

1998

**SENATE
APPROPRIATIONS
COMMITTEE**

MINUTES

ATTENDANCE

Committee: SENATE APPROPRIATIONS - 1997-98

NAMES	DATES					
Plyler, Co-Chair						
Perdue, Co-Chair						
Odom, Co-Chair, Base Budget						
Allran, Vice Chair						
Cochrane, Vice-Chair						
East, Vice-Chair						
Forrester, Vice Chair						
Rand, Vice Chair						
Albertson						
Ballance						
Blust						
Carpenter						
Clark						
Dalton						
Dannelly						
Garwood						
Gulley						
Hartsell						
Horton						
Jenkins						
Jordan						
Kinnaird						
Ledbetter						
Lucas						
Lee						

ATTENDANCE

Committee: SENATE APPROPRIATIONS--continued

DATES

NAMES

Bill Martin

Bob Martin

Miller

Moore

Page

Phillips

Purcell

Reeves

Rucho

Shaw

Warren

Weinstein

ellons

Winner

NORTH CAROLINA GENERAL ASSEMBLY
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Valid Through 19-DEC-1998

1997-98 Regular Session

BILL	INTRODUCER	SHORT TITLE	LATEST ACTION ON BILL	IN DATE	OUT DATE
H 27=	THOMPSON	INCREASE PENALTY/PYRAMID SCHEMES	*S -RE-REF COM ON APPROPR	06-25-97	
H 35	CAPPS	CONFORM SALES/FUEL TAX REFUND PERIOD	*R -CH. SL 97-0423	07-14-97	07-24-97
H 55	WARNER	PURPLE HEART, SILVER/BRONZE STAR	*R -CH. SL 98-0163	04-23-97	06-04-97
H 66=	BROWN	TRESPASS/THEFT OF PINE STRAW	*S -RE-REF COM ON APPROPR	04-07-97	
H 74=	CANSLER	PSO MEDICARE LICENSING	*R -CH. SL 98-0227	10-15-98	10-15-98
H 137=	BRAWLEY	AGGRAVATING FACTOR/INJURE OFFICIAL	S -RE-REF COM ON APPROPR	06-25-97	
H 141=	JUSTUS	EMBEZZLEMENT/INCREASE PENALTY	*S -RE-REF COM ON APPROPR	06-25-97	
H 142=	JUSTUS	ACCESORY AFTER THE FACT/PENALTY	S -RE-REF COM ON APPROPR	04-03-97	
H 144=	JUSTUS	VOL MANSLAUGHTER/CLASS D FELONY	S -RE-REF COM ON APPROPR	04-03-97	
H 147=	WEATHERLY	OUTLAW DOG FIGHTS	*R -CH. SL 97-0078	05-06-97	05-13-97
H 158	KISER	PRISON OFFENSES/INCREASE PENALTY	S -RE-REF COM ON APPROPR	04-07-97	
H 159	KISER	PRISON ESCAPE PENALTIES	S -RE-REF COM ON APPROPR	04-07-97	
H 183	BOWIE	DWI/FELONY PRIOR RECORD LEVEL	*R -CH. SL 97-0486	08-04-97	08-04-97
H 194=	CULP	STATE REVOLVING WATER FUND ACCOUNT	*R -CH. SL 97-0206	04-01-97	05-29-97
H 210=	BROWN	AG DEPT. NAME CHANGE	*R -CH. SL 97-0261	03-18-97	06-18-97
H 240=	MITCHELL	REMOVE ODOR CONTROL STUDY MATCH	*S -REF TO COM ON APPROPR	03-25-97	
H 374	BADDOUR	MODIFY VICTIMS COMPENSATION ACT	*R -CH. SL 97-0227	05-06-97	06-04-97
H 432	BADDOUR	NAT. GUARD MOBILIZATION LESSONS	*R -CH. SL 97-0153	05-28-97	06-03-97
H 448	HACKNEY	GOVERNOR'S D.W.I. INITIATIVE	*R -CH. SL 97-0379	05-29-97	06-03-97
H 524=	MORRIS	UNC ALCOHOL STUDIES FUND	*R -CH. SL 97-0377	07-21-97	07-24-97
H 537	GRADY	RELIEF FOR FEDERAL RETIREES	*R -CH. SL 97-0499	08-26-97	08-26-97
H 584	JARRELL	ATTEMPTING TO ELUDE ARREST	*S -RE-REF COM ON APPROPR	08-12-97	
H 594	STARNES	INJURY TO PREGNANT WOMAN	*S -RE-REF COM ON APPROPR	06-17-98	
H 611	HACKNEY	INCREASE COMP. FOR ERR. CONVICTION	*R -CH. SL 97-0388	06-09-97	07-16-97
H 618	MITCHELL	WORKERS' COMPENSATION FRAUD	*R -CH. SL 97-0353	07-08-97	07-10-97
H 652	SHERRILL	AUDITS	*R -CH. SL 97-0526	08-11-97	08-26-97
H 672	HALL	FORESTRY BLDG PRIVATIZATION PROJECT	*S -RE-REF COM ON APPROPR	07-10-97	
H 769	SHERRILL	DROPOUT PREVENTION/ DRIVERS LICENSE	*R -CH. SL 97-0507	08-11-97	08-22-97
H 770=	KISER	AMEND MARIJUANA TRAFFICKING AMTS.	*S -RE-REF COM ON APPROPR	07-08-97	
H 900	WATSON	FEDERAL MATCH REQUIRED-9/30/98-3	*R -CH. SL 98-0166	09-29-98	09-29-98

NOTES- = AFTER BILL NUMBER SHOWS THAT BILL IS IDENTICAL, AS INTRODUCED, TO ANOTHER BILL.

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BOLDED LINE INDICATES BILL INDEXED AS AFFECTING APPROPRIATIONS.

NORTH CAROLINA GENERAL ASSEMBLY
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BILL	INTRODUCER	SHORT TITLE	LATEST ACTION ON BILL	IN DATE	OUT DATE
H 904	MOSLEY	LIFE PRISON/REPEAT CHILD MOLESTER	*S -RE-REF COM ON APPROPR	06-01-98	
H 945	NESBITT	NURSING SCHOLARS PROGRAM	R -CH. SL 97-0214	05-21-97	06-04-97
H 998=	BROWN	FEDERAL MATCH REQUIRED-9/30/98	*HF-POSTPONED INDEFINITELY	06-26-97	09-28-98
H1049	97 HSE JUDICII	INCREASE CRUELTY TO ANIMALS PENALTY	*S -RE-REF COM ON APPROPR	06-29-98	
H1057=	GRADY	EXEMPT AUDIOVISUAL MASTERS	*R -CH. SL 97-0521	07-01-97	08-18-97
H1087	BAKER	MOTORIZED VEHICLE TRESPASS	*R -CH. SL 97-0487	08-11-97	08-13-97
H1097	PRESTON	FISHERIES REFORM ACT-2	*R -CH. SL 97-0400	08-04-97	08-07-97
H1099	PRESTON	KINDERGARTEN ENTRY/GIFTED STUDENTS	*R -CH. SL 97-0269	05-15-97	06-04-97
H1114	EDDINS	SWIFT CREEK MANAGEMENT PLAN	*R -CH. SL 98-0192	08-11-97	08-18-98
H1132	HUNTER R	DATE RAPE DRUGS	*R -CH. SL 97-0501	08-11-97	08-26-97
H1135	CANSLER	STATE EMPLOYEE AMENDMENTS	*HF-POSTPONED INDEFINITELY	06-26-97	08-12-97
H1142	REDWINE	TUITION WAIVERS/EMERGENCY WORKERS	*R -CH. SL 97-0505	07-10-97	08-26-97
H1157	MORRIS	VARIOUS CORPORATE TAX LAW CHANGES	*R -CH. SL 97-0439	07-14-97	07-24-97
H1260	IVES	FLOODPLAIN MANAGEMENT	*R -CH. SL 98-0172	07-28-98	09-16-98
H1319=	THOMPSON	EXTEND BOND MATCH DEADLINE	S -REF TO COM ON APPROPR	06-30-98	
H1356=	REYNOLDS	ELECTRONIC COMMERCE ACT	*R -CH. SL 98-0127	08-03-98	08-11-98
H1505	SUTTON	INDIAN CULTURAL CTR BOARD/FUNDS	R -CH. SL 98-0019	06-17-98	06-25-98
H1522	MINER	LOCAL/STATE PURCHASE OF SERVICE	R -CH. SL 98-0071	07-22-98	07-23-98
S 4	WINNER	SAFE SCHOOLS ACT OF 1997	*S -RE-REF COM ON APPROPR	04-09-97	
S 6	WINNER	REVISE SCHOOL CALENDAR	*S -RE-REF COM ON APPROPR	04-03-97	
S 7=	COOPER	INCREASE DRUG PENALTIES	S -RE-REF COM ON APPROPR	04-03-97	
S 9=	MILLER B	EMBEZZLEMENT/INCREASE PENALTY	*S -RE-REF COM ON APPROPR	04-07-97	
S 10=	REEVES	ACCESSORY AFTER THE FACT/PENALTY	S -RE-REF COM ON APPROPR	04-03-97	
S 11=	GULLEY W	VOL MANSLAUGHTER/CLASS D FELONY	S -RE-REF COM ON APPROPR	04-03-97	
S 12	PHILLIPS	HABITUAL DWI/ACTIVE TIME	S -RE-REF COM ON APPROPR	02-11-97	
S 14	JENKINS	RECLASSIFY PRISON OFFENSES	*S -RE-REF COM ON APPROPR	04-07-97	
S 15=	BALLANCE	AGGRAVATING FACTOR/INJURE OFFICIAL	*S -RE-REF COM ON APPROPR	02-11-97	
S 20	PERDUE	WOMEN'S MEMORIAL FUNDS	S -REF TO COM ON APPROPR	02-03-97	
S 22=	CONDER	DRY HYDRANT FUNDS	S -REF TO COM ON APPROPR	02-03-97	
S 26	ODOM	FOOD BANK FUNDS	S -REF TO COM ON APPROPR	02-03-97	

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S 29=	JORDAN	INCREASE PENALTY/PYRAMID SCHEMES	S -RE-REF COM ON APPROPR	04-03-97	
S 37=	MARTIN W	DHR REORG. OVERSIGHT COM.	*S -RE-REF COM ON APPROPR	04-29-97	
S 39	SHAW L	MODIFY SETOFF DEBT COLLECTION	*R -CH. SL 97-0490	04-09-97	07-29-97
S 39	SHAW L	MODIFY SETOFF DEBT COLLECTION	*R -CH. SL 97-0490	08-06-97	08-13-97
S 42	PERDUE	HOME/COMM. CARE AGING FUNDS	S -REF TO COM ON APPROPR	02-04-97	
S 45	JORDAN	TRANSFER PORTS AUTHORITY TO DOT	S -REF TO COM ON APPROPR	02-05-97	
S 49=	COCHRANE	IN-HOME FUNDS	S -REF TO COM ON APPROPR	02-06-97	
S 50=	COCHRANE	ALZHEIMER'S ASSOCIATION FUNDS	S -REF TO COM ON APPROPR	02-06-97	
S 51=	MARTIN R	ADULT DAY CARE FUNDS	S -REF TO COM ON APPROPR	02-06-97	
S 74=	ALBERTSON	AG/FORESTRY STUDY FUNDS	S -REF TO COM ON APPROPR	02-10-97	
S 75=	ALBERTSON	TRESPASS/THEFT OF PINE STRAW	*S -RE-REF COM ON APPROPR	04-07-97	
S 76=	ALBERTSON	FOREST FIRE AIRCRAFT FUNDS	S -REF TO COM ON APPROPR	02-10-97	
S 80=	PLYLER	UNC ALCOHOL STUDIES FUND	S -REF TO COM ON APPROPR	02-10-97	
S 81	SHAW L	NC HOUSING TRUST FUNDS	S -REF TO COM ON APPROPR	02-10-97	
S 93=	HOYLE	MODIFY/EXTEND PORTS TAX CREDIT	*S -RE-REF COM ON APPROPR	04-22-97	
S 94	HOYLE	EARMARK CORP. TAX FOR PORTS	S -REF TO COM ON APPROPR	02-12-97	
S 97=	KERR	INTERSTATE AUDITORS/REGULATORY FUND	S -RE-REF COM ON APPROPR	02-12-97	03-03-97
S 97=	KERR	INTERSTATE AUDITORS/REGULATORY FUND	S -RE-REF COM ON APPROPR	03-05-97	
S 99	LEE	NC BOTANICAL GARDEN FUNDS	S -REF TO COM ON APPROPR	02-12-97	
S 100	SHAW L	CIAA BASKETBALL FUNDS	S -REF TO COM ON APPROPR	02-12-97	
S 101=	JENKINS	FOLKMOOT USA FUNDS	S -REF TO COM ON APPROPR	02-12-97	
S 102	MCDANIEL	BOMB THREAT/FELONY	*S -RE-REF COM ON APPROPR	04-07-97	
S 108=	WARREN	STRIKE OUT STROKE FUNDS	S -REF TO COM ON APPROPR	02-13-97	
S 109=	WARREN	PHYSICAL FITNESS ACT FUNDS	S -REF TO COM ON APPROPR	02-13-97	
S 111	PERDUE	CITIZEN WATER QUALITY MONITORING	S -REF TO COM ON APPROPR	02-13-97	
S 112=	HOYLE	TEXTILE CENTER CAPITAL FUNDS	S -REF TO COM ON APPROPR	02-17-97	
S 113=	HORTON	WETLANDS RESTORATION FUNDS	S -REF TO COM ON APPROPR	02-17-97	
S 118	PERDUE	ACCIDENT PREVEN. COURSE REDUCTION	*S -RE-REF COM ON APPROPR	04-29-97	
S 119=	PERDUE	PORTS CAPITAL FUNDS	S -REF TO COM ON APPROPR	02-17-97	
S 123=	BALLANTINE	EXEMPT AUDIOVISUAL MASTERS	S -RE-REF COM ON APPROPR	04-01-97	

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S 129=	ODOM	PROBATION/PAROLE PERFORMANCE AUDIT	S -REF TO COM ON APPROP	02-17-97	
S 131	ODOM	WESTERN CAROLINA CENTER FUNDS	S -REF TO COM ON APPROP	02-17-97	
S 134	ODOM	FIRE PROTECTION GRANT FUNDS	S -REF TO COM ON APPROP	02-17-97	
S 136=	ODOM	NATURAL RESOURCES LEADERSHIP FUNDS	S -REF TO COM ON APPROP	02-17-97	
S 137=	ODOM	STATE REVOLVING WATER FUND ACCOUNT	S -REF TO COM ON APPROP	02-17-97	
S 139=	ODOM	ENVIRONMENTAL EDUCATION TRUST FUND	S -REF TO COM ON APPROP	02-17-97	
S 144=	RAND	COMM.COLLEGE SCHOLARSHIP PROGRAM	S -REF TO COM ON APPROP	02-17-97	
S 145	RAND	IV-D UIFSA CASES	S -REF TO COM ON APPROP	02-17-97	
S 154=	ODOM	DAM SAFETY FUNDS	S -REF TO COM ON APPROP	02-17-97	
S 158=	HARTSELL	ADMINISTRATIVE DISSOLUTION/REPORT	*S -RE-REF COM ON APPROP	03-04-97	03-11-97
S 158=	HARTSELL	ADMINISTRATIVE DISSOLUTION/REPORT	*S -RE-REF COM ON APPROP	04-14-97	
S 171	BALLANCE	NC LEAF FUNDS	S -REF TO COM ON APPROP	02-18-97	
S 174	KERR	MATCH FOR FED. WATER FUNDS	S -REF TO COM ON APPROP	02-18-97	
S 175=	KINNAIRD	CONSERVATION EASEMENTS FUNDS	S -REF TO COM ON APPROP	02-18-97	
S 183=	RAND	CAPE FEAR RIVER FUNDS	S -REF TO COM ON APPROP	02-19-97	
S 184=	CONDER	AUTISM FOUNDATION CAPITAL FUNDS	S -REF TO COM ON APPROP	02-19-97	
S 188	WARREN	ECU SCIENCE AND TECH. BLDG. FUNDS	S -REF TO COM ON APPROP	02-19-97	
S 189	WARREN	ECU STADIUM EXPANSION FUNDS	S -REF TO COM ON APPROP	02-19-97	
S 190	WARREN	INCREASE PENSION BENEFITS-2	S -RE-REF COM ON APPROP	04-10-97	
S 193	ALBERTSON	ON-SITE WASTEWATER SYS.	*S -RE-REF COM ON APPROP	02-19-97	04-23-97
S 193	ALBERTSON	ON-SITE WASTEWATER SYS.	*S -RE-REF COM ON APPROP	04-28-97	
S 202	BALLANTINE	GANG CRIME/ENHANCED PENALTIES	*S -RE-REF COM ON APPROP	04-07-97	
S 206=	PERDUE	MUSEUM OF NATURAL SCIENCES FUNDS	S -REF TO COM ON APPROP	02-20-97	
S 209	ALBERTSON	AGRONOMIC ADVISORY FUNDS	S -REF TO COM ON APPROP	02-20-97	
S 215	WINNER	ST.BD.OF EDUC. EXPANSION FUNDS	S -REF TO COM ON APPROP	02-24-97	
S 217	ALBERTSON	MOTOR FUEL LAB FUNDS	S -REF TO COM ON APPROP	02-24-97	
S 218	ALBERTSON	ROLLINS LAB FUNDS	S -REF TO COM ON APPROP	02-24-97	
S 219=	ALBERTSON	SMALL FARM ASSISTANCE FUNDS	S -REF TO COM ON APPROP	02-24-97	
S 220	ALBERTSON	ANIMAL WASTE ANALYSIS FUNDS	S -REF TO COM ON APPROP	02-24-97	
S 222=	RAND	LOW-WEALTH SCHOOL SUPP. FUNDS	S -REF TO COM ON APPROP	02-24-97	

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S 223	MARTIN R	STATE FAIR EVENTS BLDG. FUNDS	S -REF TO COM ON APPROPR	02-24-97	
S 224	MARTIN R	FARMERS MARKET CAPITAL FUNDS	S -REF TO COM ON APPROPR	02-24-97	
S 225=	MARTIN R	NC BIOTECHNOLOGY CENTER FUNDS	S -REF TO COM ON APPROPR	02-24-97	
S 226	MARTIN R	NC TECHNOLOGICAL DEV. AUTH. FUNDS	S -REF TO COM ON APPROPR	02-24-97	
S 230	WARREN	UPTOWN GREENVILLE DESIGN FUNDS	S -REF TO COM ON APPROPR	02-24-97	
S 231	WARREN	WASHINGTON OLD CITY HALL FUNDS	S -REF TO COM ON APPROPR	02-24-97	
S 232	KERR	CLEAN WATER BONDS	*S -HELD AS FILED	04-17-97	06-04-97
S 235=	MARTIN R	INCREASE PENSION BENEFITS-3	*S -RE-REF COM ON APPROPR	04-03-97	
S 238	LEDBETTER	CITY WATER SYSTEM RELOCATION COSTS	S -RE-REF COM ON APPROPR	03-12-97	
S 239=	BALLANTINE	MOSQUITO CONTROL FUNDS	S -REF TO COM ON APPROPR	02-25-97	
S 244=	WEINSTEIN	S.E. FARMERS' MARKET FUNDS	S -REF TO COM ON APPROPR	02-26-97	
S 252=	SOLES	SE COMMUNITY COLLEGE FUNDS	S -REF TO COM ON APPROPR	02-27-97	
S 253	WINNER	TELEPHONE CONSUMER PROTECTION	*R -CH. SL 97-0482	04-17-97	05-08-97
S 255=	ODOM	CANCER CONTROL FUNDS	S -REF TO COM ON APPROPR	02-27-97	
S 256	ODOM	GRASSROOTS SCIENCE MUSEUMS FUNDS-2	S -REF TO COM ON APPROPR	02-27-97	
S 257=	ODOM	GATLING DETENTION CENTER FUNDS	S -REF TO COM ON APPROPR	02-27-97	
S 258=	ODOM	DOMESTIC VIOLENCE FUNDS	S -REF TO COM ON APPROPR	02-27-97	
S 268	KERR	WAYNE FORESTRY BUILDING FUNDS	S -REF TO COM ON APPROPR	02-27-97	
S 269	WARREN	TURNAGE THEATERS FUNDS	S -REF TO COM ON APPROPR	02-27-97	
S 270	WARREN	WASHINGTON FESTIVAL FUNDS	S -REF TO COM ON APPROPR	02-27-97	
S 271	SHAW L	SMALL BUSINESS CAPITAL/GROWTH ACT	*S -RE-REF COM ON APPROPR	06-04-97	
S 274=	GULLEY W	CHARTER SCHOOL START-UP FUNDS	S -REF TO COM ON APPROPR	03-03-97	
S 275	JENKINS	MOUNTAIN STATE FAIR FUNDS	S -REF TO COM ON APPROPR	03-03-97	
S 276=	CONDER	INSTITUTE OF GOVERNMENT FUNDS	S -REF TO COM ON APPROPR	03-03-97	
S 277=	GULLEY W	MUSEUM OF LIFE & SCIENCE FUNDS	S -REF TO COM ON APPROPR	03-03-97	
S 278=	RAND	HOME OWNERSHIP FUNDS	S -REF TO COM ON APPROPR	03-03-97	
S 284=	WARREN	HEART DISEASE DATA FUNDS	S -REF TO COM ON APPROPR	03-03-97	
S 285	WINNER	AMEND SHOPLIFTING LAW	*S -RE-REF COM ON APPROPR	04-14-97	
S 286	PERDUE	NEW & EXPANDING INDUSTRY FUNDS	*R -CH. SL 97-0038	03-03-97	03-18-97
S 287	PERDUE	MONITOR COASTAL WATER QUALITY	S -RE-REF COM ON APPROPR	03-24-97	

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S 292=	CONDER	AUTISM OPERATING FUNDS	S -REF TO COM ON APPROPR	03-04-97	
S 294	HOYLE	LINCOLN/GASTON HELICOPTER FUNDS	S -REF TO COM ON APPROPR	03-04-97	
S 298=	LEE	ENGLISH AS A SECOND LANGUAGE FUNDS	S -REF TO COM ON APPROPR	03-05-97	
S 299	MARTIN R	LONG-TERM CARE BENEFITS	*R -CH. SL 97-0468	04-10-97	06-04-97
S 302	RAND	COORDINATE SPECIAL AUDITS/FUNDS	S -RE-REF COM ON APPROPR	03-19-97	
S 303	RAND	SET INDUSTRIAL COMMISSIONER PAY	S -REF TO COM ON APPROPR	03-05-97	
S 304=	ODOM	DISAPPROVAL OF CERTAIN RULES-2	*S -REF TO COM ON WAYS&MNS	04-23-97	04-23-97
S 306=	LEE	NC HIGH SCHOOL AA CAPITAL FUNDS	S -REF TO COM ON APPROPR	03-05-97	
S 310=	MARTIN W	MATERNAL OUTREACH FUNDS	S -REF TO COM ON APPROPR	03-05-97	
S 311=	MARTIN W	SMOKE DETECTOR PENALTIES	*S -RE-REF COM ON APPROPR	04-30-97	07-15-97
S 311=	MARTIN W	SMOKE DETECTOR PENALTIES	*S -RE-REF COM ON APPROPR	08-13-97	
S 335	ALBERTSON	ENVIRONMENTAL FARMING CAP. FUNDS-2	S -REF TO COM ON APPROPR	03-10-97	
S 336	ALBERTSON	ENV. FARMING RESEARCH FUNDS	S -REF TO COM ON APPROPR	03-10-97	
S 337=	ALBERTSON	SALMONELLA TESTING FUNDS	S -REF TO COM ON APPROPR	03-10-97	
S 338	ALBERTSON	FIRE TOWER FUNDS	S -REF TO COM ON APPROPR	03-10-97	
S 341=	WARREN	PITT CC INDUSTRIAL BLDG. FUNDS	S -REF TO COM ON APPROPR	03-10-97	
S 342	WARREN	BEAUFORT CC BUILDING FUNDS	S -REF TO COM ON APPROPR	03-10-97	
S 344	REEVES	SCHOOL VIOLENCE FUNDS	S -REF TO COM ON APPROPR	03-10-97	
S 347=	PLYLER	CONTINUING BUDGET AUTHORITY-3	*R -CH. SL 97-0401	03-10-97	08-14-97
S 352=	PLYLER	CURRENT OPERATIONS APPROPRIATIONS	*R -CH. SL 97-0443	03-10-97	04-22-97
S 354	RAND	FAYETTEVILLE FORESTRY CAP. FUNDS	S -REF TO COM ON APPROPR	03-11-97	
S 355	LEE	ART FOR PUBLIC PLACES	S -REF TO COM ON APPROPR	03-11-97	
S 357	WARREN	AYDEN FARMERS MARKET FUNDS	S -REF TO COM ON APPROPR	03-11-97	
S 358=	JORDAN	1898 WILMINGTON HISTORIC FUNDS	S -REF TO COM ON APPROPR	03-11-97	
S 362=	COOPER	CRANIOFACIAL ANOMALIES FUNDS	S -REF TO COM ON APPROPR	03-11-97	
S 367=	DANNELLY	ELIMINATE MEDICAID RX LIMIT	S -RE-REF COM ON APPROPR	04-30-97	
S 369	ODOM	DARE/DART PROGRAM EXPANSION	S -RE-REF COM ON APPROPR	03-11-97	03-18-97
S 369	ODOM	DARE/DART PROGRAM EXPANSION	S -RE-REF COM ON APPROPR	03-31-97	
S 375	WELLONS	ADDITIONAL FRANKLIN MAGISTRATE	S -REF TO COM ON APPROPR	03-12-97	
S 380	ODOM	ALBEMARLE FOOD BANK FUNDS	S -REF TO COM ON APPROPR	03-12-97	

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BOLDLED LINE INDICATES BILL INDEXED AS AFFECTING APPROPRIATIONS.

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S 381	GULLEY W	N.C. CLEAN ELECTION ACT	*S -RE-REF COM ON APPROPR	06-04-97	
S 385	SHAW R	WOMEN'S MEMORIAL FUNDS-3	S -REF TO COM ON APPROPR	03-13-97	
S 387=	CARPENTER R	ADVP FUNDS	S -REF TO COM ON APPROPR	03-13-97	
S 391	ODOM	ST. MARK'S CAPITAL FUNDS	S -REF TO COM ON APPROPR	03-13-97	
S 392	BALLANCE	GAL FUNDS	S -REF TO COM ON APPROPR	03-13-97	
S 396	RAND	DOWNTOWN DEVELOPMENT ZONE IMPROVEMEN	*H -REF TO COM ON RULES	06-29-98	07-07-98
S 397=	JORDAN	PINE FOREST CEMETERY FUNDS	S -REF TO COM ON APPROPR	03-17-97	
S 398	MARTIN R	EASTERN 4-H ENVIRON. CTR. FUNDS	S -REF TO COM ON APPROPR	03-17-97	
S 399=	MARTIN R	NC BIOTECHNOLOGY CENTER FUNDS-2	S -REF TO COM ON APPROPR	03-17-97	
S 405	PLYLER	LAW ENF. MANAGEMENT PROGRAM FUNDS	S -REF TO COM ON APPROPR	03-17-97	
S 412	CARPENTER R	MACON DEPT. OF AGING FUNDS	S -REF TO COM ON APPROPR	03-18-97	
S 415	FOXX	INCENTIVES/COLLEGE WORK IN H.S.	S -RE-REF COM ON APPROPR	03-31-97	
S 419=	MARTIN W	COALITION 2001 FUNDS	S -REF TO COM ON APPROPR	03-18-97	
S 423	PERDUE	SENIOR CENTER FUNDS	S -REF TO COM ON APPROPR	03-19-97	
S 434	FORRESTER	NATIONAL GUARD HEALTH BENEFITS	*S -RE-REF COM ON RULES &	04-24-97	04-29-97
S 434	FORRESTER	NATIONAL GUARD HEALTH BENEFITS	*S -RE-REF COM ON RULES &	04-30-97	05-01-97
S 441	PLYLER	HANDGUN FEE REALLOCATION	*R -CH. SL 97-0470	04-17-97	05-28-97
S 443	HARTSELL	ADULT DAY CARE FUNDS-2	S -REF TO COM ON APPROPR	03-20-97	
S 448	MARTIN R	FOREST RESOURCES PERSONNEL FUNDS	S -REF TO COM ON APPROPR	03-20-97	
S 449	PLYLER	ARTIFACT STORAGE/LAB FUNDS	S -REF TO COM ON APPROPR	03-20-97	
S 451=	BALLANCE	COMPENSATE ERRONEOUSLY CONVICTED	S -RE-REF COM ON JUDIC	04-24-97	06-04-97
S 454=	HOYLE	SOUTH MOUNTAIN'S GAMELANDS FUNDS	S -REF TO COM ON APPROPR	03-24-97	
S 463	PLYLER	CONTINUING BUDGET AUTHORITY-2	*R -CH. SL 97-0347	03-24-97	07-29-97
S 467	HARTSELL	PARENTAL SAVINGS TRUST FUNDS	S -REF TO COM ON APPROPR	03-24-97	
S 473	PLYLER	CONTINUING BUDGET AUTHORITY	*R -CH. SL 97-0256	03-24-97	06-26-97
S 476=	PERDUE	OSTEOPOROSIS TASK FORCE	*H -REF TO COM ON HR	03-25-97	06-04-97
S 483=	LUCAS	PHYSICIAN SERVICES FEE	*R -CH. SL 97-0508	04-16-97	05-15-97
S 490	PERDUE	CONTINUING BUDGET AUTHORITY-3	*R -CH. SL 97-0418	03-25-97	08-20-97
S 491	PERDUE	APPROPRIATIONS BLANK BILL-4	S -REF TO COM ON APPROPR	03-25-97	
S 492	PERDUE	REGIONAL WASTEWATER MNGT. FUNDS	S -REF TO COM ON APPROPR	03-25-97	

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S 493	RAND	STATE BAR FUNDS	S -REF TO COM ON APPROPR	03-25-97	
S 494=	RAND	PUB. DEF./APP. DEF. RETIREMENT	S -RE-REF COM ON APPROPR	03-25-97	06-04-98
S 494=	RAND	PUB. DEF./APP. DEF. RETIREMENT	S -RE-REF COM ON APPROPR	06-17-98	
S 496	ODOM	APPROPRIATIONS BLANK BILL-5	S -REF TO COM ON APPROPR	03-25-97	
S 497	ODOM	APPROPRIATIONS BLANK BILL-6	S -REF TO COM ON APPROPR	03-25-97	
S 519=	PERDUE	NORTH CAROLINA AQUARIUMS FUNDS	S -REF TO COM ON APPROPR	03-26-97	
S 520=	JENKINS	WCU ARTS CENTER FUNDS	S -REF TO COM ON APPROPR	03-26-97	
S 521	CARPENTER R	DOC PILOT/SEXUAL ASSAULT	*R -CH. SL 97-0288	04-30-97	06-04-97
S 523=	LEE	COCHLEAR IMPLANT FUNDS	S -REF TO COM ON APPROPR	03-26-97	
S 526=	JORDAN	ON SLOW EMERGENCY CTR. FUNDS	S -REF TO COM ON APPROPR	03-26-97	
S 528	JORDAN	DRAINAGE WAYS/DEBRIS REMOVAL FUNDS	S -REF TO COM ON APPROPR	03-26-97	
S 532	ALBERTSON	COOPERATIVE FISHERIES FUNDS	S -REF TO COM ON APPROPR	03-27-97	
S 533	ALBERTSON	FISH HATCHERY RESEARCH FUNDS	S -REF TO COM ON APPROPR	03-27-97	
S 538	BALLANCE	PROF. FIREFIGHTERS' RETIREMENT	*S -RE-REF COM ON APPROPR	04-28-97	
S 543	HORTON	APPROPRIATIONS SUNSHINE	S -REF TO COM ON APPROPR	03-27-97	
S 544	PERDUE	CRISIS SERVICES EXPANSION FUNDS	S -REF TO COM ON APPROPR	03-27-97	
S 547	MILLER B	CUED SPEECH FUNDS	S -REF TO COM ON APPROPR	03-27-97	
S 549=	ALBERTSON	AGRICULTURAL LOAN FUNDS	S -REF TO COM ON APPROPR	03-27-97	
S 557	PLYLER	AOC EXPANSION FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 558	PLYLER	ADA/VICITM WITNESS ASSIST. FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 560=	LEE	EXPAND TECHNOLOGY IN SCHOOLS	S -REF TO COM ON APPROPR	04-07-97	
S 566	JENKINS	APPRENTICESHIP EXPANSION FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 567	JENKINS	NONPROFIT HOUSING FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 569	DALTON	BROUGHTON HOSPITAL CT SCAN FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 576=	LUCAS	NC COUNCIL FOR WOMEN FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 592	SOLES	RELOCATE ABANDONED CEMETERIES	*S -RE-REF COM ON APPROPR	07-17-97	
S 596	SHAW L	ECONOMIC DEVELOPMENT FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 598	RAND	SPECIAL NEEDS CHILDREN FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 607	JORDAN	SHAW SPEAKS CENTER FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 608	HOYLE	EXTRADITION COSTS	S -REF TO COM ON APPROPR	04-01-97	

