IMPACT FEES
(Finance)..... 492.
- H 1017 BRUNSWICK MENHADEN RESTRICTIONS
(Ch. SL 2007-320)421, 692, 897,
992, 1705, 1737.
- H 941 BRUNSWICK PROPERTY DISPOSITION
(Ch. SL 2007-240)377, 648, 667, 1497, 1529.
- H 429 CANAL DREDGING FEE/BRUNSWICK FIRE FEES
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573, 639, 1655, 1762, 1790, 1851, 1936.
- H 326 GREEN LEVEL SATELLITE ANNEXATIONS
(Ch. SL 2007-26) 180, 241, 294, 351, 366,
380, 398, 789, 799, 817, 825, 841.
- H 1217 NAVASSA ANNEXATION AGREEMENT
(Ch. SL 2007-314)491, 901, 1403,
1427, 1457, 1469, 1488, 1663, 1708.
- H 428 NAVASSA DEANNEXATION
(Finance)..... 216, 468.
- H 427 NAVASSA ZONING JURISDICTION
(Judiciary I)..... 216, 468.
- H 942 OAK ISLAND BEACH NOURISHMENT PROJECTS
(Ch. SL 2007-161)377, 714, 827,
847, 865, 1353, 1367, 1370, 1388.
- H 89 OAK ISLAND CONSTRUCTION LIMITATIONS
(Environment and Natural Resources)82, 124, 282,
385, 414, 1696.
- H 1154 OAK ISLAND/EROSION SETBACK LINE
(Environment and Natural Resources) 480, 809.
- H 1151 SHALLOTTE ANNEXATIONS
(Finance)..... 480, 691.
- H 508 STATE HEALTH PLAN/LOCAL GOVERNMENT
PARTICIPATION (Ch. SL 2007-405)..... 244, 714, 1096,
1118, 1817, 1866, 1882, 1948.

BRUNSWICK COUNTY-Contd.

- H 1153 SUNSET BEACH ANNEXATION
(Ch. SL 2007-141)480, 900, 1003,
1031, 1047, 1358, 1363.
- S 382 SUNSET BEACH/DALLAS ANNEXATION
(Ch. SL 2007-160)465, 1289, 1306,
1319, 1332, 1370, 1388.
- H 319 SUNSET BEACH/OCEAN ISLE BEACH/STATE HEALTH
PLAN (Local Government II)..... 179.

BRYANT, ANGELA (Replaced Hon. Ed Jones - Appointed 1/23/2007)

APPOINTMENT OF 21.

APPOINTED TO CANVASS VOTE FOR UNC BOARD

OF GOVERNORS ELECTION 511, 1195.

APPROVAL OF VOTE CHANGE

- H.B. 177 436.
- H.B. 775 576.
- H.B. 943 806.
- H.B. 1145..... 821.
- H.B. 1384..... 1018.
- H.B. 1536..... 1019.

BILLS INTRODUCED - 5, 40, 42, 43, 44, 46, 47, 48, 51, 66, 68, *74, 77, 91, 144, 182, *188, *189, 259, 264, 296, 317, 332, 341, 357, *391, 444, 445, *449, *450, 452, 468, 485, 486, *491, *492, 567, 604, 644, 656, 664, *667, *684, 717, 727, 740, 793, 814, 833, 835, 836, 839, 872, 873, 878, *884, 889, 893, 898, 901, 922, 961, 964, 969, 976, 980, 981, 982, 991, 1016, 1020, *1023, *1024, 1032, 1063, *1071, 1072, 1073, 1074, 1115, *1125, 1150, 1177, *1201, *1243, *1244, *1245, *1246, 1266, 1273, *1274, 1276, 1277, 1279, *1289, 1291, 1307, 1313, *1334, 1335, 1360, *1365, 1366, 1390, 1412, 1413, 1414, 1415, 1421, 1424, *1431, 1440, 1453, 1464, 1472, 1476, 1499, 1514, 1517, *1523, *1524, *1525, *1526, *1527, *1528, 1550, 1607, 1613, 1616, 1623, 1626, 1631, *1640, *1641, *1642, *1643, 1679, *1686, *1713, 1772, *1790, 1794, 1797, 1799, 1827, 1865, 1868, 1889, *1891, 1893, *1903, *1904, *1905, *1925, 1955, 1979, *1996, 2002, *2023, *2046.

COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Natural and Economic Resources; Education; Education Subcommittee on Universities; Election Law and Campaign Finance Reform; Insurance, **Vice Chair**; Judiciary I; Juvenile Justice; Public Utilities; University Board of Governors Nominating, **Vice Chair**.

CONFEREE

- H.B. 1304..... 1860.
- H.B. 1473, SUBCOMMITTEE ON NATURAL AND
ECONOMIC RESOURCES 1191.
- H.B. 1537..... 1692.

BRYANT, ANGELA-Contd.

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- BARTON COLLEGE MEN’S BASKETBALL TEAM 536.
- UNC-CHAPEL HILL WOMEN’S SOCCER TEAM 185.
- EXCUSED ABSENCES 51, 84.
- OATH..... 22.

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COMMITTEE ASSIGNMENTS - Commerce, Small Business, and Entrepreneurship, **Vice Chair**; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education; Finance; Financial Institutions, **Vice Chair**; Transportation, **Chair**; Ways and Means.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Capital, **Vice Chair**; Election Law and Campaign Finance Reform; Financial Institutions, **Chair**; State Personnel, **Vice Chair**; Wildlife Resources.

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COMMITTEE ASSIGNMENTS - Aging, **Vice Chair**; Appropriations; Appropriations Subcommittee on Health and Human Services, **Vice Chair**; Commerce, Small Business, and Entrepreneurship; Judiciary I; Mental Health Reform; Rules, Calendar, and Operations of the House.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on General Government; Education; Education Subcommittee on Community Colleges; Homeland Security, Military, and Veterans Affairs; Transportation; Wildlife Resources, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Agriculture; Alcoholic Beverage Control; Appropriations; Appropriations Subcommittee on Transportation, **Chair**; Homeland Security, Military, and Veterans Affairs; Public Utilities, **Vice Chair**; Transportation, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control; Appropriations; Appropriations Subcommittee on Transportation, **Chair**; Commerce, Small Business, and Entrepreneurship; Insurance; Public Utilities, **Vice Chair**; Rules, Calendar, and Operations of the House; Transportation, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Health and Human Services, **Vice Chair**; Local Government I; Mental Health Reform; Pensions and Retirement, **Vice Chair**; State Personnel, **Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Capital; Assistant to the Speaker; Finance; Homeland Security, Military, and Veterans Affairs, **Vice Chair**; Juvenile Justice.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations

Subcommittee on Transportation; Education; Education Subcommittee

on Universities, **Vice Chair**; Election Law and Campaign Finance

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- COMMITTEE ASSIGNMENTS - Commerce, Small Business, and
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COMMITTEE ASSIGNMENTS - Agriculture; Alcoholic Beverage Control; Appropriations; Appropriations Subcommittee on Capital; Judiciary III, **Vice Chair**; Transportation.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Transportation; Commerce, Small Business, and Entrepreneurship, **Chair**; Education; Education Subcommittee on Universities; Homeland Security, Military, and Veterans Affairs; Insurance, **Vice Chair**; University Board of Governors Nominating, **Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Transportation; Education; Education Subcommittee on Community Colleges; Ethics; Financial Institutions; Insurance, Vice Chair ; Rules, Calendar, and Operations of the House.	
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Transportation; Education; Education Subcommittee on Universities, **Vice Chair**; Environment and Natural Resources; Health; Local Government II; Transportation; University Board of Governors Nominating.