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S 609	MILLER B	INSURANCE AUDIT RECOMMENDATIONS	S -RE-REF COM ON APPROPR	04-14-97	
S 620	PLYLER	CONTINUING BUDGET AUTHORITY	*R -CH. SL 98-0023	04-01-97	06-29-98
S 621	CONDER	HAMLET OPERA RESTORATION FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 622	CONDER	RICHMOND CAPITAL FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 623	MARTIN W	GUILFORD JUVENILE DETENTION FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 634=	SHAW L	AIDS PREVENTION FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 638	WINNER	AVID PROGRAM PILOT FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 641=	SOLES	MUSEUM OF FORESTRY FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 642=	SOLES	COLUMBUS ECONOMIC DEV. FUNDS	S -REF TO COM ON APPROPR	04-01-97	
S 651	MARTIN R	FOOD-RELATED FACILITIES FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 652=	MARTIN R	WORKERS' COMP. TECH. ASSIST./FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 653	WELLONS	TOBACCO FARM MUSEUM FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 655	RAND	CUMBERLAND CHILD CARE CTR. FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 657	KERR	CIVIL WAR SITES FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 659	KERR	GRAPE GROWERS EARMARKING CHANGE	S -REF TO COM ON APPROPR	04-02-97	
S 661	HOYLE	BROUGHTON HOSPITAL FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 662	MARTIN W	CLASSROOM MANAGEMENT PROGRAM FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 668=	HOYLE	CPA EDUCATION REQUIREMENTS	*R -CH. SL 97-0284	04-17-97	04-28-97
S 668=	HOYLE	CPA EDUCATION REQUIREMENTS	*R -CH. SL 97-0284	04-30-97	06-04-97
S 670	ALBERTSON	AGRI-COMMUNITY CTR. FUNDS	S -REF TO COM ON APPROPR	04-02-97	
S 680	HOYLE	POLYMERS EXTENSION PROGRAM FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 681=	HOYLE	CHILD CARING INST. FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 685	LUCAS	BIRCHWOOD CEMETRY FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 686	WARREN	NC ARTS COUNCIL FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 688	RAND	SCHOOL ATTUNED PROGRAM FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 692=	SOLES	NC'S SOUTHEAST FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 693	SOLES	MID-STATE VISITORS CENTER FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 694	HARTSELL	CABARRUS FAMILY MED TRAINING FUNDS	S -REF TO COM ON APPROPR	04-03-97	
S 700	ODOM	POISON CONTROL CENTER FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 702=	MARTIN W	VOC. REHAB/INDEP. LIVING FUNDS	S -REF TO COM ON APPROPR	04-07-97	

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S 703=	MARTIN W	MENTAL HEALTH DRUG FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 704	REEVES	DRUG TESTING COSTS	S -REF TO COM ON APPROPR	04-07-97	
S 705=	REEVES	WAKE DOTF FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 706=	JENKINS	HAYWOOD AGRICULTURE CTR. FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 709	WEBSTER	RECOVERY OF DISCRETIONARY FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 720	SOLES	NC MUSEUM OF FORESTRY	S -REF TO COM ON APPROPR	04-07-97	
S 727	MILLER B	FOOD TAX REDUCTION/FEE CHANGES	*R -CH. SL 97-0475	04-14-97	04-14-97
S 728=	BALLANCE	HEALTHY CAROLINIANS FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 729=	BALLANCE	BATTERERS' PROGRAM FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 742	MARTIN R	PAMLICO-TAR RIVER FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 743	RAND	ADMINISTRATIVE LAW JUDGE SALARIES	S -REF TO COM ON APPROPR	04-07-97	
S 746	BLUST	GUILFORD TEEN COURT FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 747	JENKINS	1997 RETIREMENT BENEFITS ACT	S -RE-REF COM ON APPROPR	04-10-97	
S 748	SHAW L	AFRICAN-AMERICAN STORYTELLER FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 749	KINNAIRD	INTEGRATED PEST CONTROL FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 750	KINNAIRD	SUSTAINABLE AGRICULTURE FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 751	PLYLER	BROUGHTON HOSPITAL FUNDS-2	S -REF TO COM ON APPROPR	04-07-97	
S 752	PLYLER	YADKIN/PEE DEE LAKES PROJECT FUNDS	S -REF TO COM ON APPROPR	04-07-97	
S 754	REEVES	UNEMPL. BENEFITS SPOUSAL CHANGES	S -RE-REF COM ON APPROPR	04-29-97	
S 756	PLYLER	NCSU ARBORETUM PLANNING FUNDS	S -REF TO COM ON APPROPR	04-08-97	
S 758=	ALLRAN	HICKORY LIBRARY FUNDS	S -REF TO COM ON APPROPR	04-08-97	
S 760=	LUCAS	FOSTER CARE/ADOPTION FUNDS	S -REF TO COM ON APPROPR	04-08-97	
S 761	WELLONS	YOUNGSVILLE BRANCH LIBRARY FUNDS	S -REF TO COM ON APPROPR	04-08-97	
S 763=	COOPER	CRIME VICTIMS RIGHTS ACT	*H -CAL PURSUANT RULE 36 (A)	08-26-98	08-26-98
S 765	DANNELLY	ADEQUATE FUNDING/ALT. SCHOOLS	*R -CH. SL 97-0239	04-09-97	04-29-97
S 766=	MARTIN R	FOUNTAIN LIBRARY FUNDS	S -REF TO COM ON APPROPR	04-09-97	
S 767	MARTIN W	CHB STATE HISTORIC SITE FUNDS	S -REF TO COM ON APPROPR	04-09-97	
S 768	MARTIN W	PT CAM FUNDS-3	S -REF TO COM ON APPROPR	04-09-97	
S 769	MARTIN W	NC A&T FUNDS	S -REF TO COM ON APPROPR	04-09-97	
S 770	MARTIN W	CHILD CARE REIMBURSEMENT FUNDS	S -REF TO COM ON APPROPR	04-09-97	

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S 772	SHAW L	BUSINESS INCUBATOR FUNDS	S -REF TO COM ON APPROPR	04-09-97	
S 773=	KINNAIRD	CARRBORO MUSIC FESTIVAL FUNDS	S -REF TO COM ON APPROPR	04-09-97	
S 775=	LUCAS	CENTRAL CHILDREN'S HOME FUNDS	S -REF TO COM ON APPROPR	04-09-97	
S 776	PLYLER	COMM. COLL OCCUPATIONAL EXT. FUNDS	S -REF TO COM ON APPROPR	04-09-97	
S 778	WARREN	FIRE MARSHALL RETIREMENT	*S -RE-REF COM ON APPROPR	07-01-97	
S 779	WARREN	RURAL FIRE PROTECTION FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 783=	JORDAN	JONES CO. CIVIC CTR. FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 788	JENKINS	RURAL ECONOMIC DEV. FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 789	JENKINS	BLUE RIDGE CC FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 790	HOYLE	FOOD/LODGING SANITATION FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 792	CONDER	STATE PARK STAFF FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 794=	WINNER	CHILD MEDICAL EVALUATION FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 798=	PERDUE	CMASST CAPITAL FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 802	WARREN	ECU'S WALKER CTR FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 803=	WELLONS	MAIN STREET INCENTITIVE FUND	S -REF TO COM ON APPROPR	04-10-97	
S 804=	LUCAS	AT-RISK CHILDREN FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 806	CONDER	CHILDHOOD LEAD EXPOSURE CONTROL	*H -REF TO COM ON HR	04-17-97	06-05-97
S 807	KERR	SOIL AND WATER DIST. FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 813=	RAND	FSU FINE ARTS CTR. FUNDS	S -REF TO COM ON APPROPR	04-10-97	
S 822=	SHAW L	BUILDING CODE TRAINING FUNDS	S -REF TO COM ON APPROPR	04-14-97	
S 832	KERR	MODIFY ST. EMPLOYEE REIMBURSEMENT	S -REF TO COM ON APPROPR	04-14-97	
S 836	BALLANCE	TWIN CO. RURAL HEALTH CTR. FUNDS	S -REF TO COM ON APPROPR	04-14-97	
S 839	HOYLE	DMV MEDICAL EVALUATION FUNDS-2	S -REF TO COM ON APPROPR	04-14-97	
S 841	HOYLE	MODIFY CORPORATE DIVIDEND TAXATION	*S -RE-REF COM ON FINANCE	08-05-97	08-18-97
S 849=	REEVES	UP STATE EMPLOYEE TRAVEL RATES	S -REF TO COM ON APPROPR	04-15-97	
S 852	COOPER	COMMUNITIES IN SCHOOLS FUNDS	S -REF TO COM ON APPROPR	04-15-97	
S 853	CONDER	REVENUE OFFICERS' POLICE POWERS	*R -CH. SL 97-0503	06-17-97	07-03-97
S 854	BALLANCE	NATIVE AMERICAN PARK STUDY FUNDS	S -REF TO COM ON APPROPR	04-15-97	
S 856=	LEE	CHATHAM FUNDS FOR SITING COSTS	S -REF TO COM ON APPROPR	04-15-97	
S 868	RAND	NC HOUSING TRUST FUND	S -REF TO COM ON APPROPR	04-15-97	

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S 878	PLYLER	N.C. HUMANITIES COUNCIL FUNDS	S -REF TO COM ON APPROPR	04-15-97	
S 879	PLYLER	SALARY AND RETIREMENT FUNDS	*R -CH. SL 98-0153	09-22-98	09-23-98
S 888	MARTIN W	UNC-G FUNDS	S -REF TO COM ON APPROPR	04-16-97	
S 889	MARTIN W	STUDY AMERICAN SIGN LANGUAGE	*S -RE-REF COM ON RULES &	05-01-97	06-03-97
S 890	REEVES	WAKE TEEN COURT FUNDS	S -REF TO COM ON APPROPR	04-16-97	
S 895=	SOLES	U.S.S. NC BATTLESHIP FUNDS	S -REF TO COM ON APPROPR	04-16-97	
S 898	WARREN	VFD WORKERS' COMPENSATION/FUNDS	S -REF TO COM ON APPROPR	04-16-97	
S 899=	WARREN	ADDITION RESEARCH AUTHORITY	S -REF TO COM ON APPROPR	04-16-97	
S 908	GARWOOD	ASU CENTENNIAL FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 911	DALTON	MAINTAIN OUTSTANDING COMM COLLEGES	S -REF TO COM ON APPROPR	04-17-97	
S 915	KERR	INTANGIBLES TAX REMEDY	*H -REF TO COM ON FINANCE	06-26-97	06-26-97
S 917=	PHILLIPS	NC TRANSPORTATION MUSEUM FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 928	JENKINS	EXPAND COMMUNITY LINK FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 938=	JORDAN	CONSTRUCTION WORKER TRAINING CREDIT	*H -REF TO COM ON WEL REF	06-11-97	06-18-97
S 939	WARREN	EASTERN AHEC FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 949=	GULLEY W	OSHA ERGONOMIC STANDARDS FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 960	HARTSELL	ADULT-STUDENT RATIO REDUCTION FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 963	MARTIN W	SUBSTANCE ABUSE PILOT FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 968	EAST	RABIES TESTING LAB FUNDS	S -REF TO COM ON APPROPR	04-17-97	
S 976	ALBERTSON	TARHEEL ACADEMY FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S 977=	ALBERTSON	SOUTHERN DAIRY COMPACT	*R -CH. SL 97-0494	08-14-97	08-26-97
S 978=	ALBERTSON	FARM ENVIRONMENTAL COMPLIANCE FUND	S -REF TO COM ON APPROPR	04-21-97	
S 980	PERDUE	CUNNINGHAM RESEARCH CENTER FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S 981	JENKINS	YEAR OF THE MOUNTAINS FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S 988=	BALLANCE	OSHA ERGONOMIC STANDARDS FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S 989	BALLANCE	COMMUNITY ECONOMIC DEVELOP. FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S1001	KINNAIRD	EXPAND AMUSEMENT TAX EXEMPTION	*R -CH. SL 98-0096	07-14-97	08-26-97
S1016=	MARTIN W	DIR. PAY/SUBS. ABUSE PROF.	H -ASSIGNED TO INS-HLTH	04-21-97	04-28-97
S1020	KINNAIRD	EARNED INCOME DISREGARD FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S1031	SHAW L	ESTABLISH IDA ACCOUNTS/FUNDS	S -REF TO COM ON APPROPR	04-21-97	

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S1032	SHAW L	AMEND LEO RETIREMENT DEF'N/FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S1035	KERR	MODIFY FOOD TAX/MERCHANT'S DISCT.-2	*S -RE-REF COM ON APPROPR	05-22-97	
S1038	ODOM	OFFENDER AFTERCARE FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S1069=	SHAW L	FSU/PEMBROKE TEACHER ED. CONSORTIUM	S -REF TO COM ON APPROPR	04-21-97	
S1071	JENKINS	UNC-A CAPITAL FUNDS	S -REF TO COM ON APPROPR	04-21-97	
S1090=	SOLES	MUSEUM OF FORESTRY FUNDS-1	S -REF TO COM ON APPROPR	05-12-98	
S1091=	SOLES	MUSEUM OF FORESTRY FUNDS-2	S -REF TO COM ON APPROPR	05-12-98	
S1098=	COCHRANE	COOLEEMEE HISTORIC SITE FUNDS	S -REF TO COM ON APPROPR	05-13-98	
S1106=	LEE	OREGON INLET RECOMMENDATIONS	S -REF TO COM ON APPROPR	05-13-98	
S1107	RAND	SET IC ADMINISTRATOR PAY/FUNDS	S -REF TO COM ON APPROPR	05-13-98	
S1109	KERR	CLIFFS OF THE NEUSE PARK FUNDS	S -REF TO COM ON APPROPR	05-13-98	
S1110	KERR	WAYNE AG. FAIR CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-13-98	
S1113	SOLES	CHADBOURN WATER AND SEWER FUNDS	S -REF TO COM ON APPROPR	05-13-98	
S1127=	LEE	PRINCIPALS INCENTIVE FUNDS	S -RE-REF COM ON APPROPR	05-28-98	
S1131=	MARTIN R	NC TDA CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-14-98	
S1132	PERDUE	SENIOR CENTER FUNDS	S -REF TO COM ON APPROPR	05-18-98	
S1133	PERDUE	HOMES/COMM. CARE AGING FUNDS	S -REF TO COM ON APPROPR	05-18-98	
S1136=	MARTIN R	NC TDA FUNDS	S -REF TO COM ON APPROPR	05-18-98	
S1145=	COCHRANE	SENIOR CENTER FUNDS-2	S -REF TO COM ON APPROPR	05-18-98	
S1146=	COCHRANE	SENIOR CENTER CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-18-98	
S1147=	COCHRANE	MEDICAID AGED AND DISABLED FUNDS	S -REF TO COM ON APPROPR	05-18-98	
S1148=	COCHRANE	AREA AGING AGENCIES FUNDS	S -REF TO COM ON APPROPR	05-18-98	
S1149	CARPENTER R	OUT-OF-HOME RESPITE CARE PROGRAM	*R -CH. SL 98-0097	05-18-98	06-02-98
S1156=	WEINSTEIN	FUNDING FOR LEGAL SERVICES	S -REF TO COM ON APPROPR	05-19-98	
S1157	PURCELL	SCOTLAND STADIUM-CIVIC CTR FUNDS	*S -RE-REF COM ON APPROPR	06-22-98	
S1160	COOPER	UNCA HIGHSMITH CENTER FUNDS	S -REF TO COM ON APPROPR	05-19-98	
S1164	LEE	NC HIGH SCHOOL AA CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-19-98	
S1167=	RAND	FAYETTEVILLE TECH. BLDG. FUNDS	S -REF TO COM ON APPROPR	05-19-98	
S1174	PERDUE	LONG-TERM CARE REFORM FUNDS	S -REF TO COM ON APPROPR	05-20-98	
S1180=	WARREN	FIRE AND RESCUE SQUAD PENSIONS	*S -RE-REF COM ON APPROPR	06-23-98	

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S1181	WARREN	REGIONAL DEVELOPMENT FUNDS	S -REF TO COM ON APPROPR	05-20-98	
S1183=	RAND	FAYETTEVILLE PUBLIC WORKS RETIREMENT	S -RE-REF COM ON APPROPR	06-17-98	
S1193	PLYLER	YEAR 2000 EMERGENCY APPROPRIATION	*R -CH. SL 98-0009	05-20-98	06-04-98
S1194	ALBERTSON	SEAFOOD AQUACULTURE MARKETING FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1195	ALBERTSON	SMALL FARM ASSISTANCE FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1196	ALBERTSON	DAIRY FARM LOANS FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1201	DANNELLY	WCMA INCUBATOR EXPANSION FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1210	ODOM	BROUGHTON ADOLESCENT FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1211	ODOM	CAROLINAS POISON CENTER FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1212=	ODOM	FOOD BANK FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1213	ODOM	SUMMIT HOUSE CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1214	ODOM	CANCER CONTROL FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1215	ODOM	CANCER TESTING FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1216	ODOM	LAKE NORMAN YMCA FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1217	ODOM	VISUAL ARTISTS FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1218=	ODOM	WHITE OAKS MANSION FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1219	ODOM	CHARLOTTE MUSEUM OF HISTORY FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1220	ODOM	NEW BRANCH OF MINT MUSEUM FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1228	DALTON	CRIMINAL TAX VIOLATIONS	*R -CH. SL 98-0178	07-27-98	07-29-98
S1235	REEVES	WAKE LOCAL ACT-1	S -RE-REF COM ON APPROPR	06-09-98	
S1240=	HOYLE	SMALL BUSINESS INFO. ASSISTANCE	*S -RE-REF COM ON APPROPR	07-28-98	
S1244	RAND	REPRESENTATION IN UIFSA CASES	S -RE-REF COM ON APPROPR	07-21-98	
S1245=	LEE	LEP STUDENT FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1246=	LEE	NATURAL RESOURCES LEADERSHIP FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1247=	LEE	OREGON INLET RECOMMENDATIONS	S -REF TO COM ON APPROPR	05-21-98	
S1249	MARTIN W	INDEPENDENT LIVING FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1250	MARTIN W	SUD PROGRAM FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1251	MARTIN W	HOME VISITING FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1253=	ODOM	NC HUMANITIES COUNCIL FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1254	ODOM	CUED SPEECH CENTER FUNDS-2	S -REF TO COM ON APPROPR	05-21-98	

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S1255	ODOM	CUED SPEECH CENTER FUNDS-1	S -REF TO COM ON APPROPR	05-21-98	
S1259=	RAND	LOW-WEALTH SCHOOL FUNDS	S -REF TO COM ON APPROPR	05-21-98	
S1261	PLYLER	SANDHILL REGIONAL LIBRARY FUNDS	*S -RE-REF COM ON APPROPR	06-22-98	
S1262	PLYLER	ATTORNEYS FEES/SETTLEMENT FUNDS	*R -CH. SL 98-0164	09-22-98	09-23-98
S1264	SHAW L	ECONOMIC DEVELOPMENT FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1266=	BALLANTINE	BEACH EROSION CONTROL FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1268=	KINNAIRD	SEDIMENTATION CONTROL FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1275=	ALBERTSON	INCREASE FISHERIES GRANT ADMIN. CAP	S -REF TO COM ON APPROPR	05-27-98	
S1277=	DALTON	CIVIL PROCEDURE RULES CHANGES	*H -REF TO COM ON JUDICII	08-10-98	08-10-98
S1281	HARTSELL	NC GOLD DISCOVERY/FUNDS	*S -RE-REF COM ON APPROPR	06-22-98	
S1294=	PERDUE	EXTEND/EXPAND ENV. HEALTH STUDY	S -RE-REF COM ON APPROPR	06-10-98	
S1295=	PERDUE	NEUSE MODELING PROJECT FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1296=	LEE	ASSISTANCE TEAMS ADD'L FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1301=	ODOM	SOUTHERN DAIRY COMPACT FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1306=	ODOM	CONSERVATION EASEMENTS FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1307=	ODOM	UNC-CHARLOTTE FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1308=	WARREN	STRIKE OUT STROKE FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1309=	WARREN	BANC INITIATIVE FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1310=	WARREN	CVD DATA FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1311=	RAND	FUNDS FOR LOW-INCOME HOUSING	S -REF TO COM ON APPROPR	05-27-98	
S1322	MARTIN W	ASSISTIVE TECHNOLOGY FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1326=	PURCELL	EXTEND BOND MATCH DEADLINE	S -REF TO COM ON APPROPR	05-27-98	
S1334	COOPER	CAMPUS LEO SALARY CONTINUATION	S -RE-REF COM ON APPROPR	05-27-98	06-29-98
S1334	COOPER	CAMPUS LEO SALARY CONTINUATION	S -RE-REF COM ON APPROPR	06-30-98	
S1335	MARTIN W	INSTITUTE OF MEDICINE FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1337=	LEE	SCHOOL NURSE FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1338	MARTIN W	GUILFORD JUVENILE DETENTION FUNDS-2	S -REF TO COM ON APPROPR	05-27-98	
S1339	MARTIN W	GUILFORD TEEN COURT FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1340	MARTIN W	CIVIL RIGHTS CTR/MUSEUM FUNDS	S -REF TO COM ON APPROPR	05-27-98	
S1341	MARTIN W	COALITION 2001 FUNDS	S -REF TO COM ON APPROPR	05-27-98	

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S1348	KERR	CIVIL WAR SITES FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1350=	KERR	BRIDGES PROJECT FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1352=	KERR	UNC NONAPPROPRIATED CAP. PROJECTS	S -REF TO COM ON APPROP	05-27-98	
S1357	PLYLER	YADKIN/PEE DEE LAKES PROJECT FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1358	PLYLER	ENGLISH AS A 2ND LANGUAGE FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1359	PLYLER	SCHOOL TECHNOLOGY FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1366	PLYLER	APPROPRIATIONS ACT OF 1998	*R -CH. SL 98-0212	05-27-98	06-30-98
S1366	PLYLER	APPROPRIATIONS ACT OF 1998	*R -CH. SL 98-0212	07-27-98	07-28-98
S1367=	HARTSELL	OAH ALJ FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1376=	MARTIN R	PSEUDORABIES ERADICATION FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1377=	MARTIN R	GOODNESS GROWS IN NC FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1378=	MARTIN R	STRUCTURAL PEST FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1379	LEE	N.C. MEMORIAL HOSPITAL FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1380	MARTIN W	NCA&T COOP. EST. FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1381=	MARTIN W	INTENSIVE FAMILY PRESERVATION FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1382	WARREN	DIABETES CONTROL FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1386	GULLEY W	CHARTER SCHOOL START-UP FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1387=	ALBERTSON	PESTICIDE/FOOD LABORATORIES FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1389=	HOYLE	CTR. APPLIED TEXTILE TECH FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1392=	WEINSTEIN	SE AGRICULTURAL CENTER FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1394=	LUCAS	ADOPTION REGISTRY	*S -RE-REF COM ON APPROP	07-23-98	07-23-98
S1394=	LUCAS	ADOPTION REGISTRY	*S -RE-REF COM ON APPROP	07-30-98	
S1396	REEVES	RALEIGH CITY MUSEUM FUNDS	S -REF TO COM ON APPROP	05-27-98	
S1404	COOPER	REGION L COG FUNDS	S -REF TO COM ON APPROP	05-28-98	
S1405	COOPER	INSTITUTE OF MEDICINE FUNDS-2	S -REF TO COM ON APPROP	05-28-98	
S1406=	CARPENTER R	FRANCHISE DISTRIBUTION REPAYMENT	S -REF TO COM ON APPROP	05-28-98	
S1407	CARPENTER R	REG. OF DEEDS SUPP. PENSION CHANGE	R -CH. SL 98-0147	06-17-98	07-08-98
S1409	CARPENTER R	CAMPBELL FOLK SCHOOL FUNDS	S -REF TO COM ON APPROP	05-28-98	
S1411	BALLANCE	JUDICIAL ASSISTANT FUNDS	S -REF TO COM ON APPROP	05-28-98	
S1412	BALLANCE	WARREN PCB LANDFILL CLEANUP FUNDS	S -REF TO COM ON APPROP	05-28-98	

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S1413	BALLANCE	UNC-CH STUDENT PROJECT FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1414	BALLANCE	NC LEAF FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1415	BALLANCE	FIBER OPTIC FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1416	BALLANCE	DRUG COURT SUNSET REMOVED/FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1418=	ALBERTSON	JACKSONVILLE-ONSLOW MARKET FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1419	PHILLIPS	FARMLAND PRESERVATION FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1421=	GARWOOD	TEACHER ASSISTANT SALARY FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1423=	LUCAS	PARENTING PROGRAM FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1426	RAND	INCREASE AUTOPSY FEE	S -RE-REF COM ON APPROPR	06-18-98	
S1427=	RAND	SCHOOL UTIL. COSTS SHARED BY STATE	S -REF TO COM ON APPROPR	05-28-98	
S1429	KERR	ANOREXIA/BULIMIA FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1430=	KERR	OLD SALEM FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1431	HOYLE	TOURISM JOB TRAINING FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1434	MARTIN W	MENTAL HEALTH CENTER FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1435=	GARWOOD	PENLAND SCHOOL CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1436	PLYLER	STANLY COUNTY AIRPORT FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1437	PLYLER	AID TO PUBLIC LIBRARY FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1438	PLYLER	FARMERS MARKET FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1439	PLYLER	COMMUNITY COLLEGE MATCH FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1440	PLYLER	ANIMAL WASTE/SOIL TESTING FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1441=	PLYLER	SANDHILLS REGION CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1443	PLYLER	HIGHWAY PATROL HELICOPTER FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1444	PLYLER	NCSU ARBORETUM CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1445	MARTIN R	TAR-PAMLICO ENV. ED. FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1446=	MARTIN R	PIEDMONT TRIAD FARMERS MKT.FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1447=	MARTIN R	ENVIROMENTAL FARMING FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1448=	MARTIN R	EASTERN AGRICULTURE CENTER FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1449	MARTIN R	ENVIRONMENTAL EDUCATION FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1450	BALLANTINE	COMMUNITY FESTIVAL TAX EXEMPTION	S -RE-REF COM ON APPROPR	06-18-98	
S1452	ODOM	DOMESTIC VIOLENCE PREVENTION FUNDS	S -REF TO COM ON APPROPR	05-28-98	

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S1454	SHAW L	FSU FINE ARTS BLDG. FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1455	EAST	FOOD BANK OF NORTHWEST NC FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1457	WARREN	ECU DOCTORAL PROGRAM FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1458	WARREN	ECU SCIENCE/TECH BLDG FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1459	WARREN	ECU MULTIPURPOSE CTR. FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1462	MILLER B	ASTHMA MANAGEMENT FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1463=	JENKINS	1998 RETIREMENT BENEFITS ACT	*S -RE-REF COM ON APPROPR	06-29-98	
S1464=	JENKINS	INCREASE RETIREE DEATH BENEFIT	S -RE-REF COM ON APPROPR	06-17-98	
S1465	JENKINS	MODIFY OPTIONAL ALLOWANCE	*S -RE-REF COM ON APPROPR	06-23-98	
S1467	JENKINS	RURAL TOURISM GRANT FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1468=	JENKINS	HOME/COMMUNITY PARTNERSHIP FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1469	JENKINS	CULTURAL RESOURCES FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1470=	JENKINS	MANNA FOOD BANK FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1471=	JENKINS	WNC AGRICULTURAL CENTER FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1472	JENKINS	YEAR OF THE MOUNTAINS FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1476=	COOPER	UCP COG REVOLVING LOAN FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1477=	RAND	CTR FOR COMMUNITY SELF-HELP FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1481	LEE	EDUCATIONAL TECHNOLOGY FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1482	LEE	GRADUATE STUDENT REMISSION FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1483	LEE	PRISON EDUCATION START-UP FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1484	LEE	UNC-TV FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1485	LEE	RESTORE COMM. COLLEGE FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1486	LEE	PAUL GREEN THEATRE FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1487	LEE	EXPAND PUBLIC SCHOOL TECH. FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1490=	PURCELL	OSTEOPOROSIS TASK FORCE FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1491	PURCELL	SCOTLAND COMM. COLL. CAPITAL FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1492=	KINNAIRD	ADULT CARE HOME STAFF RATIO/FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1497=	ALBERTSON	INCREASE COURT FEES	S -REF TO COM ON APPROPR	05-28-98	
S1498	ALBERTSON	FISH HATCHERY FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1499	ALBERTSON	FFA CAPITAL IMPROVEMENT FUNDS	S -REF TO COM ON APPROPR	05-28-98	

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S1501	PERDUE	TRYON PALACE HISTORIC SITES FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1502	PERDUE	MEDIATION CENTER FUNDS-1	S -REF TO COM ON APPROPR	05-28-98	
S1504	PERDUE	AGRIC. FINANCE LOAN FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1505	PERDUE	NORTHWEST CREEK DREDGING FUNDS	S -RE-REF COM ON APPROPR	05-28-98	06-23-98
S1505	PERDUE	NORTHWEST CREEK DREDGING FUNDS	S -RE-REF COM ON APPROPR	06-25-98	
S1507	GULLEY W	ADD'L MAGISTRATE/CURRITUCK COUNTY	S -REF TO COM ON APPROPR	05-28-98	
S1508	GULLEY W	HIGHWAY PATROL AIRCRAFT	S -REF TO COM ON APPROPR	05-28-98	
S1510	GULLEY W	SPECIAL OLYMPICS ASSISTANCE FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1512=	GULLEY W	DURHAM COUNTY BIKEWAYS FUNDS	S -RE-REF COM ON APPROPR	05-28-98	08-04-98
S1512=	GULLEY W	DURHAM COUNTY BIKEWAYS FUNDS	S -RE-REF COM ON APPROPR	08-10-98	
S1515	PLYLER	POLK HOUSE RESTORATION FUNDS	S -REF TO COM ON APPROPR	05-28-98	
S1517	LEE	RETIRED TEACHERS/RETIREMENT BENEFITS	*S -RE-REF COM ON APPROPR	06-24-98	06-25-98
S1517	LEE	RETIRED TEACHERS/RETIREMENT BENEFITS	*S -RE-REF COM ON APPROPR	06-29-98	
S1519	HARTSELL	JUDICIAL ASSISTANT FUNDS-2	S -REF TO COM ON APPROPR	06-01-98	
S1520=	JORDAN	JONES ECONOMIC DEVELOPMENT FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1521=	HORTON	CARE TRAK SYSTEM FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1522	JENKINS	WCU ARTS CENTER FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1523	WINNER	SUBSTITUTE TEACHER PAY/FUNDS	*S -RE-REF COM ON APPROPR	06-10-98	
S1524	WINNER	SCHOOL LEADERSHIP PILOT FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1525=	LEE	CHATHAM LLRW SITING FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1527=	MARTIN R	INCREASE COURT FEES	S -REF TO COM ON APPROPR	06-01-98	
S1528	MARTIN R	WILDLIFE COMM. DIRECTOR SALARY	S -REF TO COM ON APPROPR	06-01-98	
S1529	MARTIN R	NEW FUNDS FOR TWO AGRIC. CENTERS	S -REF TO COM ON APPROPR	06-01-98	
S1531=	MARTIN W	PSYCH HOSPITAL STUDY FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1532=	MARTIN W	ADOPTION & SAFE FAMILIES ACT/FUNDS	S -RE-REF COM ON JUDIC	06-01-98	07-09-98
S1533=	DALTON	COMMUNITY COLLEGE EXPANSION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1534=	BALLANCE	HEALTHY CAROLINIANS FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1535	BALLANCE	SCHOLARSHIP STUDENT=NC RESIDENT	S -REF TO COM ON APPROPR	06-01-98	
S1536	RAND	BRANCH MUSEUM DIRECTORS FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1539	REEVES	URBAN REDEVELOPMENT ABC SALES	*S -RE-REF COM ON APPROPR	06-17-98	07-14-98

NOTES- = AFTER BILL NUMBER SHOWS THAT BILL IS IDENTICAL, AS INTRODUCED, TO ANOTHER BILL.

* AFTER NUMBERS INDICATES THAT TEXT OF BILL WAS ALTERED BY ACTION ON THE BILL.

BOLDED LINE INDICATES BILL INDEXED AS AFFECTING APPROPRIATIONS.

NORTH CAROLINA GENERAL ASSEMBLY
COMMITTEE SUMMARY REPORT
SENATE: APPROPRIATIONS

1997-98 Regular Session

Valid Through 19-DEC-1998

BILL	INTRODUCER	SHORT TITLE	LATEST ACTION ON BILL	IN DATE	OUT DATE
S1539	REEVES	URBAN REDEVELOPMENT ABC SALES	*S -RE-REF COM ON APPROPR	09-15-98	
S1540=	REEVES	EXPLORIS CHILDREN'S MUSEUM FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1541=	REEVES	NCSU CAPITAL FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1542	PLYLER	HIGHWAY PATROL SALARY FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1543	PLYLER	TRANSIT AUTHORITY FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1544	PLYLER	UNION HOUSE REHAB. FACILITY FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1545	PLYLER	SANFORD HOUSE RESTORATION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1546	ODOM	LINCOLN EDUC. FOUNDATION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1547=	WEINSTEIN	ROSEBORO RESTORATION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1548=	WEINSTEIN	SALEMBURG RESTORATION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1549	FOXX	HUSKINS BILL INCENTIVE FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1550	COCHRANE	ZERO-TOLERANCE DRUG FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1553	RAND	COMMUNITY COLLEGE ENROLLMENT	S -REF TO COM ON APPROPR	06-01-98	
S1555=	RAND	VFD/EMS DEFIBRILLATOR FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1558	ALBERTSON	NCSU AG. RESEARCH/EXTENTION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1559	ALBERTSON	FAMILY FARM PRESERVATION COMMISSION	S -RE-REF COM ON APPROPR	07-29-98	
S1560=	ALBERTSON	DUPLIN MULTIPURPOSE CTR. FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1561	ALBERTSON	OUTER BANKS EDUC. FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1562=	ALBERTSON	BILINGUAL TEACHER ASSISTANT FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1563=	ALBERTSON	ANIMAL WASTE TESTING FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1564=	ALBERTSON	FOOD SAFETY PROGRAM FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1565=	ALBERTSON	POULTRY/RATITE DEALERS REGISTRATION	S -RE-REF COM ON APPROPR	06-17-98	06-22-98
S1565=	ALBERTSON	POULTRY/RATITE DEALERS REGISTRATION	S -RE-REF COM ON APPROPR	07-14-98	
S1566=	ALBERTSON	MULTIFLORA ROSE CONTROL FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1568=	HOYLE	CHILD CARING INSTITUTION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1570	HOYLE	SANITATION PROGRAM FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1572=	KINNAIRD	STOP FUNDS FOR LLRW SITING	S -REF TO COM ON APPROPR	06-01-98	
S1573	SHAW L	CUMBERLAND STATE PARK STUDY FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1574	SHAW L	CUMBERLAND INDUSTRIAL PARK FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1576=	JORDAN	TOPSAIL ISLAND RESTORATION FUNDS	S -REF TO COM ON APPROPR	06-01-98	

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NORTH CAROLINA GENERAL ASSEMBLY

COMMITTEE SUMMARY REPORT

SENATE: APPROPRIATIONS

Valid Through 19-DEC-1998

1997-98 Regular Session

<u>BILL</u>	<u>INTRODUCER</u>	<u>SHORT TITLE</u>	<u>LATEST ACTION ON BILL</u>	<u>IN DATE</u>	<u>OUT DATE</u>
S1578	LEE	UNC HOSPITALS	S -REF TO COM ON APPROPR	06-01-98	
S1579	PERDUE	CULTURAL RESOURCES FUNDS-2	S -REF TO COM ON APPROPR	06-01-98	
S1580	PERDUE	COMM. COLL RADIO STATION FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1581	WARREN	DEPARTMENT OF INSURANCE FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1582	WARREN	GENERAL GOV'T OPERATING FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1584	MCDANIEL	RECIPROCATATE HANDGUN PERMITS	S -REF TO COM ON APPROPR	06-01-98	
S1585	HORTON	LOW-PERF. SCH. SCHOLARSHIP FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1586	ALBERTSON	NCSU SALARY FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1589	ODOM	GRASSROOTS SCIENCE MUSEUM FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1590	ODOM	MUSEUM OF NEW SOUTH FUNDS	S -REF TO COM ON APPROPR	06-01-98	
S1591	ODOM	CANCER ADV. COMM'N MEMBERS/FUNDS	S -REF TO COM ON APPROPR	06-01-98	

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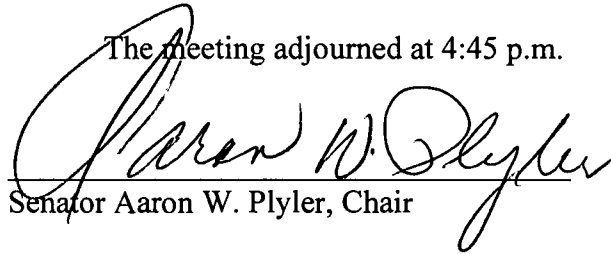
MINUTES
SENATE COMMITTEE ON APPROPRIATIONS
May 6, 1998

The Senate Committee on Appropriations met on May 6, 1998 at 2:35 p.m. in Room 643 of the Legislative Office Building. Senator Aaron W. Plyler, Chair presided with 22 members present.

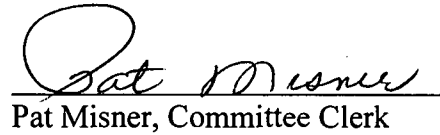
Mr. Marvin Dorman, State Budget Officer, made a presentation of the Recommended Changes by the Governor to the 1998-99 State Budget for the 1997-99 Biennium. (attached)

Mr. Dorman answered questions concerning the recommended budget for the remainder of the meeting.

The meeting adjourned at 4:45 p.m.



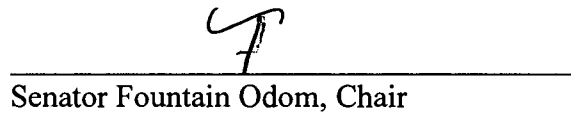
Senator Aaron W. Plyler, Chair



Pat Misner, Committee Clerk



Senator Beverly Perdue, Chair



Senator Fountain Odom, Chair

North Carolina

Recommended Changes
to the 1998-99 State Budget

1997-99 Biennium



James B. Hunt Jr.
Governor

The North Carolina Recommended Changes to the 1998-99 State Budget

Prepared by
Office of State Budget and Management

Marvin K. Dorman, Jr.
State Budget Officer

Robert L. Powell
Deputy State Budget Officer

Additional information and further explanation of the The North Carolina Recommended Changes to the 1998-99 State Budget are available from the Office of State Budget and Management, 116 West Jones Street, Raleigh, North Carolina, 27603-8005, (919)733-7061. Contact one of the following staff members:

Susan S. Adams	Public Education Department of Community Colleges Board of Governors of the University of North Carolina University of North Carolina Hospitals at Chapel Hill
Mike Kiltie	Economic Forecast Revenue Forecast Revenue and Tax Issues Economic Impact on Rules
Robert O. Nelson	Capital Improvements Special Appropriations
Tom Newsome	Management and Productivity Services
J.W. Reel	Departments of General Government Departments of Natural and Economic Resources Department of Transportation
Nina M. Yeager	Department of Health and Human Services Department of Correction Department of Crime Control and Public Safety Judicial Department Department of Justice

Editorial assistance was provided by Jean Surles, Publications Coordinator. Summary tables were prepared by Aleta Mills, Budget Analyst. The OSBM secretarial staff, under the direction of Janie Johnson, provided much assistance in preparing this document for publication.

April 1998

II. General Fund**A. Revenue**

A strong state economy and Wall Street, in combination with a reduction in the federal income tax rate on capital gains, is producing another banner year for General Fund tax revenue. The revised May 5, 1998 consensus forecast of the Office of State Budget and Management and the Fiscal Research Division - North Carolina General Assembly indicates that General Fund tax revenue will exceed the authorized forecast by \$558.9 million in 1997-98. The bulk of the overcollections (receipts in excess of the budget) are concentrated in the individual income tax schedule. As shown below, overcollections of individual income taxes are currently estimated at \$456.9 for 1997-98, or 8.2% above the authorized budget. The corporate income tax schedule is projected to exceed the budget by \$76.5 million, or 11.3%. Overcollections of insurance taxes are currently estimated at \$15.0 million or 5.6%.

Estimated Overcollections for 1997-98
(\$ Millions)

	<u>Amount</u>	<u>% of Authorized</u>
Tax Revenue:		
Individual Income	456.9	8.2%
Sales and Use	12.2	0.4
Corporate Income	76.5	11.3
Franchise	(8.5)	(2.1)
Insurance	15.0	5.6
Beverage	2.0	1.3
Other	<u>4.8</u>	1.9
Total Taxes	<u>\$ 558.9</u>	5.3%

On an economic-basis (prior to tax law changes), total General Fund tax revenue is projected to increase by 5.1% in 1998-99. Growth in the individual income tax is projected at a steady 5.7% on the basis of continued gains in employment and wages. Sales and use taxes grow by an estimated 5.8%, in line with the projected growth in disposable income. As U.S. corporate profits growth is forecast to slow in the year ahead, corporate income tax receipts increase by an estimated 0.4%. All other General Fund tax schedules are projected to increase by a combined 3.3%.

The actual growth in General Fund Tax collections will be less than growth on an economic basis largely due to tax law changes which were enacted by the 1996 and 1997 Sessions of the North Carolina General Assembly. During the 1996 Session, the most notable changes were the reduction in the sales tax on food consumed at home from 4% to 3%, the phased reduction in the corporate income tax from 7.75% to 6.90% by the year 2000, and the phase-out of the soft drink tax. During the 1997 Session, the most significant law change for 1998-99 is a second reduction in sales tax on food from 3% to 2% effective July 1, 1998. This change is estimated to reduce the tax burden on North Carolinians by \$83.8 million in 1998-99. As a result of the overall package of tax reductions, the estimated rate of growth in General Fund tax revenue is cut to 4.0%. (A complete discussion of recent tax law changes can be found in the 1997-99, The North Carolina State Budget, Post-Legislative Summary, published by the Office of State Budget and Management in December 1997.)

As interest rates remain largely stable throughout 1998-99, investment income is projected to grow by 3.8%; consistent with the increase in invested cash balances. Normal growth of activities in the state court system produces an estimated 6.6% increase in judicial fees. Insurance fees are projected to increase by 4.4% in 1998-99. Disproportionate Share receipts (DSH) are estimated at \$83.0 million in 1998-99. DSH payments were budgeted as departmental receipts in the 1997-98 General Fund budget.

For 1998-99 and subsequent years, it is recommended that the transfer in lieu of sales tax from the Highway Fund be eliminated. This change would reduce General Fund revenue by \$13.4 million in 1998-99.

Additionally, Governor Hunt will recommend a phase-out of the final two cents of the state sales tax on food consumed at home. As shown in the long term General Fund forecast on page 124, it is the recommendation of the Governor to reduce the state sales tax on food from 2% to 1% effective July 1, 1999, followed by full elimination on July 1, 2000. On an annualized basis, this recommendation will lower the tax burden on families by \$190 million in 2000-01.

1998-99 Recommended Changes
General Fund - Revenue - Continued

REVISED

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General Fund Revenue, 1997-99

	<u>1996-97</u> <u>Actual</u>	<u>1997-98</u> <u>Estimated</u>	<u>1998-99</u> <u>Projected</u>
Tax Revenue:			
Inheritance	\$ 132,068,325	\$ 134,300,000	\$ 149,400,000
Licenses	43,353,475	32,300,000	32,900,000
Cigarette	46,677,349	47,800,000	46,900,000
Soft Drink	31,347,645	22,300,000	12,600,000
Franchise	387,811,674	401,400,000	424,100,000
 Income Tax:			
Individual	\$ 5,329,990,261	\$ 6,003,400,000	\$ 6,349,200,000
Corporate	<u>717,750,574</u>	<u>756,100,000</u>	<u>712,500,000</u>
Subtotal	\$ 6,047,740,835	\$ 6,759,500,000	\$ 7,061,700,000
 Sales and Use	\$ 3,127,673,443	\$ 3,261,300,000	\$ 3,368,100,000
Beverage	150,208,567	154,700,000	157,300,000
Gift	12,560,941	20,900,000	17,600,000
Freight Car Lines	495,433	500,000	500,000
Insurance	258,503,720	284,700,000	288,100,000
Miscellaneous	<u>706,068</u>	<u>500,000</u>	<u>700,000</u>
 Total Tax Revenue	\$10,239,147,475	\$11,120,200,000	\$11,559,900,000
 Nontax Revenue:			
Investment Income	\$ 224,112,646	\$ 244,000,000	\$ 253,200,000
Judicial Fees	99,063,372	112,800,000	120,300,000
Disproportionate Share Receipts	100,843,546	-	83,000,000
Insurance	18,708,950	20,600,000	21,500,000
Miscellaneous	<u>70,131,111</u>	<u>74,900,000</u>	<u>87,395,000</u>
 Total Nontax Revenue	\$ 512,859,625	\$ 452,300,000	\$ 565,395,000
 Transfers:			
Highway Fund	\$ 11,853,450	\$ 12,600,000	\$ -
Highway Trust Fund	<u>170,000,000</u>	<u>170,000,000</u>	<u>170,000,000</u>
 Total General Fund Revenue	<u>\$10,933,860,550</u>	<u>\$11,755,100,000</u>	<u>\$12,295,295,000</u>

*470
470
Revenue*

1998-99 Recommended Changes
General Fund - Continued

REVISED

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B. Condition of the Fund

Condition of the General Fund, 1996-99
(In Millions)

	1996-97 <u>Actual</u>	1997-98 <u>Estimated</u>	1998-99 <u>Recommended</u>
Beginning Balance			
Unreserved Beginning Balance	\$ 292.2 *	\$ 318.9 **	\$ 565.5
Clean Water Management Trust Fund Reserve	-	49.4	50.9
Repair and Renovation Reserve	-	174.3	145.0
Disproportionate Share Reserve	-	-	24.0
Revenue			
Tax Revenue	\$ 10,239.1	\$ 11,120.2	\$ 11,559.9
Nontax Revenue	412.1	452.3	482.4
Highway Fund Transfer	11.9	12.6	-
Highway Trust Fund Transfer	170.0	170.0	170.0
Disproportionate Share Receipts	100.8	24.0	83.0
Total Revenue	<u>\$ 10,933.9</u>	<u>\$ 11,779.1</u>	<u>\$ 12,295.3</u>
Total Availability	\$ 11,226.1	\$ 12,321.7	\$ 13,080.7
Budget Recommendations:			
Operating Budget			
Continuation Budget	\$ 10,309.5	\$ 11,138.1	\$ 11,532.0
Less: Budget Adjustments	-	-	(187.1)
Add: Expansion Budget	-	-	1,195.4
Subtotal Operating Budget	<u>\$ 10,309.5</u>	<u>\$ 11,138.1</u>	<u>\$ 12,540.3</u>
Repair & Renovations	-	174.3	145.0
Capital Improvements - Appropriation	157.3	152.9	176.8
Total Recommendations	<u>\$ 10,466.8</u>	<u>\$ 11,465.3</u>	<u>\$ 12,862.1</u>
Reserve Authorized for Expenditure	\$ -	\$ 49.4	\$ 50.9
Ending Balance			
Budget Stabilization Reserve**	\$ 500.9	\$ 522.5	\$ 522.5
Repairs and Renovations Reserve	174.3	145.0	-
Clean Water Management Trust Fund	49.4	50.9	-
Intangible Tax Refund Reserve	156.0	-	-
Railroad Purchase Reserve	61.0	-	-
Disproportionate Share Reserve	-	24.0	-
Library Grants	0.3	-	-
Unreserved Balance	318.6	565.5	167.7
Total Ending Balance	<u>\$ 1,260.5</u>	<u>\$ 1,307.9</u>	<u>\$ 690.2</u>

* The 1996-97 beginning balance has been adjusted to reflect the transfer of \$115.5 to a Reserve for Disaster Relief.

** The 1997-98 beginning balance has been adjusted to include funds from reserves for library grants \$0.3 million.

Note: General Obligation Bonds for Public School Facilities of \$450 million from 1996-97 to 1998-99 are not included.

EXPENDITURE FORECAST 1998-04

General Fund Operating Budget for Recurring Resources and Requirements (In millions)

	1998-99	1999-00	2000-01	2001-02	2002-03	2003-04
REVENUE AVAILABILITY	\$ 12,252.8	\$ 12,978.8	\$ 13,808.6	\$ 14,720.0	\$ 15,789.5	\$ 16,861.0
LESS: CONTINUATION BUDGET	¹⁾ \$ 11,533.5	\$ 11,828.0	\$ 12,115.2	\$ 12,387.0	\$ 12,663.0	\$ 12,956.3
ADD: CONTINUATION BUDGET ADJUSTMENTS	²⁾ (174.2)	(324.1)	(474.1)	(474.1)	(474.1)	(474.1)
REMAINING AVAILABILITY	\$ 893.5	\$ 1,474.9	\$ 2,167.5	\$ 2,807.1	\$ 3,600.6	\$ 4,378.8
LESS: EXPANSION RECOMMENDATIONS AND FORECAST	³⁾					
Public Education						
Average Daily Membership (ADM) Growth	\$ (26.6)	\$ (26.6)	\$ (26.6)	\$ (26.6)	\$ (26.6)	\$ (26.6)
Longevity Funds	(9.0)	(9.0)	(9.0)	(9.0)	(9.0)	(9.0)
Teacher Salaries to National Average by 2001	(221.5)	(495.2)	(772.3)	(884.5)	(1,000.1)	(1,119.2)
Mentor Teachers	(9.2)	(9.2)	(9.2)	(9.2)	(9.2)	(9.2)
At-Risk/Low Performing Schools	(11.1)	(11.1)	(11.1)	(11.1)	(11.1)	(11.1)
Limited Proficiency in English	(5.0)	(5.0)	(5.0)	(5.0)	(5.0)	(5.0)
Teaching Fellows Program	(4.8)	(4.8)	(4.8)	(4.8)	(4.8)	(4.8)
Extend the Principals Salary Schedule by Two Steps	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)
Department of Community Colleges						
Enrollment Increase	(1.4)	(1.4)	(1.4)	(1.4)	(1.4)	(1.4)
Technology	(0.8)	(0.8)	(0.8)	(0.8)	(0.8)	(0.8)
Board of Governors - University System						
Schedule of Priorities - Regular Term Enrollment, Center for Prevention of School Violence and Pfiesteria Research	(14.9)	(33.8)	(62.6)	(94.0)	(129.1)	(174.5)
School of Science and Mathematics	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)	(0.3)
Aid to Private Colleges	(7.2)	(7.2)	(7.2)	(7.2)	(7.2)	(7.2)
Department of Health and Human Resources						
Smart Start	(56.6)	(134.2)	(221.0)	(234.0)	(248.2)	(248.2)
Smart Start Auditors	(0.7)	(0.7)	(0.7)	(0.7)	(0.7)	(0.7)
Children's Health Insurance Plan (CHIP)	(14.1)	(23.6)	(25.1)	(26.8)	(28.6)	(30.6)
Area Mental Health Match	(38.0)	(38.0)	(38.0)	(38.0)	(38.0)	(38.0)
Caseload Increase Willie M. Program	(5.4)	(5.4)	(5.4)	(5.4)	(5.4)	(5.4)
Pfiesteria and Emerging Health Problems Risk Assessment	(2.0)	(2.0)	(2.0)	(2.0)	(2.0)	(2.0)

	1998-99	1999-00	2000-01	2001-02	2002-03	2003-04
Expansion Recommendations - Continued						
Statewide Reserves						
Compensation Increase	\$ (187.7)	\$ (331.5)	\$ (479.8)	\$ (630.9)	\$ (786.6)	\$ (947.1)
Juvenile Justice Reserve	(20.0)	(20.0)	(20.0)	(20.0)	(20.0)	(20.0)
Travel Subsistence Increase Reserve	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)
Total Expansion Recommendations	\$ (704.4)	\$ (1,228.8)	\$ (1,771.3)	\$ (2,080.7)	\$ (2,403.1)	\$ (2,730.1)
SUBTOTAL: AVAILABILITY BEFORE REVENUE ADJUSTMENTS	\$ 189.1	\$ 246.1	\$ 396.2	\$ 726.4	\$ 1,197.5	\$ 1,648.7
Revenue Adjustments						
1% Reduction - Sales Tax on Food 7/1/1999	\$ 0.0	\$ (88.5)	\$ (95.0)	\$ (97.8)	\$ (100.7)	\$ (104.1)
1% Reduction - Sales Tax on Food 7/1/2000	0.0	0.0	(91.0)	(97.8)	(100.7)	(104.1)
Eliminate the Highway Fund Sales Tax Transfer	(13.4)	(14.1)	(14.9)	(15.7)	(16.6)	(17.5)
Children's Health Insurance Plan (CHIP) Tax Credit	0.0	(64.5)	(66.0)	(70.0)	(74.2)	(78.6)
Subtotal Revenue Adjustments	\$ (13.4)	\$ (167.1)	\$ (266.9)	\$ (281.3)	\$ (292.2)	\$ (304.3)
BALANCE: REMAINING AVAILABILITY	\$ 175.7	\$ 79.0	\$ 129.3	\$ 445.1	\$ 905.3	\$ 1,344.4

- 1) The continuation budget projections include Medicaid, Aid to Families with Dependent Children, operating requirements of prison construction as currently funded, Public School enrollment, Debt Service including Public School Bonds, and allowable inflationary increases.
- 2) The continuation budget adjustments include anticipated budget reductions of an additional \$150 million annually in years 1999-00 and 2000-01.
- 3) Forecast for the expansion budget reflects assumptions for additional salary increases for public school teachers to reach the national average by 2001 and 3% annually 2001-04; additional salary increases for state employees and faculty of 4% 1998-99 and 3% annually 1999-04; full funding for Smart Start the Children Health Insurance Program, and University enrollment increases.

**Comparison of
General Fund Budgets
(in millions)**

	Authorized <u>1997-98</u>	Recommended <u>1997-98</u> ⁹⁸⁻⁹⁹
Total Budget	\$11,565.3	\$12,857.1
% over previous year	9.1%	11.2%
Total Operating Budget	\$11,238.1	\$12,540.3
% over previous year	7.6%	11.6%
Total Recurring Operating	\$11,175.7	\$12,063.7
% over previous year	7.4%	7.9%

**Authorized
General Fund Appropriations
1964-65 to 1998-99
(In Millions)**

(Included Federal Revenue Sharing and Anti-Recession Revenues)

<u>Fiscal Year</u>	<u>Operating</u>	<u>Percent Change</u>	<u>Total</u>	<u>Percent Change</u>
1964-65	\$ 468.7	4.4 %	\$ 468.7	-8.4 %
1965-66	548.7	17.1	590.8	26.1
1966-67	580.6	5.8	580.6	-1.7
1967-68	679.4	17.0	791.7	36.4
1968-69	735.1	8.2	735.1	-7.1
1969-70	894.0	21.6	969.6	31.9
1970-71	961.4	7.5	961.4	-0.8
1971-72	1,087.1	13.1	1,152.0	19.8
1972-73	1,173.6	8.0	1,173.6	1.9
1973-74	1,520.7	29.6	1,712.5	45.9
1974-75	1,698.4	11.7	1,791.8	4.6
1975-76	1,756.2	3.4	1,784.9	-0.4
1976-77	1,944.4	10.7	1,989.5	11.5
1977-78	2,193.5	12.8	2,224.9	11.8
1978-79	2,451.9	11.8	2,577.9	15.9
1979-80	2,760.3	12.6	2,844.7	10.3
1980-81	3,140.9	13.8	3,244.8	14.1
1981-82	3,404.8	8.4	3,435.0	5.9
1982-83	3,557.8	4.5	3,623.6	5.5
1983-84	3,797.8 *	6.7	3,857.6	6.5
1984-85	4,304.0	13.3	4,516.6	17.1
1985-86	4,877.0	13.3	5,130.5	13.6
1986-87 **	5,233.7	7.3	5,531.6	7.8
1987-88	5,813.1	11.1	5,977.9	8.1
1988-89	6,302.4	8.4	6,561.1	9.8
1989-90	6,883.0	9.2	7,360.0	12.2
1990-91	7,249.5	5.3	8,074.6	9.7
1991-92	7,350.5	1.0	7,825.5	-3.1
1992-93	7,877.5	7.0	8,209.5	4.9
1993-94	8,674.5	10.1	9,317.9	13.5
1994-95	9,662.2	11.4	10,268.4	10.2
1995-96	9,793.1	1.4	10,031.6	-2.3
1996-97#	10,450.4	6.7	10,607.6	5.7
1997-98	11,238.0	7.5	11,565.3	9.0

* Includes \$25.8 million transferred to the Highway Fund.

** Includes \$240,101 for Department of Correction emergency appropriation for operating budget and \$15,125,690 for capital improvements.

Includes \$4.7 million for Department of Community Colleges appropriation for operating budget.

**Recommended Changes to the 1998-99
General Fund Budget**

Recurring

1.	Compensation Increases	\$427.7M
2.	Enrollment Increases	41.7
3.	Private Colleges (7.3), Teaching Fellows Scholarships (4.8)	12.1
4.	At Risk/Low Performing Schools	11.1
5.	Limited Proficiency in English	5.0
6.	Smart Start	57.3
7.	Children Health Insurance Plan	14.1
8.	Area Mental Health (38.0)/Willie M (5.4)	43.4
9.	Health Programs - Pfiesteria/Health Problems (2.0), HIV Medications (16.1), Atypical Antipsychotics Medications (1.3), Sickle Cell (1.2), Chicken Pox and Hepatitis B Vaccinations (3.4)	24.0
10.	Child Support Enforcement	1.7
11.	Clear Water - River Basin Management(1.1), Monitoring/ Research and Pfiesteria response (4.1), Reduce Nonpoint pollution (4.0), Compliance with Water Quality Laws (3.1), Marine Fisheries Management (3.6), Pfiesteria - NCSU (.6)	16.5
12.	Health Services at Central Prison and Women's Correctional Ctr.	1.7
13.	Programs for the Elderly (2.5), and Long Term Care Compliance (1.6)	4.1
14.	Minority Economic Development (continue)	5.4
15.	Juvenile Crime Reserve	20.0
16.	Criminal Justice Partnership Act	2.0
17.	All Other	16.6

\$704.4M

**Recommended Changes to the 1998-99
General Fund Budget**

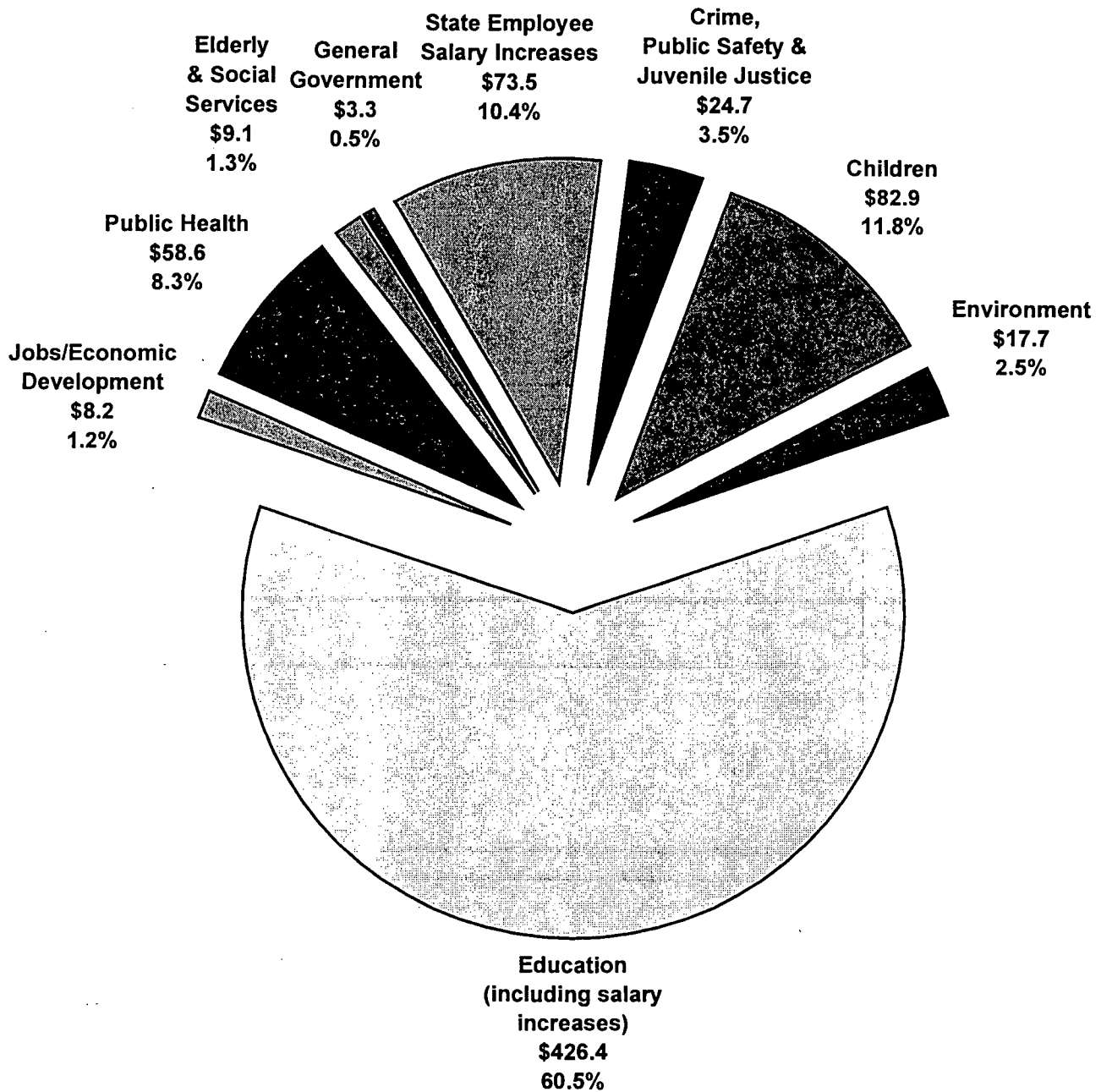
Non-Recurring

1. Public School ABC Program	\$115.6M
2. School Bus Replacement	29.8
3. Technology and System Replacement - Pubic Schools (16.0), Community Colleges (9.2), UNC (18.0), DHHS (9.4), CJIN (2.5), DOR (12.0), Information Highways-SIPS (6.1), Year 2000 (27.3), Secretary of State (0.7), State Treasurer (1.0)	102.2
4. Employees' Compensation	60.9
5. Equipment/Books-Community Colleges	16.9
6. Welfare Reform Reserve	20.0
7. Clean Water Initiatives-River Basic Management (2.0), Monitoring/Research and Pfiesteria response (3.8), Reduce Nonpoint pollution (4.2), Water Quality Compliance (8.4), Marine Fisheries (0.5)	18.9
8. Industrial Development-Utility Account (14.0), Building Renovation and Utility Infrastructure (18.0), Recruitment Competitive Fund (5.0), Capacity Grants REDC (1.0)	38.0
9. Travel and Tourism (Commerce)	3.0
10. Business and Industry - Commerce & Community Colleges	5.4
11. UNC-Distinguished Professors' Endowment Trust Fund	5.6
12. Senior Citizens Centers (DHHS)	2.0
13. Digital Orthophotography-Air Mapping	3.6
14. Housing Finance Trust Fund	2.0
15. National Board for Professional Teaching Standards	2.3
16. Capitol Improvements for the State Projects	176.8
17. Juvenile Crime Program	20.0
18. Global TransPark	5.3
19. All Other	39.5