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COMMITTEE ASSIGNMENTS - Aging; Appropriations; Appropriations
Subcommittee on Health and Human Services, **Chair**; Financial
Institutions; Health, **Vice Chair**; Mental Health Reform, **Chair**; Public
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COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural Economy, **Chair**; Agriculture, **Vice Chair**; Finance; Insurance; Judiciary III, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on General Government, **Vice Chair**; Children, Youth and Families; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education, **Chair**; Election Law and Campaign Finance Reform; Energy and Energy Efficiency; Judiciary III; Local Government II.

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FOLWELL, DALE R.-Contd.

COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural Economy; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education; Energy and Energy Efficiency; Finance; Judiciary II; Pensions and Retirement, **Vice Chair**; Ways and Means.

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- JOINT CAUCUS LEADER..... 46.
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- H 1166 HIGH POINT/JAMESTOWN BOUNDARY
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- S 426 VARIOUS CITIES AND TOWNS/JUNKED VEHICLES
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- H 1089 FRANKLINTON CHARTER/LAKE ROYALE POLICE
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- H 619 LOUISBURG/UNSAFE BUILDINGS
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- H 827 WAKE FOREST/CARY HISTORIC STRUCTURES
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- H.B. 1253..... 1119.
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COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural Economy; Appropriations; Appropriations Subcommittee on Justice and Public Safety; Commerce, Small Business, and Entrepreneurship; Federal Relations and Indian Affairs, **Vice Chair**; Local Government II.

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FURR, KEN R.

(Appointed August 15, 2007 - Replaced Representative David Almond)

- APPOINTMENT OF 1974.
- APPROVAL OF VOTE CHANGE
 - S.J.R. 1575..... 1979.
- BILLS INTRODUCED - NONE.
- COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
 - Subcommittee on General Government; Children, Youth and Families;
 - Homeland Security, Military and Veterans Affairs; Insurance; Judiciary III.
- EXCUSED ABSENCES NONE.
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- H 1536 LIMIT LIABILITY OF LIQUEFIED PETROLEUM GAS
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- H 258 REVENUE LAWS AND MOTOR FUELS TAX
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- H 1198 CRAMERTON/MCADENVILLE BOUNDARY
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- S 642 CRAMERTON/MCADENVILLE BOUNDARY
 - ADJUSTMENT (Ch. SL 2007-34)789, 828, 849,
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- S 570 CRAMERTON AND WATHA SATELLITE
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- S 382 SUNSET BEACH/DALLAS ANNEXATION
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- S 624 GATES/DELINQUENT TAX - DENY BUILDING PERMIT
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- S 844 AMEND ENVIRONMENTAL LAWS/ENVIRONMENTAL
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- H 897 CITIZENS' LEGISLATIVE COMPENSATION
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- H 1111 CLARIFY STATE GOVERNMENT ETHICS ACT
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- H 1997 ECONOMIC IMPACT/REGULATORY LEGISLATION
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- H 776 ENHANCE RETIREMENT BENEFITS
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- H 716 JOINT LEGISLATIVE BUDGET OVERSIGHT
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- H 1686 JUVENILE JUSTICE COMMISSION ESTABLISHED
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- H 1710 LEGISLATIVE ACCESS TO RETIREMENT DATABASES
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- COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control, **Vice
Chair**; Energy and Energy Efficiency; Environment and Natural
Resources; Finance, **Chair**; Local Government I.
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- S.B. 680 1286.
- S.B. 831 1742.

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APPOINTED TO JOINT SELECT COMMITTEE ON

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- S.B. 661 1654.

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- COMMITTEE ASSIGNMENTS - Aging; Appropriations; Appropriations Subcommittee on Transportation; Commerce, Small Business, and Entrepreneurship; Environment and Natural Resources, **Vice Chair**; Federal Relations and Indian Affairs.

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- H.B. 820 1701.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Education, **Chair**; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education; Health; Homeland Security, Military, and Veterans Affairs; Judiciary II, **Vice Chair**; Mental Health Reform; Rules, Calendar, and Operations of the House, **Vice Chair**.

CONFEREE

H.B. 1111..... 1820.
H.B. 1473, SUBCOMMITTEE ON EDUCATION 1191.
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on General Government, **Chair**; Commerce, Small Business, and Entrepreneurship; Education; Education Subcommittee on Community Colleges; Health; Insurance, **Chair**; Ways and Means.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
 Subcommittee on Justice and Public Safety; Education; Education
 Subcommittee on Community Colleges; Election Law and Campaign
 Finance Reform, **Chair**; Judiciary I, **Vice Chair**; Juvenile Justice.

CONFEREE
 H.B. 1473, SUBCOMMITTEE ON JUSTICE
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COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control, **Vice Chair**; Appropriations; Appropriations Subcommittee on Capital, **Vice Chair**; Financial Institutions; Health; Public Utilities; Ways and Means.

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- COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
Subcommittee on Transportation; Energy and Energy Efficiency;
Public Utilities; Science and Technology, **Vice Chair**; Wildlife
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HAIRE, R. PHILLIP-Contd.

COMMITTEE ASSIGNMENTS - Appropriations, **Chair**; Environment and Natural Resources; Judiciary III; Juvenile Justice, **Vice Chair**; Science and Technology; University Board of Governors Nominating, **Vice Chair**.

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- H.B. 767 1580.
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HALL, LARRY D.-Contd.

COMMITTEE ASSIGNMENTS - Education; Education Subcommittee on Universities; Finance; Financial Institutions, **Vice Chair**; Homeland Security, Military, and Veterans Affairs; Judiciary I; Ways and Means, **Vice Chair**.

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H.B. 1473, SUBCOMMITTEE ON FINANCE 1191.

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H.B. 341 1130.

H.B. 751, AMENDMENT NO. 2 ON 933.

H.B. 1737..... 1147.

H.B. 1743..... 1051.

H.B. 1889, AMENDMENT NO. 3 ON 1814.

S.B. 3, AMENDMENT NO. 1 ON 1749.

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COMMITTEE ASSIGNMENTS - Energy and Energy Efficiency; Environment and Natural Resources, **Vice Chair**; Finance; Judiciary II; Pensions and Retirement, **Chair**; Rules, Calendar, and Operations of the House; State Personnel; Ways and Means, **Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Transportation, **Vice Chair**; Children, Youth and Families; Commerce, Small Business, and Entrepreneurship; Health; Science and Technology, **Vice Chair**; Transportation.

HARRELL, TY-Contd.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON TRANSPORTATION 1191.

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H.B. 1473, AMENDMENT NO. 11 ON 971.

H.B. 1688, MOTION TO SUSPEND RULES 1691.

S.B. 530 1731.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Natural and Economic Resources, **Vice Chair**; Election Law and Campaign Finance Reform; Energy and Energy Efficiency, **Chair**; Environment and Natural Resources, **Vice Chair**; Judiciary I; Public Utilities.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON NATURAL AND ECONOMIC RESOURCES 1191.
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COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural
Economy, **Vice Chair**; Agriculture, **Chair**; Finance, **Vice Chair**;
Rules, Calendar, and Operations of the House, **Vice Chair**;
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Education; Children, Youth and Families; Education; Education Subcommittee on Universities; Homeland Security, Military, and Veterans Affairs; Transportation, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations; Appropriations Subcommittee on Education; Commerce, Small Business, and Entrepreneurship; Education; Education Subcommittee on Universities; Pensions and Retirement, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Aging; Appropriations; Appropriations Subcommittee on Transportation, **Vice Chair**; Election Law and Campaign Finance Reform; Financial Institutions; Judiciary I; Public Utilities; University Board of Governors Nominating.