\$667.8M

Governor Hunt's Initiatives for the 1998-99 Budget: Recurring Funds

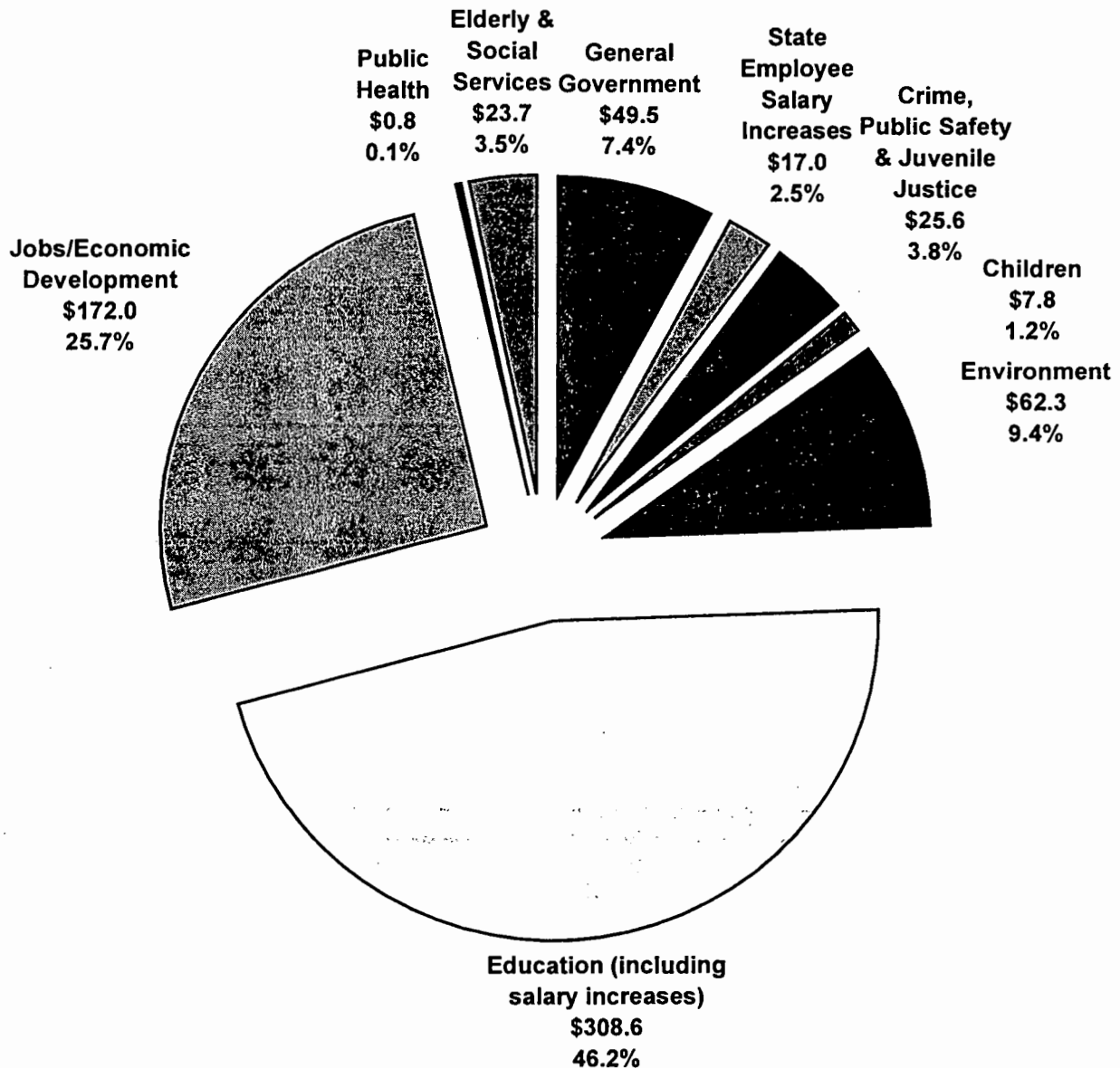
11



Total Recurring Funds = \$704,350,153

Governor Hunt's Initiatives for the 1998-99 Budget: Nonrecurring Funds

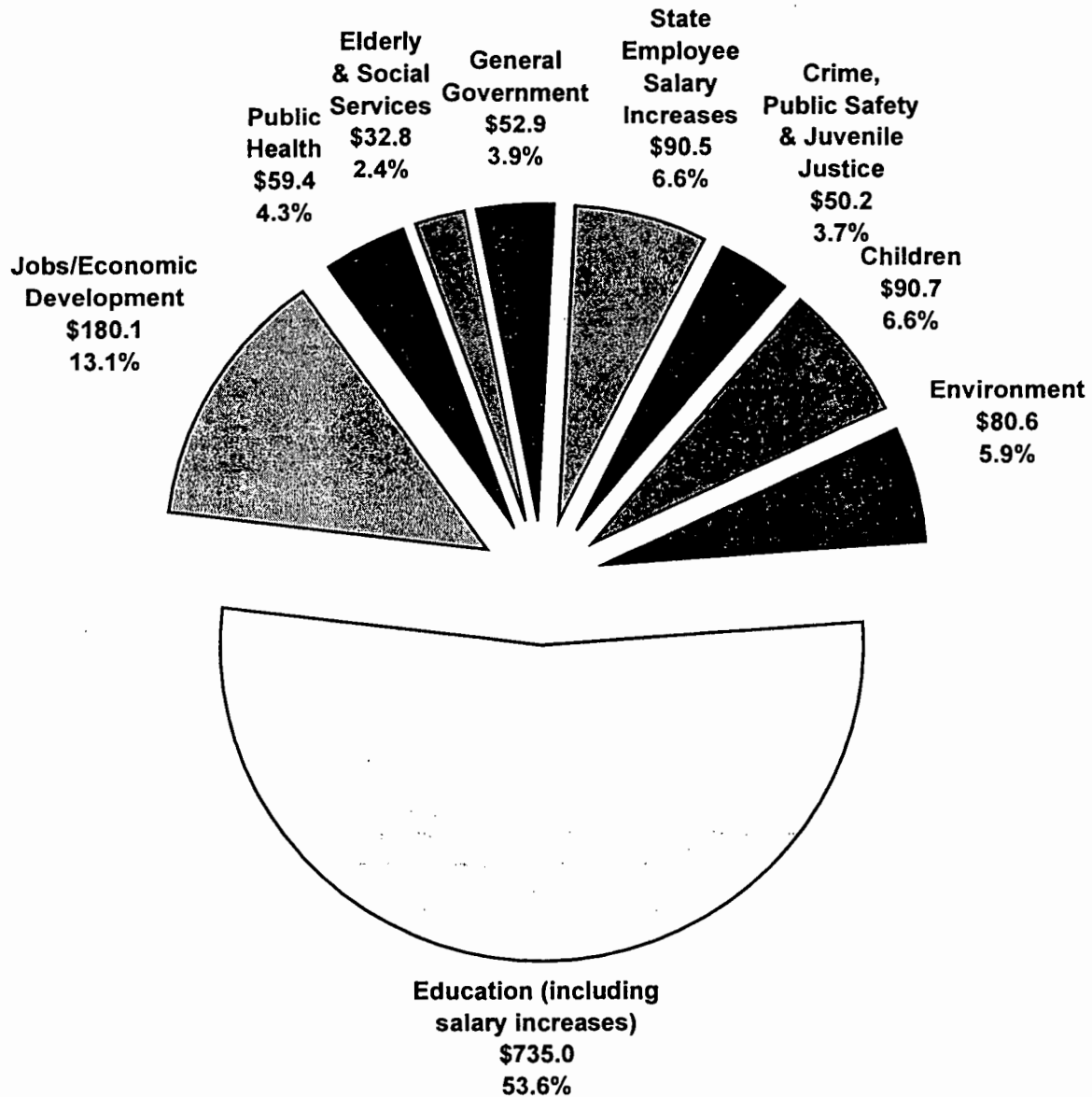
12



Total Nonrecurring Funds = \$667,800,963

Governor Hunt's Initiatives for the 1998-99 Budget: Total Funds

13



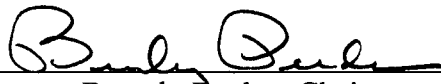
Total Funds = \$1,372,151,116

MINUTES
SENATE COMMITTEE ON APPROPRIATIONS
June 4, 1998

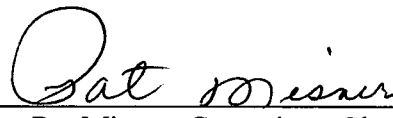
The Senate Committee on Appropriations met on June 4, 1998, in Room 624 of the Legislative Office Building. Senator Beverly Perdue, Chair, called the meeting to order.

Senator Plyler explained committee substitute for **SB 1193 Year 2000 Emergency Appropriations**. Senator Bill Martin moved for Favorable Report, and the **bill passed unfavorable to bill, but favorable to committee substitute**.

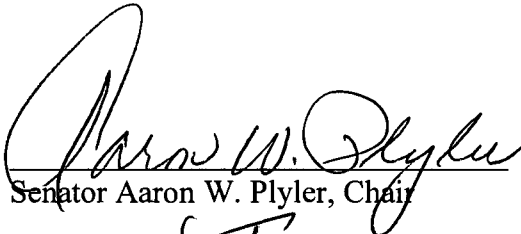
The Committee adjourned.



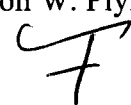
Senator Beverly Perdue, Chair



Pat Misner, Committee Clerk



Senator Aaron W. Plyler, Chair



Senator Fountain Odom, Chair

**NORTH CAROLINA GENERAL ASSEMBLY
SENATE**

APPROPRIATIONS COMMITTEE REPORT
Senator Beverly Perdue, Co-Chair
Senators Aaron Pylar and Fountain Odom, Co-Chair

Thursday, June 4, 1998

SENATOR BEVERLY PERDUE,
submits the following with recommendations as to passage:

UNFAVORABLE AS TO BILL, BUT FAVORABLE AS TO C.S. BILL

S.B.	1193	Year 2000 Emergency Appropriations
		Draft Number: PCS3618
		Sequential Referral: None
		Recommended Referral: None
		Long Title Amended: No

TOTAL REPORTED: 1

Committee Clerk Comment: None

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 1193
Proposed Committee Substitute S1193-PCS3616

Short Title: Year 2000 Emergency Appropriation.

(Public)

Sponsors:

Referred to:

May 20, 1998

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE AN EMERGENCY APPROPRIATION, ON THE REQUEST
3 OF THE GOVERNOR, TO COVER THE COSTS OF THE YEAR 2000
4 CONVERSION IN ALL STATE DEPARTMENTS AND AGENCIES.

5 Whereas, many existing computer systems will not operate properly at the
6 turn of the century; and

7 Whereas, this problem, which is known as the "Year 2000 Problem" is
8 estimated to cost between three hundred and six hundred billion dollars on a national
9 basis; and

10 Whereas, the cost for the federal government alone is estimated at four
11 billion dollars; and

12 Whereas, in State government agencies, 755 out of 1347 existing
13 applications will not operate properly with a year 2000 date; and

14 Whereas, major State computer systems such as the tax entry system, the
15 Food Stamp Program system, the Work First and Medicaid systems, the salary
16 administration system at a major State agency, and the student admissions system at a
17 State university, will not operate properly with a year 2000 date; and

18 Whereas, State assets other than computers including elevators, security
19 systems, traffic lights, and HVAC systems, will not operate properly at the turn of the
20 century; and

Whereas, because of the scope of the problem in both the public and the private sector, there is a shortage of programmers able to solve the State Year 2000 problem; and

Whereas, the Executive Budget Act authorizes the General Assembly to make an emergency appropriation to the Program for the 1997-98 fiscal year upon the request of the Governor; and

Whereas, the Governor has made such a request in a letter to the President Pro Tempore of the Senate and the Speaker of the House of Representatives; and

Whereas, an emergency appropriation would allow for uninterrupted year 2000 conversion for State agencies; and

Whereas, an emergency appropriation would avoid price increases that may occur should vendor availability diminish due to delays in contracting; and

Whereas, an emergency appropriation would allow State agencies to meet the conversion deadlines in order to begin testing in the 1999 calendar year; and

Whereas, an emergency appropriation would provide for continued conversion activity by all vendors currently under contract and would enable State agencies to avoid time delays associated with new vendors; Now, therefore, The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Commerce, Year 2000 Reserve Fund, the sum of twenty million five hundred six thousand three hundred sixty-seven dollars (\$20,506,367) for the 1997-98 fiscal year to cover the costs of the year 2000 conversion in General Fund agencies during the 1997-99 fiscal biennium.

Section 2. (a) From funds appropriated to the Department of Transportation for the 1997-98 fiscal year, the sum of six million eight hundred forty thousand six hundred thirty dollars (\$6,840,630) shall be transferred to the Department of Commerce, Year 2000 Reserve Fund, to cover the costs of the year 2000 conversion in Highway Fund agencies during the 1997-99 fiscal biennium. If funds are not available for this purpose, the Director of the Budget shall advance funds from the General Fund to cover any required expenditures until highway funds are available.

(b) It is the intent of the General Assembly to offset the impact on the Highway Fund of the appropriation contained in subsection (a) of this section; therefore, there shall be no transfers from the Highway Fund to the General Fund in accordance with G.S. 105-164.44D for the 1998-99 fiscal year.

Section 3. The State Information Processing System may transfer up to fourteen million dollars (\$14,000,000) for the 1997-98 fiscal year from its receipts for testing and data processing service charges to the Department of Commerce, Year 2000 Reserve Fund, to cover the costs of the year 2000 conversion.

Section 4. The Director of the Budget may transfer funds from federal receipts and other agency receipts for the 1998-99 fiscal year to the Department of Commerce, Year 2000 Reserve Fund, to cover the costs of the year 2000 conversion.

Section 5. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

*AWB 22
Bill route*

S

D

SENATE BILL 1193
Proposed Committee Substitute S1193-PCS3616

Short Title: Year 2000 Emergency Appropriation.

(Public)

Sponsors:

Referred to:

May 20, 1998

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE AN EMERGENCY APPROPRIATION, ON THE REQUEST
3 OF THE GOVERNOR, TO COVER THE COSTS OF THE YEAR 2000
4 CONVERSION IN ALL STATE DEPARTMENTS AND AGENCIES.
5 Whereas, many existing computer systems will not operate properly at the
6 turn of the century; and
7 Whereas, this problem, which is known as the "Year 2000 Problem" is
8 estimated to cost between three hundred and six hundred billion dollars on a national
9 basis; and
10 Whereas, the cost for the federal government alone is estimated at four
11 billion dollars; and
12 Whereas, in State government agencies, 755 out of 1347 existing
13 applications will not operate properly with a year 2000 date; and
14 Whereas, major State computer systems such as the tax entry system, the
15 Food Stamp Program system, the Work First and Medicaid systems, the salary
16 administration system at a major State agency, and the student admissions system at a
17 State university, will not operate properly with a year 2000 date; and
18 Whereas, State assets other than computers including elevators, security
19 systems, traffic lights, and HVAC systems, will not operate properly at the turn of the
20 century; and

1 Whereas, because of the scope of the problem in both the public and the
2 private sector, there is a shortage of programmers able to solve the State Year 2000
3 problem; and

4 Whereas, the Executive Budget Act authorizes the General Assembly to
5 make an emergency appropriation to the Program for the 1997-98 fiscal year upon
6 the request of the Governor; and

7 Whereas, the Governor has made such a request in a letter to the
8 President Pro Tempore of the Senate and the Speaker of the House of
9 Representatives; and

10 Whereas, an emergency appropriation would allow for uninterrupted year
11 2000 conversion for State agencies; and

12 Whereas, an emergency appropriation would avoid price increases that
13 may occur should vendor availability diminish due to delays in contracting; and

14 Whereas, an emergency appropriation would allow State agencies to meet
15 the conversion deadlines in order to begin testing in the 1999 calendar year; and

16 Whereas, an emergency appropriation would provide for continued
17 conversion activity by all vendors currently under contract and would enable State
18 agencies to avoid time delays associated with new vendors; Now, therefore,
19 The General Assembly of North Carolina enacts:

20 Section 1. There is appropriated from the General Fund to the
21 Department of Commerce, Year 2000 Reserve Fund, the sum of twenty million five
22 hundred six thousand three hundred sixty-seven dollars (\$20,506,367) for the 1997-98
23 fiscal year to cover the costs of the year 2000 conversion in General Fund agencies
24 during the 1997-99 fiscal biennium.

25 Section 2. (a) From funds appropriated to the Department of
26 Transportation for the 1997-98 fiscal year, the sum of six million eight hundred forty
27 thousand six hundred thirty dollars (\$6,840,630) shall be transferred to the
28 Department of Commerce, Year 2000 Reserve Fund, to cover the costs of the year
29 2000 conversion in Highway Fund agencies during the 1997-99 fiscal biennium. If
30 funds are not available for this purpose, the Director of the Budget shall advance
31 funds from the General Fund to cover any required expenditures until highway funds
32 are available.

33 (b) It is the intent of the General Assembly to offset the impact on the
34 Highway Fund of the appropriation contained in subsection (a) of this section;
35 therefore, there shall be no transfers from the Highway Fund to the General Fund in
36 accordance with G.S. 105-164.44D for the 1998-99 fiscal year.

37 Section 3. The State Information Processing System may transfer up to
38 fourteen million dollars (\$14,000,000) for the 1997-98 fiscal year from its receipts for
39 testing and data processing service charges to the Department of Commerce, Year
40 2000 Reserve Fund, to cover the costs of the year 2000 conversion.

41 Section 4. The Director of the Budget may transfer funds from federal
42 receipts and other agency receipts for the 1998-99 fiscal year to the Department of
43 Commerce, Year 2000 Reserve Fund, to cover the costs of the year 2000 conversion.

44 Section 5. This act is effective when it becomes law.

MINUTES

SENATE COMMITTEE ON APPROPRIATIONS

June 30, 1998

Senator Plyler called the meeting to order to hear the budget bill, "Appropriations Act of 1998". There were 34 members present.

Senators Perdue and Odom stated that the budget was about 70% education - from Smart Start through college.

Senator Perdue recognized Senators Winner and Lee to present the education portion of the budget. Senator Winner explained an amendment to the budget (Attachment #1). Senator Lee moved for adoption and the motion carried. Following Senator Lee's presentation of the universities and college section of the budget, he sent forward an amendment authored by him and Senator Rand (Attachment #2) and moved for adoption. The motion carried. Senators Winner and Lee responded to questions from committee members.

Senator Odom recognized Senator Bill Martin to present Health and Human Services. Senator Martin sent forward an amendment (Attachment #3) and moved for adoption; the motion carried. Following his presentation, he responded to questions and concerns. Senator Moore inquired if there was an allocation for healthy North Carolinians. Senator Martin replied no.

Senator Plyler recognized Senator Warren to present the General Government budget, followed by Senator Gulley for Justice and Public Safety; Senator Bob Martin for Natural and Economic Resources; and Senator Jordan for Transportation.

The Salaries and Benefits section of the budget was presented by Fiscal Research staff, Stanley Moore. An amendment (Attachment #4) was sent forward by Senator Perdue who moved for its adoption; the motion carried.

The last presentation was by Senator Plyler on General Statewide Capital. An amendment (Attachment #5) was sent forward by Senator Winner who moved for adoption; the motion carried.


Senator Bill Martin sent forward an amendment (Attachment #6) and moved for adoption; the motion carried.

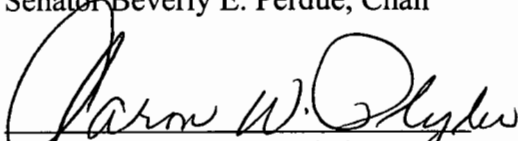
Senator Horton sent forward an amendment (Attachment #7) and moved for its adoption. Senator Odom opposed and the motion failed.

Senator Odom moved to give SB 1366 a favorable as to committee substitute, as amended report. Senator Perdue seconded and the motion carried.

The meeting was adjourned.


Senator Beverly E. Perdue, Chair


Anne Canady, Committee Clerk


Senator Aaron Plyler, Chair


Pat Misner, Committee Clerk

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

S. B. No. 1366

COMMITTEE SUBSTITUTE _____

DATE _____

Amendment No. _____

(to be filled in by
Principal Clerk)

Rep.) Winner
Sen.)

24

44

1 moves to amend the bill on page _____, line _____

2 () WHICH CHANGES THE TITLE

3 by adding after the word "first", the word

4 "or second"

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Leslie Winner

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

(2)

EDITION No. _____

H. B. No. _____

DATE 6-30-98S. B. No. 1366

Amendment No. _____

COMMITTEE SUBSTITUTE PCS 6853(to be filled in by
Principal Clerk)Rep.) Rand, Lee
Sen.) _____1 moves to amend the bill on page 51, line 29

2 () WHICH CHANGES THE TITLE

3 by adding a new section to read:4 "Requested by: Senators Rand, Lee5 COMMUNITY COLLEGE TUITION WAIVER6 Section 10.12. It is the intent of7 the General Assembly to provide a tuition8 waiver for up to two years, to the extent9 that funds are appropriated expressly for10 that purpose, to deserving students who11 graduate from a North Carolina high12 school and are enrolled full-time in13 a North Carolina community college within14 six months of graduation."

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

Tony Rand

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

3

H. B. No. _____

DATE _____

S. B. No. 1366 PL 56853-LE

Amendment No. _____

(to be filled in by
Principal Clerk)

Rep.) Martin

Sen.)

moves to amend the bill on page 15, line 14

by Deleting the phrase "five hundred thousand dollars
(\$500,000)" and substituting the phrase "one million
three hundred thousand dollars (\$1,300,000)".

SIGNED _____

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

4

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. 1366

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Peru

187

S 40 and 41

1 moves to amend the bill on page _____, line _____

2 () WHICH CHANGES THE TITLE

3 by deleting "one percent (1%)", and substituting
4 "two percent (2%)"

5 further moves to amend the bill on page 187,
6 line ~~42~~ 42, by deleting "two percent (2%)"
and substituting "one percent (1%)"

9 further moves to amend the bill on page 187,
10 line 50, by adding the following between lines
11 51 and 52:

12 " (a1) It is the intent of the General Assembly
13 that the annual career growth recognition award
14 in the amount of two percent (2%) provided by
15 G.S. 126-7(c)(4a) shall be part of the continuation
16 budget for each fiscal year of the 1999-2001
17 biennium."
18

19

SIGNED _____

OSG

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE June 30, 1998

S. B. No. 1366
S1366-PCS6853-LE
 COMMITTEE SUBSTITUTE _____

Amendment No. _____
 (to be filled in by
 Principal Clerk)

Rep.) Winn
 Sen.) _____

1 moves to amend the bill on page 172, line 36

2 () WHICH CHANGES THE TITLE

3 by deleting "Fundy" and substituting

4 "Fundy".

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Debbie Winn

ADOPTED _____ FAILED _____ TABLED _____

PLEASE TYPE OR USE BALLPOINT PEN
NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. _____

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Martin of Guilford
Sen.)

1 moves to amend the bill on page 207, line 23

2 () WHICH CHANGES THE TITLE

3 by adding the following:

4 "General Classroom and Laboratory

5 Building Complex #1. \$3,850,000"

6
and on page 208, line 8, by deleting
" \$2,200,000 " and substituting " \$3,850,000 ".

9

10

11

12

13

14

15

16

17

18

19

SIGNED [Signature]

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. 1366

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Horton

1 moves to amend the bill on page 211, line 30 - 47

2 () WHICH CHANGES THE TITLE

3 by having it read as follows:

4 _____

5 "Section 29.9, The Warren County

6 Landfill shall be eliminated by transportation

7 of the contents to a point or point outside

8 North Carolina"

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED _____

[Signature]

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. 1166

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Adams
) _____
 Sen.) _____

1 moves to amend the bill on page 211, line 20 - 41

2 () WHICH CHANGES THE TITLE

3 by adding the word "following"

4 _____

5 "Section 29.9. The ..."

6 _____

7 ... will be ... of transportation,

8 _____

9 of the ... to a ... of ...

10 _____

11 North Carolina"

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED *[Signature]*

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. 1060

Amendment No. _____

COMMITTEE SUBSTITUTE _____

(to be filled in by
Principal Clerk)

Rep.) 11/1/2000
)
 Sen.) _____

1 moves to amend the bill on page 211, line 26 - 47

2 () WHICH CHANGES THE TITLE

3 by being added as follows:

4 _____

5 "Section 249. The Commission on the

6 _____

7 role of the bill be amended by transportation,

8 _____

9 of the contract to a point in point, include

10 _____

11 North Carolina"

12 _____

13 _____

14 _____

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SIGNED 

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. 1986

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) H. B. 1986

Sen.) _____

1 moves to amend the bill on page 11, line 1

2 () WHICH CHANGES THE TITLE

3 by amending the title to read

4 _____

5 _____

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SIGNED [Signature]

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE _____

(to be filled in by
Principal Clerk)

Rep.)

)

Sen.)

1 moves to amend the bill on page _____, line _____

2 () WHICH CHANGES THE TITLE

3 by _____

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SIGNED _____

ADOPTED _____ FAILED _____ TABLED _____

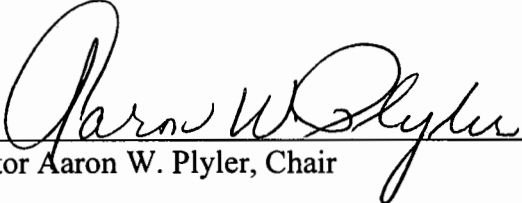
MINUTES
SENATE COMMITTEE ON APPROPRIATIONS
June 28, 1998

The Senate Committee on Appropriations met June 28, 1998, in Room 627 of the Legislative Office Building. Senator Aaron Plyler, Chair, presided.

Senator Beverly Perdue explained Senate Committee Substitute for **SB 620 Continuing Budget Authority**.

Senator Lee moved for **Favorable Report - unfavorable to bill but Favorable as to Committee Substitute**, and the bill passed. The committee agreed to have technical corrections made later with the committee substitute.


The meeting then adjourned.




Senator Aaron W. Plyler, Chair



Pat Misner, Committee Clerk



Senator Beverly Perdue, Chair



Senator Fountain Odom, Chair

**NORTH CAROLINA GENERAL ASSEMBLY
SENATE**

APPROPRIATIONS COMMITTEE REPORT
Senator Beverly Perdue, Co-Chair
Senators Aaron Pyler and Fountain Odom, Co-Chair

Monday, June 29, 1998

SENATOR BEVERLY PERDUE,
submits the following with recommendations as to passage:

UNFAVORABLE AS TO BILL, BUT FAVORABLE AS TO C.S. BILL

S.B.	620	Aid to Public Library Funds	
		Draft Number:	PCS6850
		Sequential Referral:	None
		Recommended Referral:	None
		Long Title Amended:	Yes

TOTAL REPORTED: 1

Committee Clerk Comment: None

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

D

SENATE BILL 620
Proposed Committee Substitute S620-PCS6850-LE

Short Title: Continuing Budget Authority.

(Public)

Sponsors:

Referred to:

April 1, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DIRECTOR OF THE BUDGET TO CONTINUE
3 EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE
4 LEVEL IN EFFECT ON JUNE 30, 1998, AND TO EXTEND EXPIRING
5 PROVISIONS OF LAW.

6 The General Assembly of North Carolina enacts:

7 BUDGET CONTINUATION

8 Section 1. The Director of the Budget shall allocate funds for
9 expenditure for current operations by State departments, institutions, and agencies, as
10 provided in S.L. 1997-443 and as otherwise provided by law. The Director of the
11 Budget shall not allocate funds for any of the purposes set out in the proposed base
12 budget reductions submitted to the Regular 1998 Session of the General Assembly by
13 the Governor.

14 Vacant positions subject to the proposed base budget cuts shall not be
15 filled. State employees in positions subject to the proposed base budget cuts and
16 State employees in positions funded with nonrecurring funds for the 1997-98 fiscal
17 year shall be given 30 days' notice of termination.

18 There is appropriated from the appropriate State funds and cash
19 balances, federal receipts, and departmental receipts for the 1998-99 fiscal year, funds
20 necessary to carry out the provisions of this act.

21 The appropriations and the authorizations to spend funds in this section
22 shall remain in effect until ratification of the Current Operations Appropriations and
23 Capital Improvement Appropriations Act of 1998, at which time that act shall

become effective and shall govern appropriations and expenditures. Upon ratification of the "Current Operations Appropriations and Capital Improvement Appropriations Act of 1998", the Director of the Budget shall adjust allocations to give effect to that act from July 1, 1998.

NER BLOCK GRANT FUNDS

Section 2. (a) Appropriations from federal block grant funds are made for the fiscal year ending June 30, 1999, according to the following schedule:

COMMUNITY DEVELOPMENT BLOCK GRANT

01. State Administration	\$ 980,000
02. Urgent Needs and Contingency	1,277,400
03. Community Empowerment	2,767,700
04. Economic Development	8,516,000
05. Community Revitalization	28,528,600
06. State Technical Assistance	440,000
07. Housing Development	1,490,300

TOTAL COMMUNITY DEVELOPMENT

BLOCK GRANT - 1999 Program Year \$ 44,000,000

(b) Decreases in Federal Fund Availability

Decreases in federal fund availability for the Community Development Block Grants -- If federal funds are reduced below the amounts specified above after the effective date of this act, then every program in each of these federal block grants shall be reduced by the same percentage as the reduction in federal funds.

(c) Increases in Federal Fund Availability for Community Development Block Grant

Any block grant funds appropriated by the Congress of the United States in addition to the funds specified in this section shall be expended as follows: -- Each program category under the Community Development Block Grant shall be increased by the same percentage as the increase in federal funds.

(d) Limitations on Community Development Block Grant Funds -- Of the funds appropriated in this section for the Community Development Block Grant, the following shall be allocated in each category for each program year: up to nine hundred thousand dollars (\$900,000) may be used for State administration; up to one

1 million two hundred seventy-seven thousand four hundred dollars (\$1,277,400) may
2 be used for Urgent Needs and Contingency; up to two million seven hundred sixty-
3 seven thousand seven hundred dollars (\$2,767,700) may be used for Community
4 Empowerment; up to eight million five hundred sixteen thousand dollars (\$8,516,000)
5 may be used for Economic Development; not less than twenty-eight million five
6 hundred twenty-eight thousand six hundred dollars (\$28,528,600) shall be used for
7 Community Revitalization; up to four hundred forty thousand dollars (\$440,000) may
8 be used for State Technical Assistance; up to one million four hundred ninety
9 thousand three hundred dollars (\$1,490,300) may be used for Housing Development.
10 If federal block grant funds are reduced or increased by the Congress of the United
11 States after the effective date of this act, then these reductions or increases shall be
12 allocated in accordance with subsection (b) or (c) of this section, as applicable.

13 (e) Scattered Sites Program Improvements -- The Department shall
14 implement improvements to the system for distributing Scattered Sites awards in the
15 Community Revitalization category to maximize funding opportunities. The
16 Department shall make changes in the funding cycle for Scattered Sites projects, shall
17 reduce the cap on grants for these projects to three hundred fifty thousand dollars
18 (\$350,000), and shall increase funding allocations by up to fifteen percent (15%) to
19 address outhouses and other critical on-site water/wastewater needs. The Department
20 may adopt temporary rules to implement these changes.

21 (f) This section expires August 15, 1998.

22 23 **BLOCK GRANT PROVISIONS -- DHHS**

24 Section 3. (a) The Director of the Budget shall continue to allocate
25 federal block grant funds at the levels provided as provided in Section 5 of S.L. 1997-
26 443 and as otherwise provided by law.

27 (b) This section expires August 15, 1998.

28 29 **EMPLOYEE SALARIES**

30 Section 4. The salary schedules and specific salaries established for fiscal
31 year 1997-98 in S.L. 1997-443 for offices and positions shall remain in effect until the
32 effective date of the Current Operations Appropriations and Capital Improvement
33 Appropriations Act of 1998.

34 Teachers and other employees shall not move up on these salary
35 schedules or receive automatic, annual, performance, merit, or other increments or
36 bonuses until authorized by the General Assembly.

37 38 **TEMPORARY EMPLOYEES OF THE GENERAL ASSEMBLY**

39 Section 5. G.S. 120-32(1) reads as rewritten:

40 "(1) Determine the number, titles, classification, functions,
41 compensation, and other conditions of employment of the joint
42 legislative service employees of the General Assembly, including,
43 but not limited to, the following departments:

44 a. Legislative Services Officer and personnel,

- b. Electronic document writing system,
- c. Proofreaders,
- d. Legislative printing,
- e. Enrolling clerk and personnel,
- f. Library,
- g. Research and bill drafting,
- h. Printed bills,
- i. Disbursing and supply;

Temporary employees of the General Assembly are exempt from the provisions of G.S. 135-3(8)c., as to compensation earned in that status."

Requested by: Senator Jordan

CASH FLOW HIGHWAY FUND AND HIGHWAY TRUST FUND APPROPRIATIONS

Section 6. Section 32.13 of S.L. 1997-443 reads as rewritten:

"Section 32.13. The General Assembly authorizes and certifies anticipated revenues of the Highway Fund as follows:

FY 1999-2000	\$1,182.2 <u>\$1,190.8</u> million
FY 2000-2001	\$1,211.2 <u>\$1,225.7</u> million
FY 2001-2002	\$1,241.2 <u>\$1,265.4</u> million
FY 2002-2003	\$1,271.9 <u>\$1,301.0</u> million

The General Assembly authorizes and certifies anticipated revenues of the Highway Trust Fund as follows:

FY 1999-2000	\$861.7 <u>\$871.4</u> million
FY 2000-2001	\$891.0 <u>\$901.8</u> million
FY 2001-2002	\$921.6 <u>\$934.7</u> million
FY 2002-2003	\$953.3 <u>\$967.2</u> million."

ALLOCATIONS FOR PUBLIC SCHOOLS

Section 7. There is allocated from unexpended 1997-98 General Fund appropriations the sum of fifty-five million twenty-seven thousand six hundred eighty dollars (\$55,027,680) which shall be used as follows:

- (1) \$17,118,003 to fulfill the State's obligations to public school employees who qualified for performance bonuses for the 1997-98 school year under the ABC's of Public Education Program;
- (2) \$9,010,274 to fulfill the State's obligations to public school teachers who qualified for longevity payments for the 1997-98 school year;
- (3) \$24,199,403 to permit the State Board of Education to order school buses needed for the 1998-99 school year; and
- (4) \$4,700,000 for the State School Technology Fund to provide additional school technology funds prior to the beginning of the 1998-99 school year.

FUNDS TO IMPLEMENT THE ABC'S OF PUBLIC EDUCATION PROGRAM

1 Section 8. Section 8.36(a) of S.L. 1997-443 reads as rewritten:
2 "(a) Of the funds appropriated to State Aid to Local School Administrative Units,
3 the State Board of Education ~~may use up to seventy-two million four hundred~~
4 ~~thousand dollars (\$72,400,000) for the 1997-98 fiscal year to~~ shall provide incentive
5 funding for schools that meet or exceed the projected levels of improvement in
6 student performance, in accordance with the ABC's of Public Education Program. In
7 accordance with State Board of Education policy, incentive awards in schools that
8 achieve higher than expected improvements may be up to: (i) one thousand five
9 hundred dollars (\$1,500) for each teacher and for certified personnel; and (ii) five
10 hundred dollars (\$500.00) for each teacher assistant. In accordance with State Board
11 of Education policy, incentive awards in schools that meet the expected
12 improvements may be up to: (i) seven hundred fifty dollars (\$750.00) for each teacher
13 and for certified personnel; and (ii) three hundred seventy-five dollars (\$375.00) for
14 each teacher assistant."

15
16 **OUTDOOR ADVERTISING JUST COMPENSATION SUNSET EXTENDED**

17 Section 9. Section 2 of Chapter 1147 of the 1981 Session Laws, as
18 amended by all of the following:

19 Chapter 318 of the 1983 Session Laws

20 Chapter 1024 of the 1987 Session Laws

21 Section 1 of Chapter 166 of the 1989 Session Laws

22 Section 1 of Chapter 725 of the 1993 Session Laws

23 reads as rewritten:

24 "Sec. 2. This act is effective upon ratification, but shall expire ~~June 30, 1998,~~
25 August 15, 1998, and shall have no force or effect after that date."

26
27 **DISCONTINUE DEPARTMENT OF TRANSPORTATION SALES TAX**
28 **REIMBURSEMENT FROM HIGHWAY FUND TO GENERAL FUND FOR ONE**
29 **MONTH**

30 Section 10. G.S. 105-164.44D is suspended from July 1, 1998, to August
31 15, 1998.

32
33 **DISCONTINUE BOND RETIREMENT TRANSFER FROM HIGHWAY FUND TO**
34 **HIGHWAY TRUST FUND FOR ONE MONTH**

35 Section 11. G.S. 136-176(a)(4) and G.S. 136-183 are suspended from July
36 1, 1998, to August 15, 1998.

37
38 **EXTEND THE DEADLINE FOR MATCHING COMMUNITY COLLEGE BOND**
39 **FUNDS**

40 Section 12. (a) Section 6(b)IV of Chapter 542 of the 1993 Session Laws,
41 as added by Section 4 of Chapter 515 of the 1995 Session Laws, reads as rewritten:

42 "IV. If the State Board of Community Colleges determines that a community
43 college has not met the matching requirements of G.S. 115D-31(a)(1) by July 1, 1998,
44 1999, with respect to a capital improvement project for which bond proceeds are

1 allocated in subdivision I or pursuant to subdivision II of this subsection, the Board
2 shall certify that fact to the State Treasurer by October 1, ~~1998~~, 1999. All of these
3 bond proceeds with respect to which the Board certifies that the matching
4 requirement has not been met by July 1, ~~1998~~, 1999, shall be placed by the State
5 Treasurer in a special account within the Community Colleges Bond Fund and shall
6 be used for making grants to community colleges. Bond proceeds in the special
7 account shall be allocated among the community colleges in accordance with the
8 following conditions:

- 9 (1) The State Board of Community Colleges shall generate, by
10 October 1, ~~1998~~, 1999, a priority ranking of legitimate community
11 college capital improvement needs using a formula based on
12 objective meaningful factors relevant to capital needs, including
13 space to population ratio, population served ratio, capacity
14 enrollment ratio, local to State and vocational education ratios,
15 type of project, and readiness to implement.
- 16 (2) The State Board of Community Colleges shall provide the State
17 Treasurer a projected allocation of the proceeds in the special
18 account in accordance with this priority ranking, except that:
 - 19 a. No projected allocation shall be made for a community
20 college that the Board certified in accordance with this
21 subdivision IV had failed to meet a matching requirement.
 - 22 b. No more than four million dollars (\$4,000,000) shall be
23 allocated to a single community college.
 - 24 c. Funds shall not be allocated for more than one project per
25 community college.
- 26 (3) The proceeds of grants made from bond proceeds in the special
27 account shall be allocated and expended for paying the cost of
28 community college capital improvements in accordance with this
29 allocation by the State Board of Community Colleges, to the extent
30 and as provided in this act. The Director of the Budget is
31 empowered, when the Director of the Budget determines it is in
32 the best interest of the State and the North Carolina Community
33 College System to do so, and if the cost of a particular project is
34 less than the projected allocation, to use the excess funds to
35 increase the size of that project or increase the size of any other
36 project itemized in this section, or to increase the amount allocated
37 to a particular community college within the aggregate amount of
38 funds available under this section. The Director of the Budget
39 shall consult with the Advisory Budget Commission and the Joint
40 Legislative Commission on Governmental Operations before
41 making these changes."

- 42 (b) This section becomes effective June 30, 1998, and expires August 15,

43 1998.
44

1 CONTINUE DRUG TREATMENT COURT

2 Section 13. Section 21.6(c) of Chapter 507 of the 1995 Session Laws
3 reads as rewritten:

4 "(c) Subsection (a) of this section becomes effective July 1, 1995, and expires ~~June~~
5 ~~30, 1998.~~ August 15, 1998. The remainder of this section becomes effective October
6 1, 1995."

8 TEEN COURT FUNDS DO NOT REVERT

9 Section 14. (a) The funds appropriated in S.L. 1997-443 to the Judicial
10 Department for teen court programs throughout the State shall not revert at the end
11 of the 1997-98 fiscal year and shall remain available to the Department for the 1998-
12 99 fiscal year to be used for teen court programs.

13 (b) This section becomes effective June 30, 1998, and expires August 15,
14 1998.

16 CUMBERLAND JUVENILE ASSESSMENT CENTER

17 Section 15. (a) Section 18.21 of S.L. 1997-443 reads as rewritten:

18 "Section 18.21. (a) Of the funds appropriated in this act to the Administrative
19 Office of the Courts for the 1997-98 fiscal year, the sum of one hundred fifty
20 thousand dollars (\$150,000) shall be used to fund the Juvenile Assessment Project
21 authorized by this section. These funds shall be matched by local funds on the basis
22 of one dollar (\$1.00) of local funds for every three dollars (\$3.00) of State funds.
23 These funds shall not revert at the end of the 1997-98 fiscal year but shall remain in
24 the Department during the 1998-99 fiscal year to implement this section.

25 (b) The Administrative Office of the Courts, in collaboration with the Chief Court
26 Counselor of District Court District 12, the Cumberland County Department of
27 Social Services, and the appropriate local school administrative units, shall develop
28 and implement a Juvenile Assessment Center Project in District Court District 12 to
29 operate from the effective date of this act to ~~June 30, 1998.~~ June 30, 1999. The
30 purpose of the Project is to facilitate efficient prevention and intervention service
31 delivery to juveniles who are (i) alleged to be delinquent or undisciplined and have
32 been taken into custody or (ii) at risk of becoming delinquent or undisciplined
33 because they have behavioral problems and have committed delinquent acts even
34 though they have not been taken into custody. The Project shall assist these juveniles
35 by providing a centralized point of intake and assessment for the juveniles, by
36 addressing the educational, emotional, and physical needs of the juveniles, and by
37 providing juveniles with an atmosphere for learning personal responsibility, self-
38 respect, and respect for others. The Administrative Office of the Courts shall
39 consider the recommendations of the Juvenile Assessment Advisory Board in
40 developing and implementing the Project.

41 (c) The Project shall be modeled after the Juvenile Assessment Center in
42 Hillsborough County, Florida, and shall:

- 1 (1) Identify those juveniles who are alleged to be delinquent or
2 undisciplined or are at risk of becoming delinquent or
3 undisciplined;
- 4 (2) Evaluate the educational, emotional, and physical needs of the
5 juveniles identified and determine whether the juveniles have
6 problems related to substance abuse, depression, or other
7 emotional conditions;
- 8 (3) Develop in-depth and comprehensive assessment plans for the
9 juveniles identified that recommend appropriate treatment,
10 counseling, and disposition of the juveniles; and
- 11 (4) Provide services to juveniles identified and their families through
12 collaboration with public and private resources, including local law
13 enforcement, parents' organizations, the Fayetteville Chamber of
14 Commerce, and county and community programs and
15 organizations that provide substance abuse treatment and child and
16 family counseling.

17 (d) There is established the Juvenile Assessment Advisory Board to make
18 recommendations to the Administrative Office of the Courts regarding the
19 development and operations of the Project. The Board shall consist of 13 members,
20 including:

- 21 (1) The director of the Department of Social Services of Cumberland
22 County, or the director's designee.
- 23 (2) A representative from the local mental health area authority of
24 Cumberland County.
- 25 (3) A member of the Cumberland County Board of Education.
- 26 (4) The sheriff of Cumberland County, or the sheriff's designee.
- 27 (5) The chief of police of the Fayetteville Police Department, or the
28 designee of the chief of police.
- 29 (6) A judge of District Court District 12.
- 30 (7) A juvenile court counselor from District Court District 12.
- 31 (8) The director of the Guardian Ad Litem program in Cumberland
32 County, or the director's designee.
- 33 (9) The director of the Health Department of Cumberland County, or
34 the director's designee.
- 35 (10) Two public members appointed by the Fayetteville City Council.
- 36 (11) Two public members appointed by the Board of County
37 Commissioners of Cumberland County.

38 The members of the Board shall, within 30 days after the initial appointment is
39 made, meet and elect one member as chair. The Board shall meet at least once a
40 month at the call of the chair, and a quorum of the Board shall consist of a majority
41 of its members. The Board of County Commissioners of Cumberland County shall
42 provide necessary clerical and professional assistance to the Board.

43 Initial appointments shall be made by October 1, 1997, and all terms shall expire
44 ~~June 30, 1998.~~ June 30, 1999.

1 (e) The Administrative Office of the Courts, in consultation with the Department
2 of ~~Human Resources, Health and Human Services~~, shall evaluate the Project and
3 report to the Chairs of the House and Senate Appropriations Committees, the Chairs
4 of the House and Senate Appropriations Subcommittees on Justice and Public Safety
5 and ~~Human Resources, Health and Human Services~~ and the Fiscal Research Division
6 of the General Assembly by ~~May 1, 1998, May 1, 1999~~, on the progress of the
7 development and implementation of the Project. In the report, the Administrative
8 Office of the Courts, in consultation with the Department of ~~Human Resources,~~
9 ~~Health and Human Services~~, shall evaluate the effectiveness of the Project, including
10 the number of juveniles served or expected to be served, and shall recommend
11 whether the Project should be continued. If the report recommends that the Project
12 be continued, it shall also provide a cost analysis outlining the long-term staffing and
13 operating needs of the Project."

14 (b) This section becomes effective June 30, 1998, and expires August 15,
15 1998.

16
17 **EXTEND SUNSET ON BAD CHECK PROGRAM**

18 Section 16. (a) Subsection (e) of Section 18.22 of S.L. 1997-443 reads as
19 rewritten:

20 "(e) This ~~act~~ section becomes effective October 1, 1997, and expires June 30,
21 ~~1998, 1999.~~"

22 (b) This section becomes effective June 30, 1998, and expires August 15,
23 1998.

24
25 **DRIVERS EDUCATION FUNDS DO NOT REVERT**

26 Section 17. (a) Funds appropriated for drivers education for the 1997-98
27 fiscal year but not expended for that purpose shall not revert at the end of the fiscal
28 year. The State Board of Education may use these funds during the 1998-99 fiscal
29 year for forms to implement S.L. 1997-507, AN ACT TO PROVIDE THAT
30 CERTAIN STUDENTS WHO DROP OUT OF SCHOOL OR DO NOT MAKE
31 PROGRESS TOWARD GRADUATION SHALL NOT BE ELIGIBLE FOR
32 DRIVERS PERMITS OR LICENSES.

33 (b) This section becomes effective June 30, 1998, and expires August 15,
34 1998.

35
36 **COMMUNITIES IN SCHOOLS FUNDS/DO NOT REVERT**

37 Section 18. (a) Funds allocated to Communities in Schools of the Rocky
38 Mount Region, Inc., for the 1997-98 fiscal year shall not revert at the end of the fiscal
39 year but shall remain available for expenditure during the 1998-99 fiscal year.

40 (b) This section becomes effective June 30, 1998, and expires August 15,
41 1998.

42
43 **LITIGATION RESERVE**

Section 19. (a) Funds in the State Board of Education's Litigation Reserve that are not expended or encumbered on June 30, 1998, shall not revert on July 1, 1998, but shall remain available for expenditure until June 30, 1999.

(b) Subsection (a) of this section becomes effective June 30, 1998, and expires August 15, 1998.

RESERVE TO IMPLEMENT WELFARE REFORM/CLARIFICATION

Section 20. (a) Section 12.36(a) of S.L. 1997-443 reads as rewritten:

"Section 12.36. (a) Of the funds appropriated in this act to the Office of State Budget and Management, the sum of five million seventy-five thousand two hundred two dollars (\$5,075,202) for the 1997-98 fiscal year and the sum of three million nine hundred thousand dollars (\$3,900,000) for the 1998-99 fiscal year shall be placed in a Restrictive Reserve to Implement Welfare Reform. These funds shall be allocated from the Reserve as follows:

- (1) \$275,000 for the 1997-98 fiscal year and \$400,000 for the 1998-99 fiscal year to support the establishment of a uniform system of public assistance programs as authorized under G.S. 108A-25.1, and to provide counties with workstations for biometric imaging;
- (2) \$2,500,000 in each fiscal year to fund program integrity activities in each ~~county~~, county. These funds shall be given to the counties in a lump sum and unexpended funds shall revert to the General Fund;
- (3) \$500,000 for the 1997-98 fiscal year to establish and support an Office of Inspector General in the Department of Justice;
- (4) \$300,000 in each fiscal year to establish a pilot project in the Department of Labor for creation of Individual Development Accounts;
- (5) \$1,500,202 for the 1997-98 fiscal year for the following purposes:
 - a. To establish First Stop Employment Assistance in the Department of Commerce;
 - b. To expand the Labor Market Information System in the Employment Security Commission; and
 - c. To assist the Job Service Employer Committees or the Workforce Development Boards in their completion of the study of the working poor.

Funds shall not be allocated under this subdivision unless and until the Office of State Budget and Management has certified that federal funds are not available to the Department of Commerce for these purposes; and

- (6) \$700,000 for the 1998-99 fiscal year for the continued support of the Office of Inspector General in the Department of Justice, and for the First Stop Employment Assistance in the Department of Commerce. These funds shall be allocated by the Office of State Budget and Management on the basis of need."

1 (b) This section becomes effective June 30, 1998, and expires August 15,
2 1998.

3

4 **CORE SOUND MORATORIUM**

5 Section 21. Section 3 of Chapter 547 of the 1995 Session Laws, Regular
6 Session 1996, as amended by subsection (b) of Section 1 of Chapter 633 of the 1995
7 Session Laws, Regular Session 1996; Section 27.33 of Chapter 18 of the 1996 Session
8 Laws, Second Extra Session; Section 12 of S.L. 1997-256; Section 8 of S.L. 1997-347;
9 and Section 6.14 of S.L. 1997-400, reads as rewritten:

10 "Sec. 3. Notwithstanding G.S. 113-202, a moratorium on new shellfish cultivation
11 leases shall be imposed in the remaining area of Core Sound not described in Section
12 1 of this act. During the moratorium, a comprehensive study of the shellfish lease
13 program shall be conducted. The moratorium established under this section covers
14 that part of Core Sound bounded by a line beginning at a point on Cedar Island at
15 35°00'39"N - 76°17'48"W, thence 109°(M) to a point in Core Sound 35°00'00"N -
16 76°12'42"W, thence 229°(M) to Marker No. 37 located 0.9 miles off Bells Point at
17 34°43'30"N - 76°29'00"W, thence 207°(M) to the Cape Lookout Lighthouse at
18 34°37'24"N - 76°31'30"W, thence 12°(M) to a point at Marshallberg at 34°43'07"N -
19 76°31'12"W, thence following the shoreline in a northerly direction to the point of
20 beginning except that the highway bridges at Salters Creek, Thorofare Bay, and the
21 Rumley Bay ditch shall be considered shoreline. The moratorium shall expire ~~1-July~~
22 1998. August 15, 1998."

23

24 **BEAVER DAMAGE CONTROL FUNDS**

25 Section 22. Subsection (h) of Section 69 of Chapter 1044 of the 1991
26 Session Laws, as amended by Section 111 of Chapter 561 of the 1993 Session Laws,
27 Section 27.3 of Chapter 769 of the 1993 Session Laws, Section 26.6 of Chapter 507 of
28 the 1995 Session Laws, Section 27.15 of Chapter 18 of the Session Laws of the 1996
29 Second Extra Session, and Section 15.44(b) of S.L. 1997-443, reads as rewritten:

30 "(h) Subsections (a) through (d) of this section expire ~~June 30, 1998.~~ August 15,
31 1998."

32

33 **ROANOKE/PAMLICO WATER QUALITY FUNDS**

34 Section 23. The Department of Environment and Natural Resources shall
35 continue the water quality monitoring program for the Roanoke-Pamlico estuary
36 system, which was established in Section 15.13 of S.L. 1997-443, until August 15,
37 1998.

38

39 **EFFECTIVE DATE**

40 Section 24. Except as otherwise provided, this act becomes effective July
41 1, 1998.

MINUTES

SENATE COMMITTEE ON APPROPRIATIONS

July 28, 1998


Senator Aaron Plyler called the meeting to order with 31 members being present.

Linda Powell of Fiscal Research staff, presented the Financial Model Comparisons of the House and Senate. Discussion and questions followed.

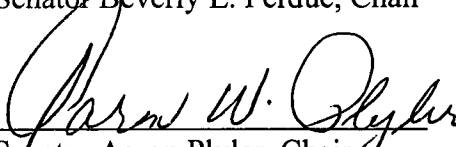
Senator Blust made a motion to concur with the House budget, even though it isn't balanced. Senator Rand rebutted. Senators Lee and Bill Martin agreed not to concur. A vote was taken and Senator Perdue called for a division; 9 concurred, 22 opposed.

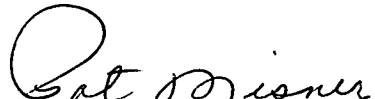
Senator Odom moved that we recommend to the Senate body not to concur with the House budget. Senator Moore made a motion that the previous vote not be counted in that some who voted are not members of the Appropriations Committee. He then withdrew his motion and moved for adjournment; the motion was seconded and carried. Therefore, the budget bill, SB 1366, was not voted on.

The meeting was adjourned.


Senator Beverly E. Perdue, Chair


Anne Canady, Committee Clerk


Senator Aaron Plyler, Chair


Pat Misner, Committee Clerk

SENATE APPROPRIATIONS COMMITTEE

JULY 28, 1998

1:00 p.m.

- **Opening Remarks**
Senator Aaron Plyler
- **Financial Model Comparisons**
Linda Powell
- **Juvenile Justice Initiatives**
Senator Fountain Odom
- **Environment/Clean Water**
Senator Fountain Odom
Senator Beverly Perdue
- **Education/Long Range Outlook**
Senator Beverly Perdue
- **Smart Start/General Government**
Senator Aaron Plyler
- **Closing Remarks**

1995 -1998 Major General Fund Tax Changes

	(\$Millions)				
	<u>FY 96-97</u>	<u>FY97-98</u>	<u>FY98-99</u>	<u>FY99-00</u>	<u>FY00-01</u>
<u>1995 Session</u>					
Income Tax Cut: (Personal Exemp., Kids' Credit)	\$ (244.1)	\$ (251.4)	\$ (259.0)	\$ (266.7)	\$ (274.0)
Intangibles Tax Repeal (1)	(124.5)	(124.6)	(124.7)	(124.8)	(124.9)
25% Soft Drink Tax Rate Cut	(9.8)	(10.1)	(10.5)	(11.2)	(11.6)
Other Revenue Changes (Net Impact)	1.5	2.8	3.7	3.6	3.6
Total - 1995 Tax Changes	\$ (376.9)	\$ (383.3)	\$ (390.5)	\$ (399.1)	\$ (406.9)
<u>1996 Session</u>					
Food Tax Reduction from 4% to 3%	\$ (36.7)	\$ (87.0)	\$ (89.6)	\$ (92.2)	\$ (95.1)
Corporate Rate Reduction from 7.75% to 6.9% over 4 years	(14.2)	(46.2)	(79.0)	(103.2)	(110.2)
Federal Retiree Income Tax Credit and Partial Refunds	(35.5)	(46.8)	(35.5)		
Incentive Credits:					
General Investment Tax Credit (4.5%, \$100,000 cap)	(2.2)	(6.8)	(11.7)	(16.9)	(22.3)
Targeted Investment Tax Credit (7%, threshold)		(3.1)	(9.2)	(18.4)	(30.7)
Jobs Credit Expansion (range \$12,500 to \$500)		(0.7)	(2.3)	(4.5)	(7.5)
Research & Development Tax Credit		(8.1)	(8.6)	(9.1)	(9.6)
Worker Training Tax Credit		(0.5)	(1.2)	(1.7)	(2.2)
Soft Drink Tax Phase-out Over 3 Years		(9.9)	(20.4)	(31.8)	(32.8)
Sales Tax on Bundled Transactions	(6.7)	(6.7)	(6.7)	(6.7)	(6.7)
Inheritance Tax Reform (Class A, QTIP, Installment Pay)		(3.5)	(3.8)	(4.1)	(4.4)
2.75% Nonitemizer Credit above 2% AGI		(4.9)	(5.0)	(5.0)	(5.1)
Severance Pay Exemption (\$35,000 cap)	(3.6)	(3.8)	(4.0)	(4.3)	(4.5)
Manufacturing Energy Tax Reduction From 3% to 2.83%	(5.0)	(5.3)	(5.6)	(6.0)	(6.3)
Other Revenue Changes (Net Impact)	24.0	2.8	1.4	3.7	4.2
Total - 1996 Tax Changes	\$ (79.9)	\$ (230.5)	\$ (281.2)	\$ (300.2)	\$ (333.2)

(1) Represents the cost to the General Fund. The actual amount of relief to taxpayers is \$162 million.

1995 -1998 Major General Fund Tax Changes

	<u>FY 96-97</u>	<u>FY97-98</u>	<u>FY98-99</u>	<u>FY99-00</u>	<u>FY00-01</u>
<u>1997 Session</u>					
Withholding for Nonresidents	\$ 8.5	\$ 10.0	\$ 10.0	\$ 10.0	
Internal Revenue Code Update	(8.5)	(16.8)	(11.5)	(13.0)	
Intangibles Tax Refunds & Interest	(156.0)				
Conservation Easement/Tax Credit	(3.2)	(3.2)	(3.2)	(3.2)	
Relief for Federal Retirees (2)			(2.5)	(1.7)	
Audiovisual Master Tapes Exempt	(1.4)	(1.6)	(1.7)	(1.8)	
Bill Lee Act Amendments		(0.3)	(2.2)	(4.7)	
Historic Rehabilitation Tax Credits	(0.5)	(0.3)	(1.8)	(2.4)	
Fees to Implement State Budget					
Court Fees Increase	12.6	15.1	15.1	15.1	
Secretary of State Fees Increase	1.5	1.8	1.8	1.8	
Corporate Annual Report Fee Increase	0.3	1.2	1.2	1.2	
Food Tax Reduction From 3% to 2%.		(83.8)	(92.2)	(95.0)	
Custom Computer Software Definition Revised	0.7	0.7	0.8	0.9	
Ports Tax Credit Modified	(0.5)	(2.0)	(2.7)	(3.6)	
Severance Pay Exemption Expanded		(2.1)	(2.2)	(2.4)	
Total - General Fund	\$ (146.5)	\$ (81.3)	\$ (91.1)	\$ (98.8)	

1998 Session

Child Health Insurance Credit			\$ (64.5)	\$ (65.3)
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TOTAL 1995 to 1998 TAX CHANGES	\$ (456.8)	\$ (760.3)	\$ (753.0)	\$ (854.9)	\$ (904.2)
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(2) The \$ 8 million needed to fund the tax credits in FY 97-98 and FY 98-99 will come from funds available in the Federal Retiree Refund Account.

PROJECTED LONG TERM IMPACT OF HOUSE BUDGET BILL
General Fund Expenditures and Revenues (\$ Millions, Recurring Items Only)

	BUDGET		SIMULATION			
	1998-99	1999-2000	2000-01	2001-02	2002-03	2003-04
REVENUES						
Recommended Revenue Estimate (note 1)	\$12,358.1	\$13,085.4	\$13,922.8	\$14,840.7	\$15,820.2	\$16,864.3
Child Health Insurance Tax Credit	\$0.0	(\$64.5)	(\$65.2)	(\$65.6)	(\$66.0)	(\$66.4)
Recurring Impact of Bailey Decision	(\$128.6)	(\$125.4)	(\$122.3)	(\$119.2)	(\$116.2)	(\$113.3)
Disproportionate Share Recurring	\$85.0	\$85.0	\$85.0	\$85.0	\$85.0	\$85.0
SB 1092 HS PCS 6826 (note 2)	(\$165.6)	(\$375.8)	(\$449.1)	(\$503.3)	(\$559.1)	(\$643.4)
Update IRC (HB 1326)	(\$13.1)	(\$28.0)	(\$30.9)	(\$36.7)	(\$50.8)	(\$70.2)
Economic Opportunity Act (SB 1569)	(\$1.2)	(\$1.2)	(\$6.8)	(\$13.0)	(\$16.3)	(\$18.6)
Other Tax Changes (note 3)	(\$25.5)	(\$27.3)	(\$29.0)	(\$30.8)	(\$32.8)	(\$19.8)
School District Sales Tax Refunds	\$0.0	(\$14.8)	(\$15.0)	(\$14.4)	(\$12.6)	(\$11.0)
Total Availability SB 1366	\$12,109.1	\$12,533.4	\$13,289.6	\$14,142.8	\$15,051.4	\$16,006.6
EXPENDITURES						
Recurring Expenditure Requirements (note 4)	\$11,532.0	\$11,828.0	\$12,115.2	\$12,387.0	\$12,663.0	\$12,956.3
Proposed Cuts in Continuation Budget	(\$244.1)	(\$394.1)	(\$544.1)	(\$544.1)	(\$544.1)	(\$544.1)
Health Insurance for Children	\$15.6	\$24.0	\$25.5	\$27.1	\$28.9	\$30.7
Expansion Items						
Teachers to National Average	\$212.9	\$486.6	\$763.7	\$875.9	\$991.5	\$1,110.6
ADM Growth	\$26.6	\$57.0	\$118.8	\$182.4	\$234.1	\$234.1
Other Public Instruction	\$10.9	\$11.0	\$11.1	\$11.3	\$11.6	\$11.8
Universities Enrollment growth	\$13.7	\$32.6	\$61.4	\$92.8	\$127.9	\$127.9
Community College Enrollment Growth	\$2.0	\$2.0	\$2.0	\$2.0	\$2.0	\$2.0
Other Higher Education	\$37.0	\$38.0	\$38.9	\$39.7	\$40.6	\$41.5
Expanded Medicaid to Elderly & Disabled	\$27.0	\$57.0	\$60.5	\$64.3	\$68.2	\$72.3
Medicaid Match for Area Mental Health	\$38.0	\$38.9	\$39.8	\$40.6	\$41.6	\$42.5
Smart Start Expansion (note 5)	\$25.0	\$56.6	\$134.2	\$221.0	\$234.0	\$248.2
Waiting List for Developmental Disabilities	\$6.0	\$6.1	\$6.3	\$6.4	\$6.6	\$6.7
Other HHS	\$19.9	\$21.6	\$22.1	\$22.6	\$23.1	\$23.6
State Employee Pay Increases (note 6)	\$150.3	\$303.4	\$461.4	\$624.4	\$792.4	\$964.4
State Employees/Teacher Health Plan	\$0.0	\$93.2	\$125.1	\$289.1	\$343.5	\$343.5
Juvenile Crime Initiatives	\$2.1	\$6.4	\$7.0	\$7.2	\$7.3	\$7.5
Other Justice and Public Safety	\$7.7	\$7.1	\$7.3	\$7.4	\$7.6	\$7.8
Additional Expansion Items (note 7)	\$7.0	\$7.2	\$7.4	\$7.5	\$7.7	\$7.9
Total Expenditures	\$11,889.5	\$12,682.6	\$13,463.4	\$14,364.7	\$15,087.4	\$15,695.3
Surplus(Shortage) Per SB1366 (HCS)	\$219.6	(\$149.2)	(\$173.8)	(\$222.0)	(\$36.1)	\$311.3

This analysis reflects the House Committee Substitute for SB 1366 that passed the House July 22; it is not a Current Services Model.

note1: Consensus revenue estimates June 1998 and new fees; growth Rates in out years average 6.6% after accounting for tax changes.

note 2: Increase in Personal Income Tax Exemption, Food Tax Repeal, Inheritance Tax Repeal, Homestead Exemptions, Non-itemizer Charity Credit, Corp Charitable Deduction.

note 3: SB 1327, HB 1318, HB 1367, HB 1422

note 4: Continuation Budget figures from Governor's Recommended Budget, not including expansion items.

note 5: This assumes the House would expand Smart Start as Governor requested starting in 1999-2000.

note 6: 3% Annual Increase

note 7: Remaining Expansion items in future years reflect annualization of phased in positions and average growth rate of 2.5%.