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COMMITTEE ASSIGNMENTS - Ethics, **Chair**; Finance, **Vice Chair**; Insurance; Public Utilities; Rules, Calendar, and Operations of the House.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Justice and Public Safety; Education; Education Subcommittee on Pre-School, Elementary, and Secondary Education; Judiciary II; Juvenile Justice; Local Government I; Mental Health Reform; Pensions and Retirement.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Health and Human Services, **Chair**; Education; Education Subcommittee on Universities, **Vice Chair**; Environment and Natural Resources; Health; Judiciary I; Mental Health Reform, **Chair**; Rules, Calendar, and Operations of the House; University Board of Governors Nominating.

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COMMITTEE ASSIGNMENTS - Appropriations, Chair; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education, **Vice Chair**; Financial Institutions; Judiciary III; Rules, Calendar, and Operations of the House.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Education, **Vice Chair**; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education; Judiciary II; Science and Technology.

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 COMMITTEE ASSIGNMENTS - Aging, **Vice Chair**; Alcoholic Beverage
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
 Subcommittee on Natural and Economic Resources, **Vice Chair**;
 Election Law and Campaign Finance Reform; Environment and
 Natural Resources, **Vice Chair**; Ethics; Rules, Calendar, and
 Operations of the House.

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- COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Justice and Public Safety; Health, **Vice Chair**; Juvenile Justice; Mental Health Reform; Rules, Calendar, and Operations of the House; State Personnel.
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
Subcommittee on Capital; Environment and Natural Resources; Homeland
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations;
Appropriations Subcommittee on Justice and Public Safety, **Vice Chair**;
Election Law and Campaign Finance Reform, **Vice Chair**; Environment
and Natural Resources; Judiciary II; Juvenile Justice, **Vice Chair**;
Pensions and Retirement.

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- COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural Economy;
Agriculture; Appropriations; Appropriations Subcommittee on Natural and
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- COMMITTEE ASSIGNMENTS - Agriculture, **Vice Chair**; Alcoholic
Beverage Control; Election Law and Campaign Finance Reform;
Finance; Homeland Security, Military, and Veterans Affairs; Insurance;
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Justice and Public Safety, **Chair**; Education; Education Subcommittee on Community Colleges; Judiciary II, **Vice Chair**; Local Government II; Rules, Calendar, and Operations of the House; Wildlife Resources.

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COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control, **Chair**; Appropriations; Appropriations Subcommittee on Education, **Vice Chair**; Education, **Chair**; Ethics; Local Government II; Public Utilities; Wildlife Resources.

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COMMITTEE ASSIGNMENTS - Election Law and Campaign Finance Reform, **Vice Chair**; Energy and Energy Efficiency; Environment and Natural Resources; Finance, **Senior Chair**; Rules, Calendar, and Operations of the House, **Vice Chair**.

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H.B. 1473, SUBCOMMITTEE ON FINANCE 1191.
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- COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Transportation; Election Law and Campaign Finance Reform; Environment and Natural Resources; Federal Relations and Indian Affairs, **Vice Chair**; Homeland Security, Military, and Veterans Affairs, **Chair**; Judiciary I.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
 Subcommittee on Natural and Economic Resources, **Chair**; Children, Youth
 and Families, **Vice Chair**; Education; Education Subcommittee on
 Universities, **Chair**; Health; Juvenile Justice; Local Government II.

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COMMITTEE ASSIGNMENTS - Environment and Natural Resources; Finance, **Vice Chair**; Financial Institutions; Public Utilities; Rules, Calendar, and Operations of the House; Transportation, **Vice Chair**.

CONFEREE

H.B. 91 1323.

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H.B. 679 1866.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Transportation; Education; Education Subcommittee on Community Colleges; Environment and Natural Resources; Juvenile Justice; Local Government I.

MCELRAFT, PAT-Contd.

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COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control;
Commerce, Small Business, and Entrepreneurship; Finance; Local
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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Education, **Chair**; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education, **Vice Chair**; Health; Mental Health Reform; Pensions and Retirement; Rules, Calendar, and Operations of the House; Ways and Means.

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COMMITTEE ASSIGNMENTS - Appropriations, **Senior Chair**; Election Law and Campaign Finance Reform; Judiciary III; Rules, Calendar, and Operations of the House; Ways and Means, **Vice Chair**.

CONFEREE

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COMMITTEE ASSIGNMENTS - Aging; Agribusiness and Agricultural Economy, **Vice Chair**; Appropriations; Appropriations Subcommittee on Justice and Public Safety; Children, Youth and Families; Financial Institutions; Judiciary I; Juvenile Justice, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations

Subcommittee on Justice and Public Safety; Children, Youth and Families;

Judiciary II; Transportation; University Board of Governors Nominating,

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Education; Commerce, Small Business, and Entrepreneurship, **Vice Chair**; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education, **Chair**; Health; Judiciary II; Mental Health Reform.

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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations;
Appropriations Subcommittee on Education; Commerce, Small Business,
and Entrepreneurship; Homeland Security, Military, and Veterans
Affairs, **Vice Chair**; Local Government I; Rules, Calendar, and
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COMMITTEE ASSIGNMENTS - Aging, **Vice Chair**; Appropriations; Appropriations Subcommittee on General Government; Children, Youth and Families, **Chair**; Commerce, Small Business, and Entrepreneurship; Insurance; Juvenile Justice.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Justice and Public Safety, **Vice Chair**; Commerce, Small Business, and Entrepreneurship; Judiciary II; Mental Health Reform; Rules, Calendar, and Operations of the House; Wildlife Resources.

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COMMITTEE ASSIGNMENTS - Education; Education Subcommittee on Universities; Election Law and Campaign Finance Reform, **Vice Chair**; Ethics, **Chair**; Finance; Judiciary I, **Chair**; Rules, Calendar, and Operations of the House, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations
 Subcommittee on Natural and Economic Resources; Commerce, Small
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COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control; Appropriations; Appropriations Subcommittee on Transportation, **Vice Chair**; Energy and Energy Efficiency; Financial Institutions; Insurance; Public Utilities, **Chair**.

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COMMITTEE ASSIGNMENTS - Children, Youth and Families;
 Finance; Insurance, **Vice Chair**; Rules, Calendar, and Operations of the
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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations; Appropriations Subcommittee on General Government, **Vice Chair**; Commerce, Small Business, and Entrepreneurship; Ethics; Local Government II; Rules, Calendar, and Operations of the House; Transportation; Wildlife Resources, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Natural and Economic Resources; Education; Education Subcommittee on Universities; Environment and Natural Resources; Judiciary I, **Vice Chair**; Transportation.

CONFEREE

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- H 1607 RECOGNIZE JUNETEENTH NATIONAL FREEDOM DAY (Ch. SL 2007-450).....729, 1094, 1122, 1844, 1861, 1871, 1955.

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COMMITTEE ASSIGNMENTS - Alcoholic Beverage Control; Appropriations; Appropriations Subcommittee on Justice and Public Safety, **Vice Chair**; Federal Relations and Indian Affairs, **Chair**; Homeland Security, Military, and Veterans Affairs; Judiciary III, **Chair**; State Personnel; Transportation.

CONFEREE

- H.B. 564 1177.
- H.B. 767 1580.
- H.B. 767, DISMISSED AS CONFEREE 1700.
- H.B. 1136..... 1506.
- H.B. 1473, SUBCOMMITTEE ON JUSTICE AND PUBLIC SAFETY 1191.
- S.B. 103 1564.

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473, 491, 492, *507, *508, 523, 524, 531, *543, *544, 547, 567, *593,
*621, 622, 623, *646, 670, 693, 743, 773, 829, 835, *839, 848, 851,
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1866, 1889, 1897, 1912, 1949, 1955, 1979, 2002, 2050, 2057, *2058,
2069.

COMMITTEE ASSIGNMENTS - Agriculture; Appropriations;
Appropriations Subcommittee on Education; Commerce, Small Business,
and Entrepreneurship; Education; Education Subcommittee on
Universities, **Vice Chair**; Energy and Energy Efficiency; Environment and
Natural Resources, **Vice Chair**.

CONFEREE

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H.B. 1473, SUBCOMMITTEE ON EDUCATION 1191.

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H 2044 2007 CONTINUING BUDGET AUTHORITY
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H	1688	AMEND COMBINED MOTOR VEHICLE REGISTRATION AND PROPERTY TAX SYSTEM (Ch. SL 2007-471)	746, 1588, 1655, 1673, 1690, 1722, 1883, 1957.
S	1362	AMEND DRY-CLEANING SOLVENT CLEANUP ACT (Ch. SL 2007-530)	1424, 1499, 1573, 1657, 1685, 1725, 1848, 1967.
S	6	AMEND SOLID WASTE MANAGEMENT ACT OF 2007 (Ch. SL 2007-543)	638, 1838, 1870, 1969.
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H	1921	AUTOMOBILE EXCLUSION (Judiciary I).....	887.
H	2003	BIOFUELS INCENTIVES (Commerce, Small Business, and Entrepreneurship)	957.
H	653	CAP VARIABLE RATE OF THE GASOLINE EXCISE TAX (Finance).....	298, 1562.
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- H 2002 CLARIFY PROPERTY TAX FOR CONSERVATION
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- H 1531 CLARIFY SMALL BUSINESS HEALTH INSURANCE
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- H 132 CONFORM PERSONAL TAX DEDUCTION AND
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- H 463 CONSERVATION TAX CREDIT MODIFICATIONS
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- H 1981 CONTINUING CARE RETIREMENT COMMUNITIES
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- H 1755 COORDINATE STATEWIDE ENHANCED 911 SYSTEM
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- H 109 CORPORATE OPT OUT CHANGES/BUDGET REVENUE
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- H 1846 CREDIT FOR RECYCLING VEGETABLE OIL
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- H 1993 DATACENTER SALES TAX BILL
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- H 117 DAVIE COUNTY LOCAL SALES TAX OPTION
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- H 685 DAY CARE CENTER PROPERTY TAX EXCLUSION
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- H 558 DEDUCTION FOR S CORPORATION INCOME
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- H 1582 DEFINITION OF FARMER FOR SALE AND USE TAX
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- H 1007 DOMESTIC PROPANE GAS RELIEF
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- S 1068 E-NORTH CAROLINA INTERNET CONNECTIVITY/PEG
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- H 51 EARNED INCOME TAX CREDIT
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- H 1595 ECONOMIC DEVELOPMENT MODIFICATIONS
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H	239	EMERGENCY PERSONNEL TAX DEDUCTION (Finance).....	146.
H	1873	EMERGENCY PERSONNEL TAX DEDUCTION (Finance).....	829.
S	646	ENACT WATERFRONT ACCESS STUDY COMMITTEE RECOMMENDATIONS (Included Ch. SL 2007-323) (Ch. SL 2007-485).....	1646, 1774, 1794, 1819, 1826, 1831, 1832, 1881, 1960.
H	39	ENDANGERED MANUFACTURING AND JOBS ACT (Commerce, Small Business, and Entrepreneurship).....	62, 112.
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H	1656	EXEMPT CERTAIN MILITARY PAY FROM INCOME TAX (Homeland Security, Military, and Veterans Affairs).....	739.
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H	1598	EXTEND QUALIFIED BUSINESS VENTURE TAX CREDIT (Ch. SL 2007-422).....	727, 1232, 1240, 1518, 1525, 1542, 1950.
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H	744	HOME HEATING FUEL TAX EXEMPTION (Finance).....	316.
H	539	HOMESTEAD EXCLUSION EXPANSION (Finance).....	260.
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S	1272	MOTOR FUEL TAX EXEMPTION FOR BIODIESEL (Ch. SL 2007-524)	1081, 1638, 1775, 1800, 1816, 1864, 1966.
H	1922	NEW MARKET TAX CREDITS (Finance).....	888.
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H	2028	NORTH CAROLINA VENTURE CAPITAL ENHANCEMENT ACT (Finance).....	962, 1295.
H	1317	ONE-CENT LOCAL OPTION SALES TAX (Finance).....	548.
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- H 63 PROPERTY TAX - SCHOOL CAPITAL LEASES
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- H 1499 PROPERTY TAX AND PRESENT-USE VALUE
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- H 1555 PROPERTY TAX COMMISSION TERMS
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- H 1610 PROPERTY TAX DEFERRAL
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- H 486 PROPERTY TAX EXCLUSION FOR DISABLED
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- H 1538 QUALIFIED VENTURE CAPITAL GAIN EXEMPTION
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- H 863 RAILROAD INCENTIVES
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- H 891 REINSTATE LOCAL EDUCATION AGENCY SALES
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H	2001	SALES TAX EXEMPTION FOR BAKED GOODS (Finance).....	957.
S	1240	SALES TAX EXEMPTION FOR BAKED GOODS (Ch. SL 2007-368)	1233, 1558, 1644, 1735, 1941.
H	1260	SALES TAX EXEMPTION FOR COMMUNITY COLLEGES (Finance).....	504.
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H	559	SMALL BUSINESS TAX EXEMPTION (Finance).....	263.
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H	1503	STIMULATE ECONOMY MANUFACTURING (Commerce, Small Business, and Entrepreneurship).....	681.
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H	388	TAX CREDITS FOR CHILDREN WITH SPECIAL NEEDS (Finance).....	204, 971.
H	421	TAX FAIRNESS IN EDUCATION (Education).....	214.
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H	477	TAX FREE SHOPPING WEEKEND POST- THANKSGIVING (Finance).....	229.
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- H 1980 TAXATION OF NONQUALIFIED PATRONAGE BY COOPERATIVE (Senate).....948, 1774, 1798.
- H 99 TAXPAYER COST RECOVERY (Senate).....87, 126, 1002, 1035, 1038, 1039.
- H 2033 TOBACCO PRODUCTS TAX INCREASE (Finance)..... 963.
- H 2034 TOBACCO PRODUCTS TAX INCREASE (Finance)..... 963.
- H 2035 TOBACCO PRODUCTS TAX INCREASE (Finance)..... 963.
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- H 1854 VEHICLE PROPERTY TAX CHANGES (Judiciary II)..... 787.
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- H 1044 WORK OPPORTUNITY TAX CREDIT (Judiciary III) (Included Ch. SL 2007-323) 426.

TEACHERS - see EDUCATION; PERSONNEL SYSTEM, STATE

THERAPEUTIC RECREATION PERSONNEL CERTIFICATION ACT (G.S. 90C)

- S 768 TEMPORARY DEPARTMENT OF HEALTH AND HUMAN SERVICES EXEMPT/RECREATION THERAPY ACT (Ch. SL 2007-389)1136, 1558, 1625, 1687, 1807, 1944.

THOMAS, CHARLES C.

- BILLS INTRODUCED - 3, 8, 9, 12, 16, 27, 28, 29, 65, 74, 77, *86, *87, *109, 119, 160, 164, 166, 177, 182, 183, 184, *193, 206, 207, 222, 235, 263, 310, 317, 332, *356, 409, *411, 412, 441, 452, *466, 473, 478, 486, *489, 493, *503, *504, *505, 518, 539, 547, 572, *594, *605, *664, 693, *762, *763, 839, 848, 872, 873, 878, 887, 891, *904, 905, 906, 921, *933, 945, 955, 976, 980, 981, 989, 990, *1014, *1015, *1073, 1074, *1075, *1094, 1148, 1155, *1186, *1276, 1277, 1294, 1299, 1304, 1315, 1354, 1359, 1375, *1403, 1406, 1412, 1413, 1414, 1415, 1424, *1448, 1458, 1464, 1476, 1485, 1497, 1498, 1505, 1547, 1560, 1620, 1621, 1624, 1635, *1660, 1671, 1732, *1733, *1821, *1825, *1840, 1889, 1893, 1912, *1952, *1953, 1955, 1979, *2005, 2020, 2028, 2050, *2054, 2069.