Total Recurring Cuts are \$2.44.06 Million; Recurring Expansion is \$586.04 Million.

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PROJECTED LONG TERM IMPACT OF SENATE BUDGET BILL
General Fund Expenditures and Revenues (\$ Millions, Recurring Items Only)

	BUDGET	SIMULATION				
	1998-99	1999-2000	2000-01	2001-02	2002-03	2003-04
REVENUES						
Revised Revenue Estimate (note 1)	\$12,347.8	\$13,088.5	\$13,925.9	\$14,843.8	\$15,823.5	\$16,867.9
Child Health Insurance Tax Credit	\$0.0	(\$64.5)	(\$65.2)	(\$65.6)	(\$66.0)	(\$66.4)
Recurring Impact of Bailey Decision	(\$128.6)	(\$125.4)	(\$122.3)	(\$119.2)	(\$116.2)	(\$107.7)
Disproportionate Share Recurring	\$85.0	\$85.0	\$85.0	\$85.0	\$85.0	\$85.0
Food Tax Reduction (note 2)	(\$53.9)	(\$178.5)	(\$190.0)	(\$195.8)	(\$201.6)	(\$207.6)
Economic Opportunity Act (SB 1569)	(\$1.2)	(\$1.2)	(\$6.8)	(\$13.0)	(\$16.3)	(\$18.6)
No Tax on Gas Cities (SB 1327)	(\$1.3)	(\$3.6)	(\$3.7)	(\$3.8)	(\$3.8)	(\$3.8)
School District Sales Tax Refund	\$0.0	(\$14.8)	(\$15.0)	(\$14.4)	(\$12.6)	(\$11.0)
Downtown Development Zones (SB 396)	\$0.0	\$0.0	(\$5.0)	(\$5.0)	(\$5.0)	(\$5.0)
Total Availability SB 1366	\$12,247.8	\$12,785.5	\$13,602.9	\$14,512.0	\$15,487.0	\$16,532.7
EXPENDITURES						
Recurring Expenditure Requirements (note 3)	\$11,532.0	\$11,828.0	\$12,115.2	\$12,387.0	\$12,663.0	\$12,956.3
Proposed Cuts in Continuation Budget	(\$185.3)	(\$335.3)	(\$485.3)	(\$485.3)	(\$485.3)	(\$485.3)
Health Insurance for Children	\$15.6	\$24.0	\$25.5	\$27.1	\$28.9	\$30.7
Expansion Items						
Teachers to National Average	\$212.9	\$486.6	\$763.7	\$875.9	\$991.5	\$1,110.6
ADM Growth (note 5)	\$26.6	\$57.0	\$118.8	\$182.4	\$234.1	\$234.1
Other Public Instruction	\$2.8	\$3.0	\$3.2	\$3.5	\$3.7	\$4.7
University Enrollment growth	\$13.7	\$32.6	\$61.4	\$92.8	\$127.9	\$127.9
Comm. College Enrollment Growth	\$2.0	\$2.0	\$2.0	\$2.0	\$2.0	\$2.0
Other Higher Education	\$49.1	\$50.3	\$51.5	\$52.7	\$53.8	\$55.1
Medicaid Match for Area Mental Health	\$34.0	\$34.8	\$35.7	\$36.8	\$37.7	\$38.7
Smart Start Expansion	\$56.6	\$134.2	\$221.0	\$234.0	\$248.2	\$248.2
Other HHS	\$6.8	\$8.2	\$8.4	\$8.6	\$8.8	\$9.0
State Employee Pay Increases (note 4)	\$148.9	\$302.0	\$460.0	\$623.0	\$791.0	\$963.0
State Employees/Teacher Health Plan	\$0.0	\$93.2	\$125.1	\$289.1	\$343.5	\$343.5
Juvenile Crime Initiatives	\$4.1	\$10.0	\$23.2	\$23.7	\$24.2	\$24.8
Other Justice and Public Safety	\$6.1	\$5.3	\$5.5	\$5.6	\$5.7	\$5.8
Additional Expansion Items (note 6)	\$14.8	\$15.2	\$15.5	\$15.9	\$16.2	\$16.6
Debt Service on Clean Water Bonds	\$0.0	\$34.9	\$68.8	\$66.9	\$65.0	\$61.1
Total Expenditures	\$11,940.6	\$12,786.0	\$13,619.3	\$14,441.6	\$15,160.0	\$15,746.8
Surplus (Shortage) Per SB1366	\$307.2	(\$0.6)	(\$16.3)	\$70.4	\$326.9	\$785.9

This analysis reflect SB 336 which passed the Senate June 30th; It is not a Current Services Model.

note 1: Consensus revenue estimates June 1998 and new fees; growth Rates in out years average 6.6% accounting for tax changes.

note 2: 1 cent reduction Nov. 1, 1998 and additional 1 cent reduction July 1, 1999

note 3: Continuation Budget figures from Governor's Recommended Budget, not including expansion items.

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note 4: 3% annual

note 5: Costs based on revised forecast of total ADM showing 7,294 more children in 1999-00, growing to 47,026 by 2002-3

note 6: Remaining Expansion items in future years reflect annualization of phased in positions and average growth rate of 2.5%.


MINUTES
SENATE COMMITTEE ON APPROPRIATIONS

September 23, 1998

The Senate Committee on Appropriations met on September 23, 1998 in Room 624 of the Legislative Office Building. Senator Beverly Perdue, Chair, called the meeting to order.

Senator Plyler explained that **C.S. for SB 879 Salary and Retirement Funds** would be considered, and he explained Salary and Retirement Increases as proposed in this bill. (attachment). Senator Fountain Odom moved for **Favorable Report for C.S., Unfavorable as to bill**. The bill passed.

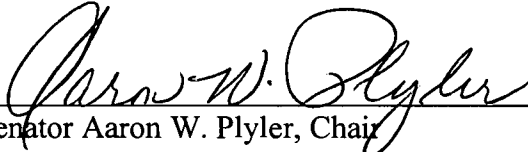
Senator Tony Rand explained C.S. for SB 1262 Attorneys Fees/Settlement Funds. Senator Fountain Odom moved for **Favorable Report for C.S., Unfavorable as to bill**. This passed, and the meeting was adjourned.




Senator Beverly Perdue, Chair



Pat Misner, Committee Clerk



Senator Aaron W. Plyler, Chair



Senator Fountain Odom, Chair

**NORTH CAROLINA GENERAL ASSEMBLY
SENATE**

APPROPRIATIONS COMMITTEE REPORT
Senator Beverly Perdue, Co-Chair
Senators Aaron Pyler and Fountain Odom, Co-Chair

Senate Apprprtns
Box 10A
BOOK ~~8~~ 11
'97-98 Session

Wednesday, September 23, 1998

SENATOR BEVERLY PERDUE,
submits the following with recommendations as to passage:

UNFAVORABLE AS TO BILL, BUT FAVORABLE AS TO C.S. BILL

S.B. 879 Blank Bill-1.
 Draft Number: PCS9620
 Sequential Referral: None
 Recommended Referral: None
 Long Title Amended: Yes

S.B. 1262 Blank Appropriations Bill-2.
 Draft Number: PCS6886
 Sequential Referral: None
 Recommended Referral: None
 Long Title Amended: Yes

TOTAL REPORTED: 2

Committee Clerk Comment: None

Salary & Retirement Increases

presented by 9/23

- Section 1** Teachers' Salary Schedule 7% average
- Section 2** Principals' and Assistant Principals' Salary Schedule 7% average
- Section 3** Governor and Council of State 3%
- Section 4** Department Heads 3%
- Section 5** Executive Branch Officials 3%
- Section 6** Judicial Officials 3%
- Section 7** Clerks of Superior Court 3%
- Section 8** Assistant and Deputy Clerks of Court receive 3% in addition to their step increase
- Section 9** Magistrates will receive a Step increase, if eligible, those not receiving a step increase will receive 3% increase
- Section 10** General Assembly Principal Clerks 3%
- Section 11** Sergeant-at-Arms and Reading Clerks 3%
- Section 12** Legislative Employees 3%
- Section 13** Community College Employees 3% according to State Board
- Section 14** University EPA Employees 3% according to Board of Governors
- Section 15** School Central Office Salaries 3%
- Section 16** School Non-certified Employees 3%
- Section 17** Compensation Bonus of 1% of annual Salary to all these employees except Teachers, Principals and Asst. Principals, the Governor, Council of State, Department Heads, Executive Branch Officials, Judicial Officials, Clerks of Superior Court,
- Section 18** State Employees Subject to Personnel Act will receive their increase according to Comprehensive Compensation System in which there is a 1% cost-of-living increase, a 2% career growth increase and a 1% performance bonus to those employees that qualify according to their annual performance evaluations.
- Section 19** All State-Supported Personnel Standard language as in years past. Also allocates \$1.4 million from the compensation salary reserve to the Ag Research and Cooperative Extension to provide operating support.
- Section 20** Any remaining funds for legislative increases will be used to supplement the Salary Adjustment Fund.
- Section 21** Provides a post-retirement increase of two and one-half percent (2.5%) in the benefits of retirees of the Teachers' and State Employees' Retirement System, the Consolidated Judicial Retirement System, the Legislative Retirement System and the Local Governmental Employees' Retirement System. Increases the formula from 1.76% to 1.77% in the Local System and grants an adjusting increase of 0.6% to local retirees.
- Section 22** Reduces the employer contribution rate by .73% to the Teachers' and State Employees' Retirement System and by 3.68% in the Judicial Retirement System on non-recurring basis
- Section 23 and 24** Appropriates funds from the General Fund and Highway Fund for these salary increases.
- Section 25** Appropriates funds for salary increases for those positions supported from receipts.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 879
Proposed Committee Substitute S879-PCS9620-LE-01

Short Title: Salary and Retirement Funds.

(Public)

Sponsors:

Referred to:

April 15, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO (I) ENACT TEACHER SALARY SCHEDULES, SCHOOL-BASED
3 ADMINISTRATOR SALARY SCHEDULES, AND SCHOOL CENTRAL
4 OFFICE SALARY RANGES, (II) GRANT SALARY INCREASES OF THREE
5 PERCENT FOR OTHER PUBLIC SCHOOL EMPLOYEES AND FOR MOST
6 STATE EMPLOYEES, (III) PROVIDE BONUSES OF ONE PERCENT FOR
7 OTHER PUBLIC SCHOOL EMPLOYEES AND FOR MOST STATE
8 EMPLOYEES, (IV) MODIFY THE COMPUTATION OF YEARS OF SERVICE
9 FOR TEACHER ASSISTANTS, (V) GRANT COST-OF-LIVING INCREASES
10 OF TWO AND ONE-HALF PERCENT TO MOST RETIREES FROM STATE-
11 ADMINISTERED RETIREMENT SYSTEMS, (VI) SET EMPLOYER
12 CONTRIBUTION RATES FOR THE STATE-ADMINISTERED RETIREMENT
13 SYSTEMS, (VII) PROVIDE FOR A SALARY ADJUSTMENT FUND, AND
14 (VIII) APPROPRIATE FUNDS FOR THESE PURPOSES.

15 The General Assembly of North Carolina enacts:

16

17 **TEACHER SALARY SCHEDULES**

18 Section 1. (a) Effective for the 1998-99 school year, the Director of the
19 Budget may transfer from the Reserve for Compensation Increase for the 1998-99
20 fiscal year funds necessary to implement the teacher salary schedule set out in
21 subsection (b) of this section, including funds for the employer's retirement and social
22 security contributions and funds for annual longevity payments at one percent (1%)
23 of base salary for 10 to 14 years of State service, one and one-half percent (1.5%) of

1 base salary for 15 to 19 years of State service, two percent (2%) of base salary for 20
 2 to 24 years of State service, and four and one-half percent (4.5%) of base salary for
 3 25 or more years of State service, commencing July 1, 1998, for all teachers whose
 4 salaries are supported from the State's General Fund. These funds shall be allocated
 5 to individuals according to rules adopted by the State Board of Education and the
 6 Superintendent of Public Instruction. The longevity payment shall be paid in a lump
 7 sum once a year.

8 (b)(1) For the 1998-99 school year, the following monthly salary
 9 schedules shall apply to certified personnel of the public schools
 10 who are classified as teachers. The schedule contains 30 steps with
 11 each step corresponding to one year of teaching experience.
 12

13 1998-99 Monthly Salary Schedule
 14 "A" Teachers

16 Years of	17 Experience	18 "A"	19 NBPTS
20	21	22 Teachers	23 Certification
24 0	25	26 2,310	27 N/A
28 1	29	30 2,352	31 N/A
32 2	33	34 2,395	35 N/A
36 3	37	38 2,551	39 2,857
40 4	41	42 2,678	43 2,999
44 5	45	46 2,779	47 3,112
48 6	49	50 2,826	3,165
52 7		2,874	3,218
56 8		2,923	3,273
60 9		2,972	3,328
64 10		3,021	3,383
68 11		3,071	3,439
72 12		3,123	3,497
76 13		3,176	3,557
80 14		3,230	3,617
84 15		3,285	3,679
88 16		3,341	3,741
92 17		3,398	3,805
96 18		3,456	3,870
100 19		3,516	3,937
104 20		3,577	4,006
108 21		3,640	4,076
112 22		3,703	4,147
116 23		3,767	4,219
120 24		3,832	4,291
124 25		3,899	4,366
128 26		3,968	4,444
132 27		4,038	4,522
136 28		4,109	4,602
140 29 +		4,182	4,683

1998-99 Monthly Salary Schedule

"G" Teachers			
	Years of Experience	"G" Teachers	NBPTS Certification
1			
2			
3			
4			
5			
6	0	2,454	N/A
7	1	2,499	N/A
8	2	2,545	N/A
9	3	2,710	3,035
10	4	2,845	3,186
11	5	2,953	3,307
12	6	3,003	3,363
13	7	3,054	3,420
14	8	3,106	3,478
15	9	3,158	3,536
16	10	3,210	3,595
17	11	3,263	3,654
18	12	3,318	3,716
19	13	3,375	3,780
20	14	3,432	3,843
21	15	3,490	3,908
22	16	3,550	3,976
23	17	3,610	4,043
24	18	3,672	4,112
25	19	3,736	4,184
26	20	3,801	4,257
27	21	3,868	4,332
28	22	3,934	4,406
29	23	4,002	4,482
30	24	4,072	4,560
31	25	4,143	4,640
32	26	4,216	4,721
33	27	4,290	4,804
34	28	4,366	4,889
35	29+	4,443	4,976

- (2) Certified public school teachers with certification based on academic preparation at the six-year degree level shall receive a salary supplement of one hundred twenty-six dollars (\$126.00) per month in addition to the compensation provided for certified personnel of the public schools who are classified as "G" teachers. Certified public school teachers with certification based on academic preparation at the doctoral degree level shall receive a salary supplement of two hundred fifty-three dollars (\$253.00) per month in addition to the compensation provided for certified personnel of the public schools who are classified as "G" teachers.
- (c) Effective for the 1998-99 school year, the first step of the salary schedule for school psychologists shall be equivalent to Step 5, corresponding to five years of experience, on the salary schedule established in this section for certified personnel of the public schools who are classified as "G" teachers. Certified psychologists shall be placed on the salary schedule at an appropriate step based on their years of experience. Certified psychologists shall receive longevity payments based on years of State service in the same manner as teachers.

Certified psychologists with certification based on academic preparation at the six-year degree level shall receive a salary supplement of one hundred twenty-six dollars (\$126.00) per month in addition to the compensation provided for certified psychologists. Certified psychologists with certification based on academic preparation at the doctoral degree level shall receive a salary supplement of two hundred fifty-three dollars (\$253.00) per month in addition to the compensation provided for certified psychologists.

(d) Effective for the 1998-99 school year, speech pathologists who are certified as speech pathologists at the masters degree level and audiologists who are certified as audiologists at the masters degree level and who are employed in the public schools as speech and language specialists and audiologists shall be paid on the school psychologist salary schedule.

Speech pathologists and audiologists with certification based on academic preparation at the six-year degree level shall receive a salary supplement of one hundred twenty-six dollars (\$126.00) per month in addition to the compensation provided for speech pathologists and audiologists. Speech pathologists and audiologists with certification based on academic preparation at the doctoral degree level shall receive a salary supplement of two hundred fifty-three dollars (\$253.00) per month in addition to the compensation provided for speech pathologists and audiologists.

(e) The State Board of Education shall study the current salary schedules for nurses and other allied health professionals. The State Board shall report to the Joint Legislative Education Oversight Committee prior to December 15, 1998, on the results of its study and on any recommended modifications to the current salary schedules.

SCHOOL-BASED ADMINISTRATOR SALARIES

Section 2. (a) Funds appropriated to the Reserve for Compensation Increase shall be used for the implementation of the salary schedule for school-based administrators as provided in this section. These funds shall be used for State-paid employees only.

(b) The salary schedule for school-based administrators shall apply only to principals and assistant principals. The salary schedule for the 1998-99 fiscal year, commencing July 1, 1998, is as follows:

Step	Assistant Principals			Principal I		
	Base	Base + 1%	Base + 2%	Base	Base + 1%	Base + 2%
4	\$2,873	\$2,902	\$2,930	--	--	--
5	2,983	3,013	3,043	--	--	--
6	3,033	3,063	3,094	--	--	--
7	3,085	3,116	3,147	--	--	--
8	3,137	3,168	3,200	\$3,137	\$3,168	\$3,200
9	3,190	3,222	3,254	3,190	3,222	3,254
10	3,242	3,274	3,307	3,242	3,274	3,307
11	3,296	3,329	3,362	3,296	3,329	3,362
12	3,351	3,385	3,418	3,351	3,385	3,418
13	3,409	3,443	3,477	3,409	3,443	3,477
14	3,466	3,501	3,535	3,466	3,501	3,535
15	3,525	3,560	3,596	3,525	3,560	3,596
16	3,586	3,622	3,658	3,586	3,622	3,658
17	3,646	3,682	3,719	3,646	3,682	3,719

1	18	3,709	3,746	3,783	3,709	3,746	3,783
2	19	3,773	3,811	3,848	3,773	3,811	3,848
3	20	3,839	3,877	3,916	3,839	3,877	3,916
4	21	3,907	3,946	3,985	3,907	3,946	3,985
5	22	3,973	4,013	4,052	3,973	4,013	4,052
6	23	4,042	4,082	4,123	4,042	4,082	4,123
7	24	4,113	4,154	4,195	4,113	4,154	4,195
8	25	4,184	4,226	4,268	4,184	4,226	4,268
9	26	4,258	4,301	4,343	4,258	4,301	4,343
10	27	4,333	4,376	4,420	4,333	4,376	4,420
11	28	4,410	4,454	4,498	4,410	4,454	4,498
12	29	4,487	4,532	4,577	4,487	4,532	4,577
13	30	4,577	4,623	4,669	4,577	4,623	4,669
14	31	4,669	4,716	4,762	4,669	4,716	4,762
15	32	--	--	--	4,762	4,810	4,857
16							
17							
18	Step	Base	Principal II Base + 1%	Base + 2%	Base	Principal III Base + 1%	Base + 2%
19							
20							
21	4	--	--	--	--	--	--
22	5	--	--	--	--	--	--
23	6	--	--	--	--	--	--
24	7	--	--	--	--	--	--
25	8	--	--	--	--	--	--
26	9	--	--	--	--	--	--
27	10	\$3,296	\$3,329	\$3,362	--	--	--
28	11	3,351	3,385	3,418	--	--	--
29	12	3,409	3,443	3,477	\$3,466	\$3,501	\$3,535
30	13	3,466	3,501	3,535	3,525	3,560	3,596
31	14	3,525	3,560	3,596	3,586	3,622	3,658
32	15	3,586	3,622	3,658	3,646	3,682	3,719
33	16	3,646	3,682	3,719	3,709	3,746	3,783
34	17	3,709	3,746	3,783	3,773	3,811	3,848
35	18	3,773	3,811	3,848	3,839	3,877	3,916
36	19	3,839	3,877	3,916	3,907	3,946	3,985
37	20	3,907	3,946	3,985	3,973	4,013	4,052
38	21	3,973	4,013	4,052	4,042	4,082	4,123
39	22	4,042	4,082	4,123	4,113	4,154	4,195
40	23	4,113	4,154	4,195	4,184	4,226	4,268
41	24	4,184	4,226	4,268	4,258	4,301	4,343
42	25	4,258	4,301	4,343	4,333	4,376	4,420
43	26	4,333	4,376	4,420	4,410	4,454	4,498
44	27	4,410	4,454	4,498	4,487	4,532	4,577
45	28	4,487	4,532	4,577	4,577	4,623	4,669
46	29	4,577	4,623	4,669	4,669	4,716	4,762
47	30	4,669	4,716	4,762	4,762	4,810	4,857
48	31	4,762	4,810	4,857	4,857	4,906	4,954
49	32	4,857	4,906	4,954	4,954	5,004	5,053
50	33	4,954	5,004	5,053	5,053	5,104	5,154
51	34	5,053	5,104	5,154	5,154	5,206	5,257
52	35	--	--	--	5,257	5,310	5,362
53	36	--	--	--	5,362	5,416	5,469

Step	Principal IV			Principal V		
	Base	Base + 1%	Base + 2%	Base	Base + 1%	Base + 2%
4	--	--	--	--	--	--
5	--	--	--	--	--	--
6	--	--	--	--	--	--
7	--	--	--	--	--	--
8	--	--	--	--	--	--
9	--	--	--	--	--	--
10	--	--	--	--	--	--
11	--	--	--	--	--	--
12	--	--	--	--	--	--
13	--	--	--	--	--	--
14	\$3,586	\$3,622	\$3,658	--	--	--
15	3,646	3,682	3,719	\$3,709	\$3,746	\$3,783
16	3,709	3,746	3,783	3,773	3,811	3,848
17	3,773	3,811	3,848	3,839	3,877	3,916
18	3,839	3,877	3,916	3,907	3,946	3,985
19	3,907	3,946	3,985	3,973	4,013	4,052
20	3,973	4,013	4,052	4,042	4,082	4,123
21	4,042	4,082	4,123	4,113	4,154	4,195
22	4,113	4,154	4,195	4,184	4,226	4,268
23	4,184	4,226	4,268	4,258	4,301	4,343
24	4,258	4,301	4,343	4,333	4,376	4,420
25	4,333	4,376	4,420	4,410	4,454	4,498
26	4,410	4,454	4,498	4,487	4,532	4,577
27	4,487	4,532	4,577	4,577	4,623	4,669
28	4,577	4,623	4,669	4,669	4,716	4,762
29	4,669	4,716	4,762	4,762	4,810	4,857
30	4,762	4,810	4,857	4,857	4,906	4,954
31	4,857	4,906	4,954	4,954	5,004	5,053
32	4,954	5,004	5,053	5,053	5,104	5,154
33	5,053	5,104	5,154	5,154	5,206	5,257
34	5,154	5,206	5,257	5,257	5,310	5,362
35	5,257	5,310	5,362	5,362	5,416	5,469
36	5,362	5,416	5,469	5,469	5,524	5,578
37	5,469	5,524	5,578	5,578	5,634	5,690
38	5,578	5,634	5,690	5,689	5,746	5,803
39	--	--	--	5,803	5,861	5,919
40	--	--	--	--	--	--
41	--	--	--	--	--	--
42	--	--	--	--	--	--
Step	Principal VI			Principal VII		
	Base	Base + 1%	Base + 2%	Base	Base + 1%	Base + 2%
4	--	--	--	--	--	--
5	--	--	--	--	--	--
6	--	--	--	--	--	--
7	--	--	--	--	--	--
8	--	--	--	--	--	--
9	--	--	--	--	--	--

1	10	--	--	--	--	--	--
2	11	--	--	--	--	--	--
3	12	--	--	--	--	--	--
4	13	--	--	--	--	--	--
5	14	--	--	--	--	--	--
6	15	--	--	--	--	--	--
7	16	\$3,907	\$3,946	\$3,985	--	--	--
8	17	3,973	4,013	4,052	\$4,113	\$4,154	\$4,195
9	18	4,042	4,082	4,123	4,184	4,226	4,268
10	19	4,113	4,154	4,195	4,258	4,301	4,343
11	20	4,184	4,226	4,268	4,333	4,376	4,420
12	21	4,258	4,301	4,343	4,410	4,454	4,498
13	22	4,333	4,376	4,420	4,487	4,532	4,577
14	23	4,410	4,454	4,498	4,577	4,623	4,669
15	24	4,487	4,532	4,577	4,669	4,716	4,762
16	25	4,577	4,623	4,669	4,762	4,810	4,857
17	26	4,669	4,716	4,762	4,857	4,906	4,954
18	27	4,762	4,810	4,857	4,954	5,004	5,053
19	28	4,857	4,906	4,954	5,053	5,104	5,154
20	29	4,954	5,004	5,053	5,154	5,206	5,257
21	30	5,053	5,104	5,154	5,257	5,310	5,362
22	31	5,154	5,206	5,257	5,362	5,416	5,469
23	32	5,257	5,310	5,362	5,469	5,524	5,578
24	33	5,362	5,416	5,469	5,578	5,634	5,690
25	34	5,469	5,524	5,578	5,689	5,746	5,803
26	35	5,578	5,634	5,690	5,803	5,861	5,919
27	36	5,689	5,746	5,803	5,920	5,979	6,038
28	37	5,803	5,861	5,919	6,038	6,098	6,159
29	38	5,920	5,979	6,038	6,159	6,221	6,282
30	39	6,038	6,098	6,159	6,282	6,345	6,408
31	40	6,159	6,221	6,282	6,407	6,471	6,535
32	41	--	--	--	6,536	6,601	6,667
33							
34			Principal VIII				
35	Step	Base	Base	Base			
36			+ 1%	+ 2%			
37							
38	4	--	--	--			
39	5	--	--	--			
40	6	--	--	--			
41	7	--	--	--			
42	8	--	--	--			
43	9	--	--	--			
44	10	--	--	--			
45	11	--	--	--			
46	12	--	--	--			
47	13	--	--	--			
48	14	--	--	--			
49	15	--	--	--			
50	16	--	--	--			
51	17	--	--	--			
52	18	\$4,258	\$4,301	\$4,343			
53	19	4,333	4,376	4,420			

1	20	4,410	4,454	4,498
2	21	4,487	4,532	4,577
3	22	4,577	4,623	4,669
4	23	4,669	4,716	4,762
5	24	4,762	4,810	4,857
6	25	4,857	4,906	4,954
7	26	4,954	5,004	5,053
8	27	5,053	5,104	5,154
9	28	5,154	5,206	5,257
10	29	5,257	5,310	5,362
11	30	5,362	5,416	5,469
12	31	5,469	5,524	5,578
13	32	5,578	5,634	5,690
14	33	5,689	5,746	5,803
15	34	5,803	5,861	5,919
16	35	5,920	5,979	6,038
17	36	6,038	6,098	6,159
18	37	6,159	6,221	6,282
19	38	6,282	6,345	6,408
20	39	6,407	6,471	6,535
21	40	6,536	6,601	6,667
22	41	6,667	6,734	6,800

(c) The appropriate classification for placement of principals and assistant principals on the salary schedule, except for principals in alternative schools, shall be determined in accordance with the following schedule:

Classification	Number of Teachers Supervised
Assistant Principal	
Principal I	Fewer than 11 Teachers
Principal II	11-21 Teachers
Principal III	22-32 Teachers
Principal IV	33-43 Teachers
Principal V	44-54 Teachers
Principal VI	55-65 Teachers
Principal VII	66-100 Teachers
Principal VIII	More than 100 Teachers

The number of teachers supervised includes teachers and assistant principals paid from State funds only; it does not include teachers or assistant principals paid from non-State funds or the principal or teacher assistants.

The beginning classification for principals in alternative schools shall be the Principal III level. Principals in alternative schools who supervise 33 or more teachers shall be classified according to the number of teachers supervised.

(d) A principal shall be placed on the step on the salary schedule that reflects total number of years of experience as a certificated employee of the public schools and an additional step for every three years of experience as a principal.

(e) For the 1998-99 fiscal year, a principal or assistant principal shall be placed on the appropriate step plus one percent (1%) if:

- (1) The employee's school met or exceeded the projected levels of improvement in student performance for the 1997-98 fiscal year, in accordance with the ABCs of Public Education Program; or

(2) The local board of education found in 1997-98 that the employee's school met objectively measurable goals set by the local board of education for maintaining a safe and orderly school.

The principal or assistant principal shall be placed on the appropriate step plus two percent (2%) if the conditions set out in both subdivisions (1) and (2) are satisfied.

(f) For the 1998-99 fiscal year, a principal or assistant principal shall receive a lump-sum payment of:

(1) One percent (1%) of his or her State-paid salary if the employee's school meets or exceeds the projected levels of improvement in student performance for the 1998-99 fiscal year, in accordance with the ABCs of Public Education Program; or

(2) One percent (1%) of his or her State-paid salary if the local board of education finds that the employee's school has met the goals of the local plan for maintaining a safe and orderly school.

The principal or assistant principal shall receive a lump-sum payment of two percent (2%) if the conditions set out in both subdivisions (1) and (2) are satisfied.

The lump sum shall be paid as determined by guidelines adopted by the State Board. Placement on the salary schedule in the following year shall be based upon these increases.

(g) Principals and assistant principals with certification based on academic preparation at the six-year degree level shall be paid a salary supplement of one hundred twenty-six dollars (\$126.00) per month and at the doctoral degree level shall be paid a salary supplement of two hundred fifty-three dollars (\$253.00) per month.

(h) There shall be no State requirement that superintendents in each local school unit shall receive in State-paid salary at least one percent (1%) more than the highest paid principal receives in State salary in that school unit: Provided, however, the additional State-paid salary a superintendent who was employed by a local school administrative unit for the 1992-93 fiscal year received because of that requirement shall not be reduced because of this subsection for subsequent fiscal years that the superintendent is employed by that local school administrative unit so long as the superintendent is entitled to at least that amount of additional State-paid salary under the rules in effect for the 1992-93 fiscal year.

(i) Longevity pay for principals and assistant principals shall be as provided for State employees.

(j)(1) If a principal is reassigned to a higher job classification because the principal is transferred to a school within a local school administrative unit with a larger number of State-allotted teachers, the principal shall be placed on the salary schedule as if the principal had served the principal's entire career as a principal at the higher job classification.

(2) If a principal is reassigned to a lower job classification because the principal is transferred to a school within a local school administrative unit with a smaller number of State-allotted teachers, the principal shall be placed on the salary schedule as if the principal had served the principal's entire career as a principal at the lower job classification.

This subdivision applies to all transfers on or after the effective date of this section, except transfers in school systems that have been created, or will be created, by merging two or more school systems. Transfers in these merged systems are exempt from the provisions of this subdivision for one calendar year following the date of the merger.

(k) Participants in an approved full-time masters in school administration program shall receive up to a 10-month stipend at the beginning salary of an assistant principal during the internship period of the masters program. Certification of eligible full-time interns shall be supplied to the Department of Public Instruction by the Principal's Fellow Program or a school of education where the intern participates in a full-time masters in school administration.