THOMAS, CHARLES C.-Contd.

COMMITTEE ASSIGNMENTS - Aging; Appropriations; Appropriations Subcommittee on Health and Human Services; Education; Education Subcommittee on Universities; Energy and Energy Efficiency; Health; Homeland Security, Military, and Veterans Affairs; Wildlife Resources.

CONFEREE

H.B. 1415..... 1473.
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COMMITTEE ASSIGNMENTS - Education; Education Subcommittee on Universities; Finance; Financial Institutions; Judiciary III; Local Government II; Science and Technology.

CONFEREE

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COMMITTEE ASSIGNMENTS - Agriculture; Appropriations, **Chair**; Education; Education Subcommittee on Community Colleges; Energy and Energy Efficiency, **Vice Chair**; Ethics; Pensions and Retirement; Science and Technology, **Vice Chair**.

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- COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural
Economy; Agriculture; Alcoholic Beverage Control; Appropriations;
Appropriations Subcommittee on General Government, **Vice Chair**;
Environment and Natural Resources; Local Government I, **Chair**;
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- COMMITTEE ASSIGNMENTS - Agriculture; Appropriations; Appropriations Subcommittee on General Government, **Chair**; Environment and Natural Resources, **Vice Chair**; Homeland Security, Military, and Veterans Affairs; Judiciary III; Transportation.

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H.B. 1537, CONFERENCE REPORT ON..... 1894.

BILLS INTRODUCED - *6, 38, 39, 40, 42, 43, 44, 45, 46, 47, 48, 50, 51,
53, 58, 59, 61, 62, 63, 64, 65, 66, 67, 68, 72, 73, 74, 77, *79, 83, 91, 92,
93, 94, 95, 96, 97, 98, 105, 106, 107, 116, 118, 119, 120, 121, 122, 123,
124, 125, 126, *127, 130, 131, 136, 137, 138, 139, 140, 141, 142, 144,
145, 147, 148, 150, 152, 156, 158, 167, 172, 174, 177, 179, 182, 183,
184, 186, 187, 192, 195, 196, 197, 198, 199, 200, 201, *213, 214, 219,
220, 222, 223, 224, 225, 227, 228, 231, 232, 235, 236, 237, 238, 239,
241, 248, 249, 250, 253, 256, 257, 258, *262, 265, 274, 287, 291, 295,
296, *303, 312, 317, 320, 322, 332, 334, 335, 336, 337, 338, 339, 340,
*341, 348, 353, 359, 360, 364, 365, 383, 388, 391, 400, 402, *403,
*404, 405, 412, 415, 417, 445, 447, 452, 458, 462, 463, 491, *492,
*496, 516, 520, 521, 522, 523, 524, 526, *528, 529, 531, 533, *534,
*535, 536, 553, 554, 557, 567, 573, 577, 595, 609, *612, 626, 630, 631,
641, 653, 654, *655, *656, 663, 664, 668, 670, 671, 675, 676, 677, 682,
683, 693, 694, 695, 696, 697, 698, 699, 702, 703, 718, 719, 720, 727,
732, 761, 773, 776, 777, 778, 779, 782, 783, 784, 785, 786, 788, 835,
846, 848, 851, 854, 857, 864, 872, 873, 876, 878, 879, 880, 883, 884,
887, 888, 893, 895, 898, 899, 900, 901, 904, 905, 906, 907, 909, 910,
911, 912, 913, 914, 915, 934, 935, 936, 937, 938, 939, 940, 950, 955,
956, 961, 966, *973, 977, 978, 981, *988, *990, 991, 992, *997, 998,
*1016, 1020, 1021, 1022, 1025, *1043, *1044, *1046, 1050, 1057,
*1072, 1073, 1074, 1075, 1076, 1107, 1148, *1150, *1160, 1165, 1167,

WAINWRIGHT, WILLIAM L.-Contd.

1177, 1183, 1192, 1203, 1223, 1225, *1240, *1243, 1249, 1260, 1261, 1266, 1267, 1271, 1273, 1279, 1285, 1286, 1288, 1289, 1290, 1291, 1299, 1300, 1302, 1304, 1307, 1311, 1313, 1315, 1319, 1320, 1329, 1330, 1335, 1336, 1337, 1353, 1355, 1360, 1366, 1367, 1368, 1369, *1370, *1371, *1372, 1375, *1378, *1393, 1394, 1396, 1402, 1403, 1412, 1413, 1414, 1415, 1420, 1421, 1424, 1431, 1433, 1434, 1435, 1436, 1446, 1449, 1452, 1453, *1454, *1456, 1459, 1464, 1465, 1466, 1467, 1476, 1478, 1480, 1496, 1497, 1499, 1501, 1502, *1504, 1505, 1506, 1512, 1513, 1515, 1516, 1518, 1526, 1527, 1539, *1540, 1544, 1550, 1553, 1563, 1585, *1594, *1595, *1596, *1597, *1598, 1607, 1615, 1618, *1627, 1631, *1635, 1640, 1641, 1645, 1673, *1674, 1682, 1691, 1692, *1709, *1712, *1713, 1714, 1720, 1721, 1726, 1727, 1733, 1734, 1741, 1789, *1790, 1818, *1824, 1827, 1840, 1851, 1852, 1855, 1856, 1857, 1859, 1862, 1863, 1867, 1877, 1878, 1889, 1891, *1893, *1922, 1949, 1955, *2015, 2020, *2028, *2044, *2045, *2046, *2059, *2068.

COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Capital; Finance, **Chair**; Health; Insurance; Ways and Means, **Vice Chair**.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON FINANCE 1191.
H.B. 109 1903.

ELECTED SPEAKER PRO TEMPORE 41.

ESCORT

GOVERNOR EASLEY (Chair) 149.

EXCUSED ABSENCES 1250, 1566, 1734, 1978.

NOMINATED SPEAKER PRO TEMPORE..... 37.

OATH AS MEMBER 22.

OATH AS SPEAKER PRO TEMPORE..... 41.

OFFERS PRAYER 907.

PRESIDING 506, 555, 712, 895, 1652, 1688.

REMARKS AS SPEAKER PRO TEMPORE 42.

WAKE COUNTY

H 162 APEX CONDEMNATION SUNSET/AMENDMENTS
(Senate)..... 110, 189, 368, 385, 413, 433.

S 149 APEX CONDEMNATION SUNSET/AMENDMENTS
(Ch. SL 2007-37) 208, 369, 715,
828, 849, 863, 925, 943.

S 349 CARY AND HENDERSONVILLE CLOSING-OUT SALES
(Local Government II) 432.

WAKE COUNTY-Contd.