GOVERNOR AND COUNCIL OF STATE/SALARY INCREASES

Section 3. (a) G.S. 147-11(a) reads as rewritten:

"(a) The salary of the Governor shall be ~~one hundred seven thousand one hundred thirty two dollars (\$107,132)~~ one hundred ten thousand three hundred forty-six dollars (\$110,346) annually, payable monthly."

(b) Section 33(b) of Chapter 443 of the 1997 Session Laws reads as rewritten:

"(b) The annual salaries for the members of the Council of State, payable monthly, for the ~~1997-98 and 1998-99 fiscal years, year,~~ beginning ~~July 1, 1997, July 1, 1998,~~ are:

<u>Council of State</u>	<u>Annual Salary</u>	
Lieutenant Governor	\$94,552	<u>\$97,388</u>
Attorney General	94,552	<u>97,388</u>
Secretary of State	94,552	<u>97,388</u>
State Treasurer	94,552	<u>97,388</u>
State Auditor	94,552	<u>97,388</u>
Superintendent of Public Instruction	94,552	<u>97,388</u>
Agriculture Commissioner	94,552	<u>97,388</u>
Insurance Commissioner	94,552	<u>97,388</u>
Labor Commissioner	94,552	<u>97,388."</u>

NONELECTED DEPARTMENT HEADS/SALARY INCREASES

Section 4. Section 33.1 of Chapter 443 of the 1997 Session Laws reads as rewritten:

"Section 33.1. In accordance with G.S. 143B-9, the maximum annual salaries, payable monthly, for the nonelected heads of the principal State departments for the ~~1997-98 and 1998-99 fiscal years, year,~~ beginning ~~July 1, 1997, July 1, 1998,~~ are:

<u>Nonelected Department Heads</u>	<u>Annual Salary</u>	
Secretary of Administration	\$92,378	<u>\$95,149</u>
Secretary of Correction	92,378	<u>95,149</u>
Secretary of Cultural Resources	92,378	<u>95,149</u>
Secretary of Commerce	92,378	<u>95,149</u>
Secretary of Environment, Health, <u>Environment</u> and Natural Resources	92,378	<u>95,149</u>
Secretary of <u>Health and Human Resources</u> <u>Services</u>	92,378	<u>95,149</u>
Secretary of Revenue	92,378	<u>95,149</u>
Secretary of Transportation	92,378	<u>95,149</u>
Secretary of Crime Control and Public Safety	92,378	<u>95,149."</u>

CERTAIN EXECUTIVE BRANCH OFFICIALS/SALARY INCREASES

Section 5. Section 33.2 of Chapter 443 of the 1997 Session Laws reads as rewritten:

"Section 33.2. The annual salaries, payable monthly, for the ~~1997-98 and~~ 1998-99 fiscal years, ~~year~~, beginning ~~July 1, 1997~~, July 1, 1998, for the following executive branch officials are:

<u>Executive Branch Officials</u>	<u>Annual Salary</u>	
Chairman, Alcoholic Beverage Control Commission	\$ 84,080	\$86,602
State Controller	117,669	121,199
Commissioner of Motor Vehicles	84,080	86,602
Commissioner of Banks	94,552	97,389
Chairman, Employment Security Commission	117,520	121,046
State Personnel Director	92,378	95,149
Chairman, Parole Commission	76,775	79,078
Members of the Parole Commission	70,881	73,008
Chairman of the Utilities Commission	95,592	98,460
Commissioners of the Utilities Commission	94,552	97,388
Executive Director, Agency for Public Telecommunications	70,881	73,008
General Manager, Ports Railway Commission	64,005	65,925
Director, Museum of Art	86,155	88,739
Executive Director, Wildlife Resources Commission	72,569	74,746
Executive Director, North Carolina Housing Finance Agency	104,057	107,179
Executive Director, North Carolina Agricultural Finance Authority	81,839	84,294
Director, Office of Administrative Hearings	83,141"	

JUDICIAL BRANCH OFFICIALS/SALARY INCREASES

Section 6. (a) Section 33.7 of Chapter 443 of the 1997 Session Laws reads as rewritten:

"Section 33.7. (a) The annual salaries, payable monthly, for specified judicial branch officials for the ~~1997-98 and~~ 1998-99 fiscal years, ~~year~~, beginning ~~July 1, 1997~~, July 1, 1998, are:

<u>Judicial Branch Officials</u>	<u>Annual Salary</u>	
Chief Justice, Supreme Court	\$107,132	\$110,346
Associate Justice, Supreme Court	104,333	107,463
Chief Judge, Court of Appeals	101,724	104,776
Judge, Court of Appeals	99,986	102,985
Judge, Senior Regular Resident Superior Court	97,269	100,187
Judge, Superior Court	94,552	97,388
Chief Judge, District Court	85,857	88,433
Judge, District Court	83,141	85,635
District Attorney	87,596	90,224
Administrative Officer of the Courts	97,269	100,187
Assistant Administrative Officer of the Courts	81,684	84,134
Public Defender	87,596.	90,224.

~~(b) The district attorney or public defender of a judicial district, with the approval of the Administrative Officer of the Courts, shall set the salaries of assistant district attorneys or assistant public defenders, respectively, in that district such that the average salaries of assistant district attorneys or assistant public defenders in that district do not exceed fifty-three thousand eight hundred eighty-three dollars (\$53,883) and the minimum salary of any assistant district attorney or assistant public defender is at least twenty-seven thousand five hundred nine dollars (\$27,509), effective July 1, 1997.~~

~~(c) The salaries in effect for the 1996-97 fiscal year on June 30, 1997, for permanent, full-time employees of the Judicial Department, except for those whose salaries are itemized in this Part, shall be increased by four percent (4%), commencing July 1, 1997.~~

~~(d) The salaries in effect on June 30, 1997, June 30, 1998, for all permanent, part-time employees of the Judicial Department shall be increased on and after July 1, 1997, by pro rata amounts of four percent (4%)."~~

(b) The district attorney or public defender of a judicial district, with the approval of the Administrative Officer of the Courts, shall set the salaries of assistant district attorneys or assistant public defenders, respectively, in that district such that the average salaries of assistant district attorneys or assistant public defenders in that district do not exceed fifty-five thousand five hundred dollars (\$55,500) and the minimum salary of any assistant district attorney or assistant public defender is at least twenty-eight thousand three hundred thirty-four dollars (\$28,334), effective July 1, 1998.

(c) The salaries in effect for the 1997-98 fiscal year on June 30, 1998, for permanent, full-time employees of the Judicial Department, except for those whose salaries are itemized in this Act, shall be increased by three percent (3%), commencing July 1, 1998.

(d) The salaries in effect on June 30, 1998, for all permanent, part-time employees of the Judicial Department shall be increased on and after July 1, 1998, by pro rata amounts of three percent (3%).

CLERKS OF SUPERIOR COURT/SALARY INCREASES

Section 7. G.S. 7A-101(a) reads as rewritten:

"(a) The clerk of superior court is a full-time employee of the State and shall receive an annual salary, payable in equal monthly installments, based on the population of the county as determined in subsection (a1) of this section, according to the following schedule:

Population		Annual Salary
Less than 100,000	\$62,676	\$64,556
100,000 to 149,999	70,403	72,515
150,000 to 249,999	78,130	80,474
250,000 and above	85,857.	88,433.

The salary schedule in this subsection is intended to represent the following percentage of the salary of a chief district court judge:

Population	Annual Salary
Less than 100,000	73%
100,000 to 149,999	82%
150,000 to 249,999	91%
250,000 and above	100%.

1 When a county changes from one population group to another, the salary of the
 2 clerk shall be changed, on July 1 of the fiscal year for which the change is reported,
 3 to the salary appropriate for the new population group, except that the salary of an
 4 incumbent clerk shall not be decreased by any change in population group during his
 5 continuance in office."

7 ASSISTANT AND DEPUTY CLERKS OF SUPERIOR COURT/SALARY INCREASES

8 Section 8. (a) Effective July 1, 1998, those State employees whose
 9 salaries are determined by G.S. 7A-102 shall receive across-the-board salary increases
 10 in the amount of three percent (3%) in addition to step increases associated with
 11 their respective pay plans.

12 (b) G.S. 7A-102(c1) reads as rewritten:

13 "(c1) A full-time assistant clerk or a full-time deputy clerk, and up to one full-
 14 time deputy clerk serving as head bookkeeper per county, shall be paid an annual
 15 salary subject to the following minimum and maximum rates:

17 Assistant Clerks and Head Bookkeeper		Annual Salary
18 Minimum	\$23,420	\$24,122
19 Maximum	41,466	42,710
20		
21 Deputy Clerks		Annual Salary
22 Minimum	\$18,724	\$19,286
23 Maximum	31,940	32,899

25 MAGISTRATES/SALARY INCREASES

26 Section 9. Effective July 1, 1998, magistrates shall receive salary increases
 27 in the amount of three percent (3%), except that any person entitled to a step
 28 increase pursuant to G.S. 7A-171.1 for the 1998-99 fiscal year shall not receive the
 29 three percent increase provided by this section.

31 GENERAL ASSEMBLY PRINCIPAL CLERKS/SALARY INCREASES

32 Section 10. G.S. 120-37(c) reads as rewritten:

33 "(c) The principal clerks shall be full-time officers. Each principal clerk shall be
 34 entitled to other benefits available to permanent legislative employees and shall be
 35 paid an annual salary of ~~fifty-nine thousand eight hundred sixty-one dollars (\$59,861)~~
 36 sixty-one thousand six hundred fifty-seven dollars (\$61,657) payable monthly. The
 37 Legislative Services Commission shall review the salary of the principal clerks prior
 38 to submission of the proposed operating budget of the General Assembly to the
 39 Governor and Advisory Budget Commission and shall make appropriate
 40 recommendations for changes in those salaries. Any changes enacted by the General
 41 Assembly shall be by amendment to this paragraph."

43 SERGEANT-AT-ARMS AND READING CLERKS/SALARY INCREASES

44 Section 11. G.S. 120-37(b) reads as rewritten:

45 "(b) The sergeant-at-arms and the reading clerk in each house shall be paid a
 46 salary of ~~two hundred fifty-eight dollars (\$258.00)~~ two hundred sixty-six (\$266.00) per
 47 week plus subsistence at the same daily rate provided for members of the General
 48 Assembly, plus mileage at the rate provided for members of the General Assembly
 49 for one round trip only from their homes to Raleigh and return. The
 50 sergeants-at-arms shall serve during sessions of the General Assembly and at such
 51 time prior to the convening of, and subsequent to adjournment or recess of, sessions
 52 as may be authorized by the Legislative Services Commission. The reading clerks
 53 shall serve during sessions only."

LEGISLATIVE EMPLOYEES/SALARY INCREASES

Section 12. The Legislative Administrative Officer shall increase the salaries of nonelected employees of the General Assembly in effect for fiscal year 1997-98 by three percent (3%). Nothing in this act limits any of the provisions of G.S. 120-32.

COMMUNITY COLLEGES PERSONNEL/SALARY INCREASES

Section 13. The Director of the Budget shall transfer from the Reserve for Salary Increases created in this act for fiscal year 1998-99 funds to the Department of Community Colleges necessary to provide an average annual salary increase of three percent (3%), including funds for the employer's retirement and social security contributions, commencing July 1, 1998, for all permanent full-time community college institutional personnel supported by State funds. The State Board of Community Colleges shall establish guidelines for providing their salary increases to community college institutional personnel to include consideration of increases based on performance. Salary funds shall be used to provide an average annual salary increase of three percent (3%) to all full-time employees and part-time employees on a pro rata basis.

UNIVERSITY OF NORTH CAROLINA SYSTEM - EPA SALARY INCREASES

Section 14. (a) The Director of the Budget shall transfer to the Board of Governors of The University of North Carolina sufficient funds from the Reserve for Compensation Increase created in this act for fiscal year 1998-99 to provide an annual average salary increase of three percent (3%), including funds for the employer's retirement and social security contributions, commencing July 1, 1998, for all employees of The University of North Carolina, as well as employees other than teachers of the North Carolina School of Science and Mathematics, supported by State funds and whose salaries are exempt from the State Personnel Act (EPA). These funds shall be allocated to individuals according to the rules adopted by the Board of Governors, or the Board of Trustees of the North Carolina School of Science and Mathematics, as appropriate, and shall not be used for any purpose other than for salary increases and necessary employer contributions provided by this section. The Board of Governors shall include consideration of increases based on performance in its adoption of rules for the allocation of funds for salary increases.

(b) The Director of the Budget shall transfer to the Board of Governors of The University of North Carolina sufficient funds from the Reserve for Salary Increases created in this act for fiscal year 1998-99 to provide an annual average salary increase comparable to that provided in this act for public school teachers, including funds for the employer's retirement and social security contributions, commencing July 1, 1998, for all teaching employees of the North Carolina School of Science and Mathematics, supported by State funds and whose salaries are exempt from the State Personnel Act (EPA). These funds shall be allocated to individuals according to the rules adopted by the Board of Trustees of the North Carolina School of Science and Mathematics and shall not be used for any purpose other than for salary increases and necessary employer contributions provided by this section.

SCHOOL CENTRAL OFFICE SALARIES

Section 15. (a) The following monthly salary ranges apply to assistant superintendents, associate superintendents, directors/coordinators, supervisors, and finance officers for the 1998-99 fiscal year, beginning July 1, 1998:

- | | | |
|-----|---------------------------|-------------------|
| (1) | School Administrator I: | \$2,846 - \$4,857 |
| (2) | School Administrator II: | \$3,021 - \$5,155 |
| (3) | School Administrator III: | \$3,206 - \$5,471 |

1	(4)	School Administrator IV:	\$3,335 - \$5,692
2	(5)	School Administrator V:	\$3,469 - \$5,923
3	(6)	School Administrator VI:	\$3,681 - \$6,286
4	(7)	School Administrator VII:	\$3,830 - \$6,540

5 The local board of education shall determine the appropriate category and placement
6 for each assistant superintendent, associate superintendent, director/coordinator,
7 supervisor, or finance officer within the salary ranges and within funds appropriated
8 by the General Assembly for central office administrators and superintendents. The
9 category in which an employee is placed shall be included in the contract of any
10 employee hired on or after July 1, 1998.

11 (b) The following monthly salary ranges apply to public school
12 superintendents for the 1998-99 fiscal year, beginning July 1, 1998:

13	(1)	Superintendent I (Up to 2,500 ADM):	\$4,065 - \$6,941
14	(2)	Superintendent II (2,501 - 5,000 ADM):	\$4,315 - \$7,364
15	(3)	Superintendent III (5,001 - 10,000 ADM):	\$4,578 - \$7,815
16	(4)	Superintendent IV (10,001 - 25,000 ADM):	\$4,859 - \$8,293
17	(5)	Superintendent V (Over 25,000 ADM):	\$5,157 - \$8,801

18 The local board of education shall determine the appropriate category and placement
19 for the superintendent based on the average daily membership of the local school
20 administrative unit and within funds appropriated by the General Assembly for
21 central office administrators and superintendents.

22 Notwithstanding the provisions of this subsection, a local board of
23 education may pay an amount in excess of the applicable range to a superintendent
24 who is entitled to receive the higher amount under Section 2 of this act.

25 (c) Longevity pay for superintendents, assistant superintendents, associate
26 superintendents, directors/coordinators, supervisors, and finance officers shall be as
27 provided for State employees.

28 (d) Superintendents, assistant superintendents, associate superintendents,
29 directors/coordinators, supervisors, and finance officers with certification based on
30 academic preparation at the six-year degree level shall receive a salary supplement of
31 one hundred twenty-six dollars (\$126.00) per month in addition to the compensation
32 provided for pursuant to this section. Superintendents, assistant superintendents,
33 associate superintendents, directors/coordinators, supervisors, and finance officers
34 with certification based on academic preparation at the doctoral degree level shall
35 receive a salary supplement of two hundred fifty-three dollars (\$253.00) per month in
36 addition to the compensation provided for under this section.

37 (e) The State Board shall not permit local school administrative units to
38 transfer State funds from other funding categories for salaries for public school
39 central office administrators.

40 (f) The Director of the Budget shall transfer from the Reserve for Salary
41 Increases created in this act for fiscal year 1998-99, beginning July 1, 1998, funds
42 necessary to provide an average annual salary increase of three percent (3%),
43 including funds for the employer's retirement and social security contributions,
44 commencing July 1, 1998, for all permanent full-time personnel paid from the Central
45 Office Allotment. The State Board of Education shall allocate these funds to local
46 school administrative units. The local boards of education shall establish guidelines
47 for providing their salary increases to these personnel.

48 49 **NONCERTIFIED PERSONNEL SALARY FUNDS/TEACHER ASSISTANT SALARY** 50 **FUNDS**

51 Section 16. (a) The Director of the Budget may transfer from the Reserve
52 for Compensation Increase created in this act for fiscal year 1998-99, commencing
53 July 1, 1998, funds necessary to provide a salary increase of three percent (3%),

1 including funds for the employer's retirement and social security contributions,
2 commencing July 1, 1998, for all noncertified public school employees whose salaries
3 are supported from the State's General Fund. Local boards of education shall
4 increase the rates of pay for all such employees who were employed during fiscal year
5 1997-98 and who continue their employment for fiscal year 1998-99 by at least three
6 percent (3%), commencing July 1, 1998. These funds shall not be used for any
7 purpose other than for the salary increases and necessary employer contributions
8 provided by this section.

9 The Director of the Budget may transfer from the Reserve for
10 Compensation Increase created in this act for fiscal year 1998-99, beginning July 1,
11 1998, funds necessary to provide the salary increases for noncertified public school
12 employees whose salaries are supported from the State's General Fund in accordance
13 with the provisions of this section.

14 The State Board of Education may enact or create salary ranges for
15 noncertified personnel to support increases of three percent (3%) for the 1998-99
16 fiscal year.

17 (b) G.S. 115C-12(16)b. reads as rewritten:

18 "b. Salary schedules for the following public school support
19 personnel shall be adopted by the State Board of Education:
20 school finance officer, office support personnel, teacher
21 assistants, maintenance supervisors, custodial personnel, and
22 transportation personnel. The Board shall classify these
23 support positions in terms of uniform pay grades included in
24 the salary schedule of the State Personnel Commission.

25 By the end of the third payroll period of the 1995-96 fiscal
26 year, local boards of education shall place State-allotted
27 office support personnel, teacher assistants, and custodial
28 personnel on the salary schedule adopted by the State Board
29 of Education so that the average salary paid is the State-
30 allotted amount for the category. In placing employees on
31 the salary schedule, the local board shall consider the
32 education, training, and experience of each ~~employee.~~
33 employee, including experience in other local school
34 administrative units. It is the intent of the General Assembly
35 that a local school administrative unit not fail to employ an
36 employee who was employed for the prior school year in
37 order to implement the provisions of this sub-subdivision. A
38 local board of education is in compliance with this sub-
39 subdivision if the average salary paid is at least ninety-five
40 percent (95%) of the State-allotted amount for the category
41 at the end of the third payroll period of the 1995-96 fiscal
42 year, and at least ninety-eight percent (98%) of the State-
43 allotted amount for the category at the end of the third
44 payroll period of each subsequent fiscal year. The
45 Department of Public Instruction shall provide technical
46 assistance to local school administrative units regarding the
47 implementation of this sub-subdivision."

48 (c) Subsection (b) of this section applies beginning with the 1999-2000
49 school year.

50 **COMPENSATION BONUS/STATE EMPLOYEES/SCHOOL PERSONNEL**

51 Section 17. (a) Any person:
52

- 1 (1) Whose salary is set by or under this Act, other than Sections 1, 2,
2 3, 4, 5, 6(a), 7, 18(a); and 18(c), 18(d), 18(e), except that the
3 exclusion of those under 18(c), 18(d), and 18(e) only applies to
4 those whose salaries are set by the State Personnel Act; and
5 (2) Who was, on July 1, 1998, a permanent officer or permanent
6 employee shall receive not later than October of 1998 a
7 compensation bonus of one percent (1%), except that:
8 a. The compensation bonus for persons subject to Section 13 of
9 this act shall be an average of one percent (1%) per year
10 and shall be allocated in accordance with guidelines adopted
11 by the State Board of Community Colleges;
12 b. The compensation bonus for persons subject to Section 14 of
13 this act shall be an average of one percent (1%) per year
14 and shall be allocated to individuals according to the rules
15 adopted by the Board of Governors, or the Board of
16 Trustees of the North Carolina School of Science and
17 Mathematics, as appropriate; and
18 c. The guidelines and rules adopted under sub-subdivisions a.
19 and b. of this subdivision may cover employees of those
20 institutions whose first day of employment for the 1998-99
21 academic year came after July 1, 1998.
22 (a1) Any person:
23 (1) Who did not receive a compensation bonus under subsection (a) of
24 this section; and
25 (2) Who was employed on the first day of the 1998-99 school year as a
26 permanent public school employee whose salary is set by or under
27 Sections 13 through 16 of this act shall receive in the fourth payroll
28 period of the 1998-99 school year a compensation bonus of one
29 percent (1%) of the annual salary for that position.
30 (b) The annual salary on which the percentage compensation bonus is
31 based is the annual salary in effect during the pay period in which the bonus is paid.
32 (c) The Director of the Budget shall transfer from the Reserve for
33 Compensation Bonus provided by this act sufficient funds to implement this section.
34

35 MOST STATE EMPLOYEES/SALARY INCREASES

36 Section 18. (a) The salaries in effect June 30, 1998, of all permanent full-
37 time State employees whose salaries are set in accordance with the State Personnel
38 Act, and who are paid from the General Fund or the Highway Fund shall be
39 increased, on or after July 1, 1998, unless otherwise provided by this act, pursuant to
40 the Comprehensive Compensation System set forth in G.S. 126-7 and rules adopted
41 by the State Personnel Commission, as follows:

- 42 (1) Career growth recognition awards in the amount of two percent
43 (2%);
44 (2) A cost-of-living adjustment in the amount of one percent (1%);
45 and
46 (3) A performance bonus in the amount of one percent (1%).

47 Notwithstanding G.S. 126-7(4a), any permanent full-time State employee
48 whose salary is set in accordance with the State Personnel Act and whose salary is at
49 the top of the salary range or within two percent (2%) of the top of the salary range
50 shall receive a one-time bonus of two percent (2%) less the career growth recognition
51 award the employee receives. The employee shall receive the career growth bonus at
52 the time the employee is eligible for the career growth recognition award, but not
53 earlier than July 1, 1998.

(a1) It is the intent of the General Assembly that the annual career growth recognition award in the amount of two percent (2%) provided by G.S. 126-7(c)(4a) shall be part of the continuation budget for each fiscal year of the 1999-2001 biennium.

(b) Except as otherwise provided in this act, salaries in effect June 30, 1998, for permanent full-time State officials and persons in exempt positions that are recommended by the Governor or the Governor and the Advisory Budget Commission and set by the General Assembly shall be increased by three percent (3%), commencing July 1, 1998.

(c) The salaries in effect June 30, 1998, for all permanent part-time State employees shall be increased on and after July 1, 1998, by pro rata amounts of the salary increases provided for permanent full-time employees covered under subsection (a) of this section.

(d) The Director of the Budget may allocate out of special operating funds or from other sources of the employing agency, except tax revenues, sufficient funds to allow a salary increase on and after July 1, 1998, in accordance with subsections (a), (b), or (c) of this section, including funds for the employer's retirement and social security contributions, of the permanent full-time and part-time employees of the agency.

(e) Within regular Executive Budget Act procedures as limited by this act, all State agencies and departments may increase on an equitable basis the rate of pay of temporary and permanent hourly State employees, subject to availability of funds in the particular agency or department, by pro rata amounts the salary increase provided for permanent full-time employees covered by the provisions of subsection (a) of this section, commencing July 1, 1998.

(f) No State employee or officer shall receive a merit increment during the 1998-99 fiscal year except as otherwise provided by this act.

ALL STATE-SUPPORTED PERSONNEL

Section 19. (a) Salaries and related benefits for positions that are funded partially from the General Fund or Highway Fund and partially from sources other than the General Fund or Highway Fund shall be increased from the General Fund or Highway Fund appropriation only to the extent of the proportionate part of the salaries paid from the General Fund or Highway Fund.

(b) The granting of the salary increases under this act does not affect the status of eligibility for salary increments for which employees may be eligible unless otherwise required by this act.

(c) The salary increases provided in this act are to be effective July 1, 1998, do not apply to persons separated from State service due to resignation, dismissal, reduction in force, death, or retirement, whose last workday is prior to July 1, 1998, or to employees involved in final written disciplinary procedures. The employee shall receive the increase on a current basis when the final written disciplinary procedure is resolved.

Payroll checks issued to employees after July 1, 1998, which represent payment of services provided prior to July 1, 1998, shall not be eligible for salary increases provided for in this act. This subsection shall apply to all employees, subject to or exempt from the State Personnel Act, paid from State funds, including public schools, community colleges, and The University of North Carolina.

(d) The Director of the Budget shall transfer from the Reserve for Compensation Increase in this act for fiscal year 1998-99 all funds necessary for the salary increases provided by this act, including funds for the employer's retirement and social security contributions.

(e) The Director of the Budget shall transfer from the Reserve for Compensation Increase in this act for fiscal year 1998-99 one million four hundred thousand dollars (\$1,400,000) to The University of North Carolina Board of Governors for allocation to the Agricultural Research and Cooperative Extension budget codes of North Carolina State University in order to provide sufficient operating support for those programs.

(f) Nothing in this act authorizes the transfer of funds between the General Fund and the Highway Fund for salary increases.

SALARY ADJUSTMENT FUND

Section 20. Any remaining appropriations for legislative salary increases not required for that purpose may be used to supplement the Salary Adjustment Fund. These funds shall first be used to provide reclassifications of those positions already approved by the Office of State Personnel. The Office of State Budget and Management shall report to the Joint Legislative Commission on Governmental Operations prior to the allocation of these funds.

RETIREE COLAS AND FORMULA INCREASE

Section 21. (a) G.S. 135-5 is amended by adding a new subsection to read:

"(eee) From and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1997, shall be increased by two and one-half percent (2.5%) of the allowance payable on June 1, 1998, in accordance with G.S. 135-5(o). Furthermore, from and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1997, but before June 30, 1998, shall be increased by a prorated amount of two and one-half percent (2.5%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1997, and June 30, 1998."

(b) G.S. 135-65 is amended by adding a new subsection to read:

"(s) From and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1997, shall be increased by two and one-half percent (2.5%) of the allowance payable on June 1, 1998. Furthermore, from and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1997, but before June 30, 1998, shall be increased by a prorated amount of two and one-half percent (2.5%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1997, and June 30, 1998."

(c) G.S. 120-4.22A is amended by adding a new subsection to read:

"(m) In accordance with subsection (a) of this section, from and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before January 1, 1998, shall be increased by two and one-half percent (2.5%) of the allowance payable on June 1, 1998. Furthermore, from and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced after January 1, 1998, but before June 30, 1998, shall be increased by a prorated amount of two and one-half percent (2.5%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between January 1, 1998, and June 30, 1998."

(d) G.S. 128-27 is amended by adding a new subsection to read:

"(uu) From and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1997, shall be increased by two and one-half percent (2.5%) of the allowance payable on June 1,

1998, in accordance with subsection (k) of this section. Furthermore, from and after July 1, 1998, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1997, but before June 30, 1998, shall be increased by a prorated amount of two and one-half percent (2.5%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1997, and June 30, 1998."

(e) G.S. 128-27(b16) reads as rewritten:

"(b16) Service Retirement Allowance of Member Retiring on or after July 1, 1997, but before July 1, 1998. -- Upon retirement from service in accordance with subsection (a) or (a1) above, on or after July 1, 1997, but before July 1, 1998, a member shall receive the following service retirement allowance:

(1) A member who is a law enforcement officer or an eligible former law enforcement officer shall receive a service retirement allowance computed as follows:

a. If the member's service retirement date occurs on or after his 55th birthday, and completion of five years of creditable service as a law enforcement officer, or after the completion of 30 years of creditable service, the allowance shall be equal to one and seventy-six hundredths percent (1.76%) of his average final compensation, multiplied by the number of years of his creditable service.

b. If the member's service retirement date occurs on or after his 50th birthday and before his 55th birthday with 15 or more years of creditable service as a law enforcement officer and prior to the completion of 30 years of creditable service, his retirement allowance shall be equal to the greater of:

1. The service retirement allowance payable under G.S. 128-27(b16)(1)a. reduced by one-third of one percent (1/3 of 1%) thereof for each month by which his retirement date precedes the first day of the month coincident with or next following the month the member would have attained his 55th birthday; or

2. The service retirement allowance as computed under G.S. 128-27(b16)(1)a. reduced by five percent (5%) times the difference between 30 years and his creditable service at retirement.

(2) A member who is not a law enforcement officer or an eligible former law enforcement officer shall receive a service retirement allowance computed as follows:

a. If the member's service retirement date occurs on or after his 65th birthday upon the completion of five years of creditable service or after the completion of 30 years of creditable service or on or after his 60th birthday upon the completion of 25 years of creditable service, the allowance shall be equal to one and seventy-six hundredths percent (1.76%) of average final compensation, multiplied by the number of years of creditable service.

b. If the member's service retirement date occurs after his 60th birthday and before his 65th birthday and prior to his completion of 25 years or more of creditable service, his retirement allowance shall be computed as in G.S. 128-27(b16)(2)a. but shall be reduced by one-quarter of one percent (1/4 of 1%) thereof for each month by which his

retirement date precedes the first day of the month coincident with or next following his 65th birthday.

- c. If the member's early service retirement date occurs on or after his 50th birthday and before his 60th birthday and after completion of 20 years of creditable service but prior to the completion of 30 years of creditable service, his early service retirement allowance shall be equal to the greater of:

1. The service retirement allowance as computed under G.S. 128-27(b16)(2)a. but reduced by the sum of five-twelfths of one percent ($5/12$ of 1%) thereof for each month by which his retirement date precedes the first day of the month coincident with or next following the month the member would have attained his 60th birthday, plus one-quarter of one percent ($1/4$ of 1%) thereof for each month by which his 60th birthday precedes the first day of the month coincident with or next following his 65th birthday; or
2. The service retirement allowance as computed under G.S. 128-27(b16)(2)a. reduced by five percent (5%) times the difference between 30 years and his creditable service at retirement; or
3. If the member's creditable service commenced prior to July 1, 1995, the service retirement allowance equal to the actuarial equivalent of the allowance payable at the age of 60 years as computed in G.S. 128-27(b16)(2)b.

- d. Notwithstanding the foregoing provisions, any member whose creditable service commenced prior to July 1, 1965, shall not receive less than the benefit provided by G.S. 128-27(b)."

(f) G.S. 128-27 is amended by adding a new subsection to read:

"(b17) Service Retirement Allowance of Member Retiring on or After July 1, 1998. -- Upon retirement from service in accordance with subsection (a) or (a1) above, on or after July 1, 1998, a member shall receive the following service retirement allowance:

- (1) A member who is a law enforcement officer or an eligible former law enforcement officer shall receive a service retirement allowance computed as follows:

- a. If the member's service retirement date occurs on or after his 55th birthday and completion of five years of creditable service as a law enforcement officer, or after the completion of 30 years of creditable service, the allowance shall be equal to one and seventy-seven hundredths percent (1.77%) of his average final compensation, multiplied by the number of years of his creditable service.