- H 1213 CARY MULTIFAMILY
DEVELOPMENTS/RECREATIONAL LAND
(Ch. SL 2007-321)491, 715, 1179,
1187, 1200, 1705, 1738.
- H 366 CARY/HENDERSONVILLE CLOSING-OUT SALES
(Ch. SL 2007-22)194, 295, 351, 781, 803.
- S 221 CERTAIN LOCAL GOVERNMENTS' INVESTMENTS
(Ch. SL 2007-255)797, 1212, 1225,
1435, 1458, 1469, 1528, 1543.
- H 1018 DURHAM AND WILLIAMSTON/OVERGROWN
VEGETATION ORDINANCE
(Senate)421, 842, 867.
- H 1250 DURHAM SATELLITE ANNEXATIONS
(Ch. SL 2007-225)499, 810, 903,
991, 1009, 1464, 1478.
- H 1164 DURHAM UNFIT DWELLINGS
(Local Government I).....482, 691, 791.
- S 607 DURHAM UNFIT DWELLINGS
(Ch. SL 2007-219) 798, 1421, 1445, 1453, 1465.
- S 608 DURHAM/REFUSE AND DEBRIS ORDINANCE
(Ch. SL 2007-220) 863, 1421, 1445, 1453, 1465.
- H 568 GARNER, HOLLY SPRINGS, ROLESVILLE, MOTOR
VEHICLE TAX (Ch. SL 2007-73)265, 372, 419,
445, 472, 1229, 1248.
- H 1161 KNIGHTDALE EXTRATERRITORIAL JURISDICTION
(Finance) 482, 714.
- H 562 MORRISVILLE ANNEXATIONS
(Ch. SL 2007-324)264, 371, 419,
445, 472, 1736, 1851.
- S 491 MORRISVILLE ANNEXATIONS
(Local Government I)..... 379.
- H 1194 MORRISVILLE OFF-SITE DEVELOPMENT
(Local Government II) 487.
- H 1651 RALEIGH SUBDIVISION DEFINITION
(Senate)738, 898, 1126, 1138.
- S 530 RALEIGH/CONTRACTS EXEMPTION
(Ch. SL 2007-333)1028, 1474, 1488,
1531, 1585, 1637, 1680, 1730, 1850, 1936.
- H 849 REGULATION OF GOLF CARTS IN MORRISVILLE
(Ch. SL 2007-336)338, 873, 1076,
1083, 1765, 1792, 1851, 1937.
- S 531 REGULATION OF GOLF CARTS IN MORRISVILLE
(Local Government II) 1079.

WAKE COUNTY-Contd.

- H 1228 STOP LIGHT CAMERAS IN CERTAIN MUNICIPALITIES (Ch. SL 2007-341)..... 493, 1545, 1612, 1626, 1634, 1671, 1838, 1857, 1871, 1937.
- H 885 TOWNS OF APEX AND MORRISVILLE MOTOR VEHICLE TAX (Ch. SL 2007-108)356, 529, 688, 704, 721, 789, 801, 1308, 1328.
- S 350 WAKE COUNTY TOWNS ELECTRONIC NOTICES (Ch. SL 2007-86)432, 1212, 1226, 1251, 1269.
- H 827 WAKE FOREST/CARY HISTORIC STRUCTURES (Ch. SL 2007-66)334, 527, 552, 1212, 1224.
- S 559 WAKE FOREST/CARY HISTORIC STRUCTURES (Local Government II) 664.
- H 1142 WAKE LAND TRANSFER TAXES (Finance) 464.
- H 432 WAKE SCHOOL BOARD ELECTIONS (Election Law and Campaign Finance Reform)..... 217.

WALEND, TRUDI

- APPROVAL OF VOTE CHANGE
 - S.B. 465, CONFERENCE REPORT ON 1316.
- BILLS INTRODUCED - 5, 8, 9, *22, 25, 27, 28, 29, 30, 42, 43, 44, 45, 46, 48, 55, 56, 57, 63, 64, 65, 66, 67, 76, 81, 86, 87, 88, 104, 132, 149, 150, 160, 164, 166, 182, 185, 204, 205, 206, 207, *215, *216, 218, 233, 243, 252, 261, *263, 265, *280, 294, 308, 309, 310, *315, 318, 332, 356, 378, 380, 409, 416, 421, 422, 431, 442, 461, *474, 476, 478, 486, 493, 494, 518, 523, 539, 540, *548, *549, 567, 595, 664, 744, 745, 878, 887, 891, 904, 929, 933, 945, 969, 972, 976, 989, *1033, *1034, *1035, 1074, *1077, 1114, 1148, 1155, 1156, 1159, *1241, 1269, 1353, 1358, 1359, 1390, 1392, 1406, 1407, *1408, 1424, 1432, 1439, *1451, *1503, 1505, 1543, 1547, 1550, 1552, 1576, 1602, 1604, 1606, 1620, 1621, 1624, 1689, 1696, 1698, 1720, 1731, 1733, 1889, 1912, 1955, 1997, *2001, 2004, 2069.
- COMMITTEE ASSIGNMENTS - Energy and Energy Efficiency, Vice Chair; Finance; Health; Insurance; Judiciary III; State Personnel; Ways and Means.
- EXCUSED ABSENCES1173, 1356, 1381.
- OATH 22.

WALKER, R. TRACY

- APPOINTED TO CANVASS VOTE FOR STATE BOARD OF COMMUNITY COLLEGES 809.

WALKER, R. TRACY-Contd.

BILLS INTRODUCED - 99, 105, 106, 107, 109, 137, ***161**, 166, 183, 184, 195, 205, 206, 207, 263, 265, 267, 274, 283, 317, 332, 359, 360, 365, 367, 380, 416, 421, 442, 452, 476, 486, 493, 523, 531, 567, 573, 623, 676, ***717**, 732, 740, 745, 830, 878, 890, 891, 929, 948, 955, 972, 981, 995, ***1096**, 1148, 1155, 1177, ***1258**, 1279, 1292, 1304, 1307, 1322, 1324, 1335, 1351, 1359, 1371, 1375, 1389, 1390, 1395, 1404, 1414, 1424, 1464, 1499, 1517, 1541, 1543, 1546, 1550, 1552, 1621, 1676, 1693, 1720, 1721, 1866, 1873, 1889, ***1949**, 1955, 1991, 2050, 2054.

COMMITTEE ASSIGNMENTS - Agriculture; Appropriations; Appropriations Subcommittee on General Government; Education; Education Subcommittee on Community Colleges, **Vice Chair**; Local Government I.

ESCORT

APPALACHIAN STATE UNIVERSITY FOOTBALL TEAM 77.

EXCUSED ABSENCES344, 353, 885, 1845, 1978.

OATH 23.

WARREN COUNTY

H 475 WARREN SCHOOL BOARD ELECTION
(Local Government II) 228, 810.

S 386 WARREN SCHOOL BOARD ELECTION
(Ch. SL 2007-50)798, 987, 1034, 1044, 1063.

WARREN, EDITH D.

APPOINTED TO LEGISLATIVE ETHICS COMMISSION 185.

BILLS INTRODUCED - 6, 8, 12, ***13**, 14, ***15**, 16, ***17**, ***18**, ***19**, ***20**, 23, 25, ***26**, 40, 42, 43, 44, 45, 46, 47, 49, ***52**, 63, 64, 65, 66, 67, ***72**, 77, ***80**, 81, ***82**, 91, 92, 94, 95, 97, 98, ***105**, ***106**, ***107**, 116, 118, 119, 125, 127, 147, 195, 196, 197, 198, 199, 200, 201, 204, 256, 264, 265, 274, 320, 322, ***327**, 332, 337, 338, 339, 340, 359, 360, 365, 389, 405, 415, 417, ***426**, 436, 437, ***460**, 471, 486, 523, 524, 526, 531, 532, 536, 557, 609, 622, 623, 641, 642, 643, ***654**, 664, 699, 717, 732, 740, 761, ***848**, 851, ***874**, ***875**, 876, ***877**, 878, 880, 883, ***884**, 906, ***909**, ***910**, ***911**, ***912**, ***913**, ***914**, ***931**, 936, 937, 939, ***950**, 955, 956, 961, 973, 990, 991, 996, 997, 1004, ***1067**, ***1068**, ***1070**, ***1082**, ***1083**, ***1084**, ***1122**, ***1123**, ***1124**, 1148, ***1162**, ***1168**, ***1169**, ***1170**, ***1171**, 1177, ***1184**, 1234, 1235, ***1238**, ***1239**, 1260, 1261, 1263, ***1264**, 1265, 1266, 1267, ***1270**, 1273, 1276, 1289, ***1303**, 1306, 1307, 1311, ***1316**, ***1317**, ***1325**, 1360, ***1362**, 1375, ***1385**, 1389, 1390, 1391, 1392, ***1402**, 1424, 1464, 1513, 1514, 1515, 1516, 1517, 1621, 1763, ***1874**, ***1915**, ***1924**, ***1940**, ***1945**, 1955, ***1999**, 2050, 2069.

WARREN, EDITH D.-Contd.

COMMITTEE ASSIGNMENTS - Agriculture; Appropriations; Appropriations Subcommittee on Natural and Economic Resources, **Chair**; Commerce, Small Business, and Entrepreneurship; Education; Education Subcommittee on Universities, **Vice Chair**; Local Government I; University Board of Governors Nominating.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON NATURAL AND ECONOMIC RESOURCES 1191.
EXCUSED ABSENCES 66, 70, 690, 712, 908, 1294, 1307, 1341, 1356, 1400, 1845.
OATH 22.

WARREN, RAY

APPROVAL OF VOTE CHANGE

H.B. 714 1919.
BILLS INTRODUCED - 8, 9, 25, 27, 28, 29, ***33**, 91, 105, 106, 107, 118, 120, ***159**, 177, 183, 220, ***230**, 263, 317, 332, 344, 356, 359, 389, 414, 418, 454, 468, 473, ***490**, 493, 567, 573, 609, ***646**, ***648**, 693, 743, 745, 764, ***768**, ***829**, ***835**, ***864**, 878, ***880**, 883, 899, 900, 906, 945, ***953**, ***954**, 957, ***960**, 976, 981, 997, 998, 1004, 1012, 1072, 1076, ***1104**, ***1105**, ***1106**, 1148, 1150, 1177, 1231, ***1258**, 1260, 1266, ***1271**, 1279, 1304, 1335, ***1354**, 1359, 1376, 1390, 1395, ***1398**, 1413, ***1416**, 1417, 1420, 1424, ***1446**, 1464, ***1499**, 1514, ***1620**, ***1621**, 1671, ***1764**, ***1765**, ***1766**, 1772, 1949, ***1950**, 2050, ***2062**, 2069.

COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Justice and Public Safety, **Vice Chair**; Commerce, Small Business, and Entrepreneurship; Education; Education Subcommittee on Community Colleges; Financial Institutions; Homeland Security, Military, and Veterans Affairs; Judiciary III, **Vice Chair**.

CONFEREE

H.B. 648 1323.
H.B. 820 1701.
H.B. 1473, SUBCOMMITTEE ON JUSTICE AND PUBLIC SAFETY 1191.
EXCUSED ABSENCES NONE.
OATH (Administered on January 21, 2007)..... 23.

WASHINGTON COUNTY

H 472 ROPER ELECTIONS (Senate).....228, 577, 1064, 1083.

WATAUGA COUNTY

- H 621 BEECH MOUNTAIN DEANNEXATION
(Ch. SL 2007-74)286, 714, 827,
847, 864, 1229, 1248.
- H 508 STATE HEALTH PLAN/LOCAL GOVERNMENT
PARTICIPATION (Ch. SL 2007-405)..... 244, 714, 1096,
1118, 1817, 1866, 1882, 1948.
- H 455 WATAUGA COUNTY LOCAL OPTION SALES TAX
(Finance) 225, 900.

WATER AND SEWER SYSTEMS (G.S. 162A)

- S 1546 CLARIFY PUBLIC ACCESS TO PERSONNEL RECORDS
(Ch. SL 2007-508)1047, 1571, 1649,
1727, 1885, 1887, 1897, 1929, 1964.
- S 212 LAND-USE PERMIT APPEALS
(Judiciary I)..... 1156.

WATER INFRASTRUCTURE (G.S. 159G)

- H 127 CLEAN WATER ACT OF 2007
(Finance) (Included Ch. SL 2007-323) 93, 140.

WAYNE COUNTY

- H 538 REGULATION OF GOLF CARTS BY VARIOUS TOWNS
(Ch. SL 2007-72)259, 468, 542,
575, 640, 667, 674, 1229, 1248.
- H 464 TAX CERTIFICATION - VARIOUS COUNTIES
(Ch. SL 2007-221)226, 385, 415,
1299, 1316, 1352, 1429, 1439, 1448, 1454, 1465.
- H 1216 WAYNE COUNTY LOCAL OPTION SALES TAX
(Finance) 491.

WEEKS, DENISE G. - PRINCIPAL CLERK

- ELECTED PRINCIPAL CLERK 45.
- LEAVE OF ABSENCE GRANTED 1380.
- NOMINATED PRINCIPAL CLERK 43.
- OATH AS PRINCIPAL CLERK 45.
- PRESIDING 13.

WEISS, JENNIFER

- APPOINTED TO JOINT SELECT COMMITTEE ON
ECONOMIC INCENTIVES (Chair) 209.
- APPROVAL OF VOTE CHANGE
H.B. 162 434.
H.B. 280 668.
H.B. 941 668.

WEISS, JENNIFER-Contd.

H.B. 1136	668.
H.B. 1176	668.
H.B. 1182	668.
H.B. 1185	668.

BILLS INTRODUCED - *5, 9, 15, 17, *23, *24, *25, *36, 42, 43, 44, 45, 46, 47, *50, *51, 57, *58, *61, 62, 67, 77, 81, 91, *92, *93, *94, *95, *96, *97, *98, 116, 122, 136, 141, 144, 147, 148, 182, 183, 186, 187, 192, *195, *196, *197, *198, *199, *200, *201, 205, 214, 223, 236, 237, 241, 248, 250, 256, 259, 265, 291, 313, 317, 332, 334, 335, 338, 339, 340, 341, 347, 348, 359, 362, *364, 365, *366, 391, 405, 436, 451, 452, 462, 463, *471, 521, 523, 524, 553, 567, *569, 595, 609, 618, 626, 627, 628, 633, 636, 643, 664, 670, 671, *674, *675, *676, *677, 691, 692, 693, 695, *699, 717, 718, 727, 732, 784, 786, 788, *791, 795, 797, 799, 811, 813, *827, 832, 838, 839, *841, 853, *854, 855, 857, 864, 872, 873, 879, 888, 893, 898, 899, 900, 901, 906, 907, *917, 918, *937, 961, 967, 968, 973, 976, 980, 981, 990, 991, 992, 997, 1022, 1066, 1072, 1073, 1075, 1114, 1115, 1125, *1142, 1173, 1178, 1179, *1213, 1248, 1249, 1266, 1269, 1271, 1273, 1279, 1282, 1286, 1289, 1290, 1291, 1311, 1335, 1336, 1360, 1363, 1366, 1369, *1374, 1394, 1420, 1421, 1424, 1433, *1453, *1459, *1465, *1466, *1467, 1476, *1483, *1486, 1487, 1494, 1500, 1505, 1513, 1515, 1517, 1553, *1554, 1591, 1607, 1619, 1625, 1626, 1628, 1631, *1635, *1636, 1641, *1644, 1645, 1646, *1663, *1664, *1665, *1695, *1711, 1772, 1789, *1791, *1797, *1798, *1799, 1840, 1847, 1859, *1860, 1865, 1868, *1882, 1889, *1907, 1908, 1912, 1937, 1949, 1955, 1979, *1981, *1982, *2022, *2033, *2034, *2035, *2044, *2045, 2063.

COMMITTEE ASSIGNMENTS - Aging; Environment and Natural Resources; Finance, **Chair**; Judiciary II, **Vice Chair**; Rules, Calendar, and Operations of the House.

CONFEREE

H.B. 109	1903.
H.B. 1473, SUBCOMMITTEE ON FINANCE	1191.
H.B. 1473, SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES	1208.
S.B. 56	1513.
S.B. 103	1564.
S.B. 864	1863.
S.B. 864, DISMISSED AS CONFEREE	1864.
S.B. 1546	1727.

ESCORT

SPEAKER HACKNEY	30.
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EXCUSED ABSENCES382, 1266, 1307, 1522, 1786.

OATH 22.

REMARKS ON SLAVERY RESOLUTIONS 625.

WEST, ROGER

BILLS INTRODUCED - 9, 25, 48, 63, 64, 65, 66, 67, 105, 106, 107, 164, 182, 183, ***194**, 205, 206, 207, 218, 263, 317, 332, 416, 442, ***443**, 486, 493, 547, 565, ***567**, 572, 599, 669, 744, 745, 830, 852, 860, 878, 887, 957, 960, 976, ***979**, ***1091**, ***1092**, ***1121**, ***1136**, 1155, 1279, 1304, ***1349**, 1351, 1359, 1375, 1424, 1439, 1464, 1503, ***1507**, 1547, 1602, 1603, 1604, 1693, 1733, ***1873**, 1889, 1955, ***1962**, 1991, ***2006**, 2050, 2054, ***2069**.

COMMITTEE ASSIGNMENTS - Agribusiness and Agricultural Economy, **Vice Chair**; Appropriations; Appropriations Subcommittee on General Government; Environment and Natural Resources; Judiciary I; Wildlife Resources.

CONFEREE

H.B. 767 1580.
H.B. 767, DISMISSED AS CONFEREE 1700.
H.B. 1136 1506.

EXCUSED ABSENCES 210, 382, 712, 825, 1044, 1154, 1211, 1236, 1242.

EXCUSED VOTE

H.B. 1646 1020, 1035, 1487.

OATH 22.

WILEY, LAURA I.

APPOINTED TO LEGISLATIVE ETHICS COMMISSION 185.

APPROVAL OF VOTE CHANGE

H.B. 836 867.
H.B. 1018 867.
H.B. 1097 867.
H.B. 1120 867.
H.B. 1168 867.

BILLS INTRODUCED - 5, ***12**, ***13**, ***14**, 15, ***16**, ***17**, ***18**, 20, ***26**, 27, 28, 37, 38, 42, 43, 44, 45, 46, 47, 55, 74, 77, 83, 103, 132, 150, 152, ***160**, 164, 166, ***179**, 185, 205, 206, 207, 214, 215, 224, 263, 265, 294, 317, 332, ***388**, 391, 409, 416, 422, 442, 478, 486, 493, 494, 567, 572, 573, 598, ***620**, 664, 688, 732, 745, 764, 830, 835, 878, ***887**, 889, ***915**, 929, 976, 989, 995, 1004, 1016, ***1064**, 1074, ***1165**, ***1166**, 1269, ***1358**, ***1359**, 1375, 1390, 1424, 1439, ***1440**, 1464, 1546, 1547, 1550, 1560, 1602, 1603, 1604, 1620, 1624, 1638, 1641, 1689, 1696, 1698, ***1718**, 1721, 1751, 1774, 1812, 1842, ***1855**, ***1866**, ***1878**, 1889, 1912, 1926, 1955, 1991, 2050, 2069.

COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Education; Children, Youth and Families, **Vice Chair**; Education; Education Subcommittee on Pre-School, Elementary and Secondary Education; Judiciary III; Local Government II; Mental Health Reform; State Personnel.

WILEY, LAURA I.-Contd.

ESCORT

ELIZABETH CITY STATE UNIVERSITY MEN'S

BASKETBALL TEAM..... 673.

MISS NORTH CAROLINA, JESSICA JACOBS..... 1498.

EXCUSED ABSENCES1211, 1236, 1362, 1369.

OATH 22.

WILKES COUNTY

H 1096 WILKES COUNTY LOCAL OPTION SALES TAX

(Finance)..... 455.

S 417 WILKESBORO FORCE ACCOUNT LABOR

(Ch. SL 2007-44)814, 903, 992, 999, 1025.

WILKINS, WINKIE A.

APPOINTED TO CANVASS VOTE FOR STATE BOARD OF

COMMUNITY COLLEGES..... 809.

BILLS INTRODUCED - 27, 28, 50, 63, 64, 65, 66, 67, 77, 91, *109, *152, 161, 206, 207, 214, 220, 235, 257, *258, 262, 265, 317, 332, 357, 365, 391, *413, *445, 458, 462, 463, *479, *480, *481, 486, 491, *533, 547, 565, 567, 581, 583, 622, 623, 676, 702, 703, *781, 832, *833, 839, *840, 851, 878, 901, *904, *924, 950, *951, 973, 976, 981, 990, *1018, *1038, *1039, *1147, *1164, 1177, *1219, *1220, *1221, 1225, 1248, *1250, 1266, 1269, *1270, *1289, *1290, 1292, 1293, 1304, 1335, 1360, *1361, 1366, 1369, *1402, 1421, 1424, 1439, 1464, *1477, 1492, 1499, *1514, 1517, *1550, *1612, *1613, 1619, 1671, 1689, 1720, 1721, 1733, *1859, *1865, 1868, 1889, 1912, *1936, *1948, 1949, 1955, *2000, 2002, *2014, *2048, *2049, 2069.

COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Natural and Economic Resources, **Vice Chair**; Commerce, Small Business, and Entrepreneurship, **Vice Chair**; Education; Education Subcommittee on Community Colleges, **Chair**; Health; Transportation.

CONFEREE

H.B. 384 1393.

H.B. 1473, SUBCOMMITTEE ON NATURAL AND

ECONOMIC RESOURCES 1191.

H.B. 109 1903.

EXCUSED ABSENCES 118, 128, 1236, 1242, 1356.

OATH 22.

WILLIAMS, ARTHUR

APPROVAL OF VOTE CHANGE

H.B. 266 890.
H.B. 671 894.
H.B. 726, SUSPENSION OF RULES ON 1804.
H.B. 1702, AMENDMENT NO. 1 ON 1050.
S.B. 540 1754.
S.B. 884 1443.
S.B. 999 1471.

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COMMITTEE ASSIGNMENTS - Agriculture, **Vice Chair**; Appropriations; Appropriations Subcommittee on Transportation; Financial Institutions, **Vice Chair**; Transportation, **Vice Chair**; Wildlife Resources, **Chair**.

CONFEREE

H.B. 1473, SUBCOMMITTEE ON TRANSPORTATION 1191.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Capital, Chair ; Education; Education Subcommittee on Universities, Chair ; Environment and Natural Resources; Finance, Vice Chair ; Local Government II; State Personnel; University Board of Governors Nominating.	
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1889, *1891, *1903, 1908, 1912, *1936, 1947, 1955, *1960, *1996, 2002, *2003, 2009, 2010, 2017, 2018, 2043, 2050, 2052, 2054, *2064, *2065, 2069.

COMMITTEE ASSIGNMENTS - Agriculture; Appropriations; Appropriations Subcommittee on Natural and Economic Resources; Education; Education Subcommittee on Community Colleges, **Chair**; Transportation; Wildlife Resources, **Vice Chair**.

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COMMITTEE ASSIGNMENTS - Appropriations; Appropriations Subcommittee on Capital, **Chair**; Health, **Chair**; Homeland Security, Military, and Veterans Affairs, **Vice Chair**; Insurance; Public Utilities; Transportation.

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 *1974, *1975, *2027, 2069.**

**COMMITTEE ASSIGNMENTS - Appropriations, Chair; Education;
 Education Subcommittee on Universities; Ethics, Vice Chair; Federal
 Relations and Indian Affairs; Rules, Calendar, and Operations of the House;
 State Personnel.**

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