- b. If the member's service retirement date occurs on or after his 50th birthday and before his 55th birthday with 15 or more years of creditable service as a law enforcement officer and prior to the completion of 30 years of creditable service, his retirement allowance shall be equal to the greater of:

1. The service retirement allowance payable under G.S. 128-27(b17)(1)a. reduced by one-third of one percent ($1/3$ of 1%) thereof for each month by which his

- 1 retirement date precedes the first day of the month
2 coincident with or next following the month the
3 member would have attained his 55th birthday; or
4 2. The service retirement allowance as computed under
5 G.S. 128-27(b17)(1)a. reduced by five percent (5%)
6 times the difference between 30 years and his
7 creditable service at retirement.
8 (2) A member who is not a law enforcement officer or an eligible
9 former law enforcement officer shall receive a service retirement
10 allowance computed as follows:
11 a. If the member's service retirement date occurs on or after
12 his 65th birthday upon the completion of five years of
13 creditable service or after the completion of 30 years of
14 creditable service or on or after his 60th birthday upon the
15 completion of 25 years of creditable service, the allowance
16 shall be equal to one and seventy-seven hundredths percent
17 (1.77%) of average final compensation, multiplied by the
18 number of years of creditable service.
19 b. If the member's service retirement date occurs after his 60th
20 birthday and before his 65th birthday and prior to his
21 completion of 25 years or more of creditable service, his
22 retirement allowance shall be computed as in G.S. 128-
23 27(b17)(2)a. but shall be reduced by one-quarter of one
24 percent (1/4 of 1%) thereof for each month by which his
25 retirement date precedes the first day of the month
26 coincident with or next following his 65th birthday.
27 c. If the member's early service retirement date occurs on or
28 after his 50th birthday and before his 60th birthday and after
29 completion of 20 years of creditable service but prior to the
30 completion of 30 years of creditable service, his early service
31 retirement allowance shall be equal to the greater of:
32 1. The service retirement allowance as computed under
33 G.S. 128-27(b17)(2)a. but reduced by the sum of five-
34 twelfths of one percent (5/12 of 1%) thereof for each
35 month by which his retirement date precedes the first
36 day of the month coincident with or next following
37 the month the member would have attained his 60th
38 birthday, plus one-quarter of one percent (1/4 of 1%)
39 thereof for each month by which his 60th birthday
40 precedes the first day of the month coincident with or
41 next following his 65th birthday; or
42 2. The service retirement allowance as computed under
43 G.S. 128-27(b17)(2)a. reduced by five percent (5%)
44 times the difference between 30 years and his
45 creditable service at retirement; or
46 3. If the member's creditable service commenced prior
47 to July 1, 1995, the service retirement allowance
48 equal to the actuarial equivalent of the allowance
49 payable at the age of 60 years as computed in G.S.
50 128-27(b17)(2)b.
51 d. Notwithstanding the foregoing provisions, any member
52 whose creditable service commenced prior to July 1, 1965,

shall not receive less than the benefit provided by G.S. 128-27(b)."

(g) G.S. 128-27(m) reads as rewritten:

"(m) Survivor's Alternate Benefit. -- Upon the death of a member in service, the principal beneficiary designated to receive a return of accumulated contributions shall have the right to elect to receive in lieu thereof the reduced retirement allowance provided by Option two of subsection (g) above computed by assuming that the member had retired on the first day of the month following the date of his death, provided that all three of the following conditions apply:

- (1) a. The member had attained such age and/or creditable service to be eligible to commence retirement with an early or service retirement allowance, or
- b. The member had obtained 20 years of creditable service in which case the retirement allowance shall be computed in accordance with ~~G.S. 128-27(b16)(1)b.~~ G.S. 128-27(b17)(1)b. or ~~G.S. 128-27(b16)(2)c.,~~ G.S. 128-27(b17)(2)c., notwithstanding the requirement of obtaining age 50.
- (2) The member had designated as the principal beneficiary to receive a return of his accumulated contributions one and only one person who is living at the time of his death.
- (3) The member had not instructed the Board of Trustees in writing that he did not wish the provisions of this subsection apply.

For the purpose of this benefit, a member is considered to be in service at the date of his death if his death occurs within 180 days from the last day of his actual service. The last day of actual service shall be determined as provided in subsection (l) of this section. Upon the death of a member in service, the surviving spouse may make all purchases for creditable service as provided for under this Chapter for which the member had made application in writing prior to the date of death, provided that the date of death occurred prior to or within 60 days after notification of the cost to make the purchase."

(h) G.S. 128-27 is amended by adding a new subsection to read:

"(vv) Increase in Allowance as to Persons on Retirement Rolls as of June 1, 1998. -- From and after July 1, 1998, the retirement allowance to or on account of beneficiaries on the retirement rolls as of June 1, 1998, shall be increased by six-tenths of one percent (0.6%) of the allowance payable on June 1, 1998. This allowance shall be calculated on the allowance payable and in effect on June 30, 1998, so as not to be compounded on any other increase payable under subsection (k) of this section or otherwise granted by act of the 1997 General Assembly."

(i) This section becomes effective July 1, 1998.

EMPLOYER CONTRIBUTION RATES

Section 22. (a) Section 33.23(c) of S.L. 1997-443 reads as rewritten:

"(c) Effective July 1, 1998, the State's employer contribution rates budgeted for retirement and related benefits as a percentage of covered salaries for the 1998-99 fiscal year are (i) ~~ten and eighty-three hundredths percent (10.83%)~~ ten and one-tenth percent (10.10%) - Teachers and State Employees; (ii) ~~fifteen and eighty-three hundredths percent (15.83%)~~ fifteen and one-tenth percent (15.10%) - State Law Enforcement Officers; (iii) ~~nine and thirty-six hundredths percent (9.36%)~~ - University Employees' Optional Retirement Program; (iv) ~~twenty-two and sixty-five hundredths percent (22.65%)~~ eighteen and ninety-seven hundredths percent (18.97%) - Consolidated Judicial Retirement System; and (v) ~~twenty-four and fifty-eight hundredths percent (24.58%)~~ - Legislative Retirement System. Each of the foregoing contribution rates includes two percent (2%) for hospital and medical benefits. The

1 rate for State Law Enforcement Officers includes five percent (5%) for the
 2 Supplemental Retirement Income Plan. The rates for Teachers and State Employees,
 3 State Law Enforcement Officers, and for the University Employees' Optional
 4 Retirement Program include fifty-two hundredths percent (0.52%) for the Disability
 5 Income Plan."

6 (b) The change provided by subsection (a) of this section is for the 1998-
 7 99 fiscal year only. It is the intent of the General Assembly that the rates provided
 8 by Section 33.23(c) of S.L. 1997-443 shall apply for the 1999-2001 biennium.

9 (c) Required employer salary-related contributions for employees whose
 10 salaries are paid from department, office, institution, or agency receipts shall be paid
 11 from the same source as the source of the employees' salary. If an employee's salary
 12 is paid in part from the General Fund or Highway Fund and in part from
 13 department, office, institution, or agency receipts, required employer salary-related
 14 contributions may be paid from the General Fund or Highway Fund only to the
 15 extent of the proportionate part paid from the General Fund or Highway Fund in
 16 support of the salary of the employee, and the remainder of the employer's
 17 requirements shall be paid from the source that supplies the remainder of the
 18 employee's salary. The requirements of this section as to source of payment are also
 19 applicable to payments on behalf of the employee for hospital-medical benefits,
 20 longevity pay, unemployment compensation, accumulated leave, workers'
 21 compensation, severance pay, separation allowances, and applicable disability income
 22 and disability salary continuation benefits.

23 **CURRENT OPERATIONS/GENERAL FUND**

24 Section 23. Appropriations from the General Fund of the State for the
 25 maintenance of the State departments, institutions, and agencies, and for other
 26 purposes as enumerated are made for the fiscal year ending June 30, 1999, according
 27 to the schedule that follows. Amounts set out in brackets are reductions from
 28 General Fund appropriations for the 1998-99 fiscal year.

<u>Current Operations - General Fund</u>	<u>1998-99</u>
Reserve for Compensation Increase	343,271,828
Reserve for 1% Compensation Bonus	43,171,138
Retirement Rate Adjustment	
Teachers and State Employees Retirement System	(42,909,070)
Consolidated Judicial Retirement System	(1,472,800)
TOTAL	\$342,061,096

41 **CURRENT OPERATIONS AND EXPANSION/HIGHWAY FUND**

42 Section 24. Appropriations from the Highway Fund of the State for the
 43 maintenance and operation of the Department of Transportation, and for other
 44 purposes as enumerated, are made for the fiscal year ending June 30, 1999, according
 45 to the schedule that follows. Amounts set out in brackets are reductions from
 46 Highway Fund appropriations for the 1998-99 fiscal year.

<u>Current Operations - Highway Fund</u>	<u>1998-99</u>
Reserve for Compensation Increase	12,000,000
Reserve for 1% Compensation Bonus	4,000,000

1 Retirement Rate Adjustment
2 Teachers and State Employees Retirement System (3,612,248)
3
4 TOTAL \$12,387,752
5
6 SPECIAL FUNDS, FEDERAL FUNDS, AND DEPARTMENTAL
7 RECEIPTS/AUTHORIZATION FOR EXPENDITURES
8 Section 25. There is appropriated out of the cash balances, federal
9 receipts, and departmental receipts available to each department, sufficient amounts
10 to implement the provisions of this act. All these cash balances, federal receipts, and
11 departmental receipts shall be expended and reported in accordance with provisions
12 of the Executive Budget Act, except as otherwise provided by statute, and shall be
13 expended at the level authorized by the General Assembly.
14
15 EFFECTIVE DATE
16 Section 26. Except as otherwise provided, this act becomes effective July
17 1, 1998.

(Pope v. Hunt)
9/23
J. Long - R.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

S

D

SENATE BILL 1262
Proposed Committee Substitute S1262-PCS6886-LE02

Short Title: Attorneys Fees/Settlement Funds.

(Public)

Sponsors:

Referred to:

May 27, 1998

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR ATTORNEYS FEES IN A CASE
3 CHALLENGING THE 1992 CONGRESSIONAL REDISTRICTING PLAN AND
4 TO AUTHORIZE THE TRANSFER OF FUNDS TO THE RESERVE FUND
5 FOR THE BAILEY/EMORY/PATTON CASES REFUNDS.

6 The General Assembly of North Carolina enacts:

7 Section 1. (a) There is established a special reserve fund in the Office of
8 State Budget and Management to compensate the law firm of Maupin Taylor & Ellis,
9 P.A. for its representation of Art Pope and others in the case of Pope v. Hunt, which
10 is a challenge to the congressional redistricting plan adopted by the 1991 General
11 Assembly. The fund shall be entitled "Reserve for Attorneys Fees in the Case of
12 Pope v. Hunt."

13 (b) There is appropriated from the General Fund to the Office of State
14 Budget and Management the sum of five hundred fifty thousand dollars (\$550,000)
15 for the 1998-99 fiscal year. The Director of the Budget shall allocate the funds from
16 the Reserve for Attorneys Fees in the Case of Pope v. Hunt pursuant to the order
17 entered in the case of Pope v. Hunt (97-1697, 4th Circuit Court of Appeals).

18 (c) Any funds remaining in the reserve established pursuant to this
19 section after the firm of Maupin Taylor & Ellis, P.A. has been compensated pursuant
20 to the Court's order shall revert to the General Fund.

21 Section 2. There is established in the Office of State Treasurer a Reserve
22 Fund for the Bailey/Emory/Patton Cases Refunds.

1 There is transferred from General Fund overcollections for the 1997-98
2 fiscal year to the Office of State Treasurer, Reserve for the Bailey/Emory/Patton Cases
3 Refunds, the sum of four hundred million dollars (\$400,000,000). These funds shall
4 be held in reserve and allocated pursuant to the Consent Order entered in the
5 Bailey/Emory/Patton cases, 92 CVS 10221, 94 CVS 06904, 95 CVS 06625, 95 CVS
6 08230, 98 CVS 00738, and 95 CVS 04346, in Wake County Superior Court on 10
7 June 1998.

8 Notwithstanding the provisions of G.S. 114-2.1 and G.S. 114-2.2, the
9 Consent Order shall be effective when approved by the Court and the Governor signs
10 this legislation into law.

11 Section 3. This act becomes effective July 1, 1998.

**NORTH CAROLINA GENERAL ASSEMBLY
SENATE**

APPROPRIATIONS COMMITTEE REPORT

Senator Aaron Plyler, Co-Chair
Senator Beverly Perdue, Co-Chair

Monday, September 29, 1998

SENATOR PLYLER,

submits the following with recommendations as to passage:

UNFAVORABLE AS TO BILL, BUT FAVORABLE AS TO SENATE C.S. BILL

H.B.	998	Southern Dairy Compact	
		Draft Number:	PCS6477
		Sequential Referral:	None
		Recommended Referral:	None
		Long Title Amended:	Yes

TOTAL REPORTED: 1

Committee Clerk Comment:

SENATE APPROPRIATIONS COMMITTEE

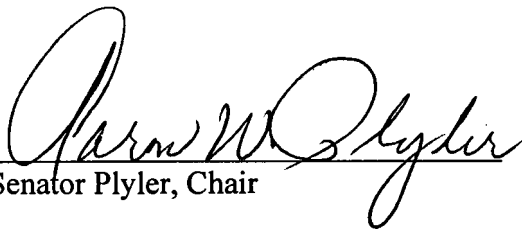
Minutes

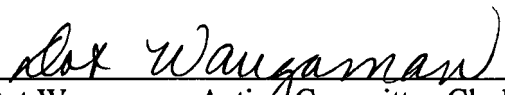
**Monday, September 29, 1998 at 7:20 p.m.
Senate Chamber**

The Senate Appropriations Committee held a meeting on Monday, September 29, 1998, at 7:20 p.m. in the Senate Chamber. Twenty-six members of the Committee and some other Senators were present.

Senator Plyler called the meeting to order. Senator Rand moved the adoption of a Committee Substitute for House Bill 998, Southern Dairy Compact. The motion carried. The amended version of the bill would appropriate money to match federal funds. Senator Plyler explained the appropriations required (see attached information sheet). Senator Rand explained the provision concerning the Caring Program for Children. Senator Odom moved an unfavorable report of the original bill, but favorable report of the committee substitute. The motion carried.

The meeting adjourned at 7:30 p.m.


Senator Plyler, Chair


Dot Waugaman, Acting Committee Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

1

HOUSE BILL 998*

Short Title: Southern Dairy Compact.

(Public)

Sponsors: Representatives Brown and Mitchell.

Referred to: Agriculture, if favorable, Appropriations.

April 17, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT INTO LAW THE SOUTHERN DAIRY COMPACT, TO
3 DIRECT THE APPOINTMENT OF MEMBERS FROM NORTH CAROLINA
4 TO THE SOUTHERN DAIRY COMPACT COMMISSION, AND TO
5 APPROPRIATE FUNDS.

6 The General Assembly of North Carolina enacts:

7 Section 1. Chapter 106 of the General Statutes is amended by adding a
8 new Article to read:

9 "ARTICLE 68.

10 "Southern Dairy Compact.

11 "§ 106-810. Southern Dairy Compact entered into; form of Compact.

12 The Southern Dairy Compact is enacted into law and entered into with all other
13 jurisdictions legally joining therein in the form substantially as follows:

14 ARTICLE I. Statement of Purpose, Findings, and Declaration of Policy

15 "§ 1. Statement of purpose, findings, and declaration of policy.

16 The purpose of this compact is to recognize the interstate character of the southern
17 dairy industry and the prerogative of the states under the United States Constitution
18 to form an interstate commission for the southern region. The mission of the
19 Commission is to take such steps as are necessary to assure the continued viability of
20 dairy farming in the South, and to assure consumers of an adequate, local supply of
21 pure and wholesome milk.

22 The participating states find and declare that the dairy industry is an essential
23 agricultural activity of the South. Dairy farms, and associated suppliers, marketers,
24 processors, and retailers, are an integral component of the region's economy. Their

1 ability to provide a stable, local supply of pure, wholesome milk is a matter of great
2 importance to the health and welfare of the region.

3 The participating states further find that dairy farms are essential, and they are an
4 integral part of the region's rural communities. The farms preserve land for
5 agricultural purposes and provide needed economic stimuli for rural communities.

6 By entering into this compact, the participating states affirm that their ability to
7 regulate the price that southern dairy farmers receive for their product is essential to
8 the public interest. Assurance of a fair and equitable price for dairy farmers ensures
9 their ability to provide milk to the market and the vitality of the southern dairy
10 industry, with all the associated benefits.

11 Recent dramatic price fluctuations, with a pronounced downward trend, threaten
12 the viability and stability of the southern dairy region. Historically, individual state
13 regulatory action had been an effective emergency remedy available to farmers
14 confronting a distressed market. The system of federal orders, implemented by the
15 Agricultural Marketing Agreement Act of 1937, establishes only minimum prices paid
16 to producers for raw milk, without preempting the power of states to regulate milk
17 prices above the minimum levels so established.

18 In today's regional dairy marketplace, cooperative, rather than individual state
19 action is needed to more effectively address the market disarray. Under our
20 constitutional system, properly authorized states acting cooperatively may exercise
21 more power to regulate interstate commerce than they may assert individually
22 without such authority. For this reason, the participating states invoke their authority
23 to act in common agreement, with the consent of Congress, under the compact clause
24 of the Constitution.

25 In establishing their constitutional regulatory authority over the region's fluid milk
26 market by this compact, the participating states declare their purpose that this
27 compact neither displace the system of federal orders nor encourage the merging of
28 federal orders. Specific provisions of the compact itself set forth this basic principle.

29 Designed as a flexible mechanism able to adjust to changes in a regulated
30 marketplace, the compact also contains a contingency provision should the system of
31 federal orders be discontinued. In that event, the interstate commission may regulate
32 the marketplace in lieu of the system of federal orders. This contingent authority
33 does not anticipate such a change, however, and should not be so construed. It is
34 only provided should developments in the market other than establishment of this
35 compact result in discontinuance of the system of federal orders.

36 ARTICLE II. Definitions and Rules of Construction

37 "§ 2. Definitions.

38 For the purposes of this compact, and of any supplemental or concurring
39 legislation enacted pursuant thereto, except as may be otherwise required by the
40 context:

- 41 (1) 'Class I milk' means milk disposed of in fluid form or as a fluid
42 milk product, subject to further definition in accordance with the
43 principles expressed in subsection (b) of Section 3.

- 1 (2) 'Commission' means the Southern Dairy Compact Commission
2 established by this compact.
- 3 (3) 'Commission marketing order' means regulations adopted by the
4 Commission pursuant to Sections 9 and 10 of this compact in place
5 of a terminated federal marketing order or state dairy regulation.
6 Such order may apply throughout the region or in any part or
7 parts thereof as defined in the regulations of the Commission.
8 Such order may establish minimum prices for any or all classes of
9 milk.
- 10 (4) 'Compact' means this interstate compact.
- 11 (5) 'Compact over-order price' means a minimum price required to be
12 paid to producers for Class I milk established by the Commission
13 in regulations adopted pursuant to Sections 9 and 10 of this
14 compact, which is above the price established in federal marketing
15 orders or by state farm price regulation in the regulated area.
16 Such price may apply throughout the region or in any part or parts
17 thereof as defined in the regulations of the Commission.
- 18 (6) 'Milk' means the lacteal secretion of cows and includes all skim,
19 butterfat, or other constituents obtained from separation or any
20 other process. The term is used in its broadest sense and may be
21 further defined by the Commission for regulatory purposes.
- 22 (7) 'Partially regulated plant' means a milk plant not located in a
23 regulated area but having Class I distribution within such area.
24 Commission regulations may exempt plants having such
25 distribution or receipts in amounts less than the limits defined
26 therein.
- 27 (8) 'Participating state' means a state which has become a party to this
28 compact by the enactment of concurring legislation.
- 29 (9) 'Pool plant' means any milk plant located in a regulated area.
- 30 (10) 'Region' means the territorial limits of the states which are parties
31 to this compact.
- 32 (11) 'Regulated area' means any area within the region governed by
33 and defined in regulations establishing a compact over-order price
34 or commission marketing order.
- 35 (12) 'State dairy regulation' means any state regulation of dairy prices
36 and associated assessments, whether by statute, marketing order, or
37 otherwise.

38 **"§ 3. Rules of construction.**

39 (a) This compact shall not be construed to displace existing federal milk
40 marketing orders or state dairy regulation in the region but to supplement them. In
41 the event some or all federal orders in the region are discontinued, the compact shall
42 be construed to provide the Commission the option to replace them with one or
43 more commission marketing orders pursuant to this compact.

1 (b) This compact shall be construed liberally in order to achieve the purposes and
2 intent enunciated in Section 1. It is the intent of this compact to establish a basic
3 structure by which the Commission may achieve those purposes through the
4 application, adaptation, and development of the regulatory techniques historically
5 associated with milk marketing and to afford the Commission broad flexibility to
6 devise regulatory mechanisms to achieve the purposes of this compact. In accordance
7 with this intent, the technical terms which are associated with market order
8 regulation and which have acquired commonly understood general meanings are not
9 defined herein but the Commission may further define the terms used in this compact
10 and develop additional concepts and define additional terms as it may find
11 appropriate to achieve its purposes.

12 ARTICLE III. Commission Established

13 "§ 4. Commission established.

14 There is hereby created a commission to administer the compact, composed of
15 delegations from each state in the region. The Commission shall be known as the
16 Southern Dairy Compact Commission. A delegation shall include not less than three
17 nor more than five persons. Each delegation shall include at least one dairy farmer
18 who is engaged in the production of milk at the time of appointment or
19 reappointment, and one consumer representative. Delegation members shall be
20 residents and voters of, and subject to such confirmation process as is provided for in,
21 the appointing state. Delegation members shall serve no more than three consecutive
22 terms with no single term of more than four years, and be subject to removal for
23 cause. In all other respects, delegation members shall serve in accordance with the
24 laws of the state represented. The compensation, if any, of the members of a state
25 delegation shall be determined and paid by each state, but their expenses shall be
26 paid by the Commission.

27 "§ 5. Voting requirements.

28 All actions taken by the Commission, except for the establishment or termination
29 of an over-order price or commission marketing order, and the adoption, amendment,
30 or rescission of the Commission's bylaws, shall be by majority vote of the delegations
31 present. Each state delegation shall be entitled to one vote in the conduct of the
32 Commission's affairs. Establishment or termination of an over-order price or
33 commission marketing order shall require at least a two-thirds vote of the delegations
34 present. The establishment of a regulated area that covers all or part of a
35 participating state shall require also the affirmative vote of that state's delegation. A
36 majority of the delegations from the participating states shall constitute a quorum for
37 the conduct of the Commission's business.

38 "§ 6. Administration and management.

39 (a) The Commission shall elect annually from among the members of the
40 participating state delegations a chairperson, a vice-chairperson, and a treasurer. The
41 Commission shall appoint an executive director and fix his or her duties and
42 compensation. The executive director shall serve at the pleasure of the Commission,
43 and, together with the treasurer, shall be bonded in an amount determined by the

1 Commission. The Commission may establish through its bylaws an executive
2 committee composed of one member elected by each delegation.

3 (b) The Commission shall adopt bylaws for the conduct of its business by a two-
4 thirds vote and shall have the power by the same vote to amend and rescind these
5 bylaws. The Commission shall publish its bylaws in convenient form with the
6 appropriate agency or officer in each of the participating states. The bylaws shall
7 provide for appropriate notice to the delegations of all Commission meetings and
8 hearings and of the business to be transacted at such meetings or hearings. Notice
9 also shall be given to other agencies or officers of participating states as provided by
10 the laws of those states.

11 (c) The Commission shall file an annual report with the Secretary of Agriculture
12 of the United States, and with each of the participating states by submitting copies to
13 the Governor, both houses of the legislature, and the head of the state department
14 having responsibilities for agriculture.

15 (d) In addition to the powers and duties elsewhere prescribed in this compact, the
16 Commission may engage in all of the following:

- 17 (1) Sue and be sued in any state or federal court.
- 18 (2) Have a seal and alter the same at pleasure.
- 19 (3) Acquire, hold, and dispose of real and personal property by gift,
20 purchase, lease, license, or other similar manner, for its corporate
21 purposes.
- 22 (4) Borrow money and to issue notes, to provide for the rights of the
23 holders thereof, and to pledge the revenue of the Commission as
24 security therefor, subject to the provisions of Section 18 of this
25 compact.
- 26 (5) Appoint such officers, agents, and employees as it may deem
27 necessary, prescribe their powers, duties, and qualifications.
- 28 (6) Create and abolish such offices, employments, and positions as it
29 deems necessary for the purposes of the compact and provide for
30 the removal, term, tenure, compensation, fringe benefits, pension,
31 and retirement rights of its officers and employees.
- 32 (7) Retain personal services on a contract basis.

33 "§ 7. Rule-making power.

34 In addition to the power to promulgate a compact over-order price or commission
35 marketing orders as provided by this compact, the Commission is further empowered
36 to make and enforce such additional rules and regulations as it deems necessary to
37 implement any provisions of this compact, or to effectuate in any other respect the
38 purposes of this compact.

39 ARTICLE IV. Powers of the Commission

40 "§ 8. Powers to promote regulatory uniformity, simplicity, and interstate cooperation.

41 The Commission may:

- 42 (1) Investigate or provide for investigations or research projects
43 designed to review the existing laws and regulations of the
44 participating states, to consider their administration and costs, to

1 measure their impact on the production and marketing of milk and
2 their effects on the shipment of milk and milk products within the
3 region.

4 (2) Study and recommend to the participating states joint or
5 cooperative programs for the administration of the dairy marketing
6 laws and regulations and to prepare estimates of cost savings and
7 benefits of such programs.

8 (3) Encourage the harmonious relationships between the various
9 elements in the industry for the solution of their material problems.
10 Conduct symposia or conferences designed to improve industry
11 relations, or a better understanding of problems.

12 (4) Prepare and release periodic reports on activities and results of the
13 Commission's efforts to the participating states.

14 (5) Review the existing marketing system for milk and milk products
15 and recommend changes in the existing structure for assembly and
16 distribution of milk which may assist, improve, or promote more
17 efficient assembly and distribution of milk.

18 (6) Investigate costs and charges for producing, hauling, handling,
19 processing, distributing, selling, and for all other services,
20 performed with respect to milk.

21 (7) Examine current economic forces affecting producers, probable
22 trends in production and consumption, the level of dairy farm
23 prices in relation to costs, the financial conditions of dairy farmers,
24 and the need for an emergency order to relieve critical conditions
25 on dairy farms.

26 **"§ 9. Equitable farm prices.**

27 (a) The powers granted in this section and Section '10 shall apply only to the
28 establishment of a compact over-order price, so long as federal milk marketing orders
29 remain in effect in the region. In the event that any or all such orders are
30 terminated, this Article authorizes the Commission to establish one or more
31 commission marketing orders, as herein provided, in the region or parts thereof as
32 defined in the order.

33 (b) A compact over-order price established pursuant to this section shall apply
34 only to Class I milk. Such compact over-order price shall not exceed one dollar and
35 fifty cents (\$1.50) per gallon at Atlanta, Georgia, however, this compact over-order
36 price shall be adjusted upward or downward at other locations in the region to reflect
37 differences in minimum federal order prices. Beginning in 1990, and using that year
38 as a base, the foregoing one dollar and fifty cents (\$1.50) per gallon maximum shall
39 be adjusted annually by the rate of change in the Consumer Price Index as reported
40 by the Bureau of Labor Statistics of the United States Department of Labor. For
41 purposes of the pooling and equalization of an over-order price, the value of milk
42 used in other use classifications shall be calculated at the appropriate class price
43 established pursuant to the applicable federal order or state dairy regulation and the
44 value of unregulated milk shall be calculated in relation to the nearest prevailing

1 class price in accordance with and subject to such adjustments as the Commission
2 may prescribe in regulations.

3 (c) A commission marketing order shall apply to all classes and uses of milk.

4 (d) The Commission may establish a compact over-order price for milk to be paid
5 by pool plants and partially regulated plants. The Commission also may establish a
6 compact over-order price to be paid by all other handlers receiving milk from
7 producers located in a regulated area. This price shall be established either as a
8 compact over-order price or by one or more commission marketing orders.
9 Whenever such a price has been established by either type of regulation, the legal
10 obligation to pay such price shall be determined solely by the terms and purpose of
11 the regulation without regard to the situs of the transfer of title, possession, or any
12 other factors not related to the purposes of the regulation and this compact.
13 Producer-handlers as defined in an applicable federal market order shall not be
14 subject to a compact over-order price. The Commission shall provide for similar
15 treatment of producer-handlers under commission marketing orders.

16 (e) In determining the price, the Commission shall consider the balance between
17 production and consumption of milk and milk products in the regulated area, the
18 costs of production including, but not limited to, the price of feed, the cost of labor
19 including the reasonable value of the producer's own labor and management,
20 machinery expense and interest expense, the prevailing price for milk outside the
21 regulated area, the purchasing power of the public, and the price necessary to yield a
22 reasonable return to the producer and distributor.

23 (f) When establishing a compact over-order price, the Commission shall take such
24 other action as is necessary and feasible to help ensure that the over-order price does
25 not cause or compensate producers so as to generate local production of milk in
26 excess of those quantities necessary to assure consumers of an adequate supply for
27 fluid purposes.

28 (g) The Commission shall whenever possible enter into agreements with state or
29 federal agencies for exchange of information or services for the purpose of reducing
30 regulatory burden and cost of administering the compact. The Commission may
31 reimburse other agencies for the reasonable cost of providing these services.

32 **"§ 10. Optional provisions for pricing order.**

33 Regulations establishing a compact over-order price or a commission marketing
34 order may contain, but shall not be limited to, any of the following:

35 (1) Provisions classifying milk in accordance with the form in which or
36 purpose for which it is used, or creating a flat pricing program.

37 (2) With respect to a commission marketing order only, provisions
38 establishing or providing a method for establishing separate
39 minimum prices for each use classification prescribed by the
40 Commission, or a single minimum price for milk purchased from
41 producers or associations of producers.

42 (3) With respect to an over-order minimum price, provisions
43 establishing or providing a method for establishing such minimum
44 price for Class I milk.

- 1 (4) Provisions for establishing either an over-order price or a
2 commission marketing order may make use of any reasonable
3 method for establishing such price or prices including flat pricing
4 and formula pricing. Provision may also be made for location
5 adjustments, zone differentials, and competitive credits with respect
6 to regulated handlers who market outside the regulated area.
- 7 (5) Provisions for the payment to all producers and associations of
8 producers delivering milk to all handlers of uniform prices for all
9 milk so delivered, irrespective of the uses made of such milk by the
10 individual handler to whom it is delivered, or for the payment of
11 producers delivering milk to the same handler of uniform prices
12 for all milk delivered by them.
- 13 a. With respect to regulations establishing a compact over-
14 order price, the Commission may establish one equalization
15 pool within the regulated area for the sole purpose of
16 equalizing returns to producers throughout the regulated
17 area.
- 18 b. With respect to any commission marketing order, as defined
19 in Section 2, subdivision (9), which replaces one or more
20 terminated federal orders or state dairy regulation, the
21 marketing area of now separate state or federal orders shall
22 not be merged without the affirmative consent of each state,
23 voting through its delegation, which is partly or wholly
24 included within any such new marketing area.
- 25 (6) Provisions requiring persons who bring Class I milk into the
26 regulated area to make compensatory payments with respect to all
27 such milk to the extent necessary to equalize the cost of milk
28 purchased by handlers subject to a compact over-order price or
29 commission marketing order. No such provisions shall
30 discriminate against milk producers outside the regulated area.
31 The provisions for compensatory payments may require payment of
32 the difference between the Class I price required to be paid for
33 such milk in the state of production by a federal milk marketing
34 order or state dairy regulation and the Class I price established by
35 the compact over-order price or commission marketing order.
- 36 (7) Provisions specially governing the pricing and pooling of milk
37 handled by partially regulated plants.
- 38 (8) Provisions requiring that the account of any person regulated
39 under the compact over-order price shall be adjusted for any
40 payments made to or received by such persons with respect to a
41 producer settlement fund of any federal or state milk marketing
42 order or other state dairy regulation within the regulated area.

- 1 (9) Provision requiring the payment by handlers of an assessment to
2 cover the costs of the administration and enforcement of such
3 order pursuant to subsection (a) of Section 18 of Article VII.
4 (10) Provisions for reimbursement to participants of the Women, Infants
5 and Children Special Supplemental Food Program of the United
6 States Child Nutrition Act of 1966.
7 (11) Other provisions and requirements as the Commission may find
8 are necessary or appropriate to effectuate the purposes of this
9 compact and to provide for the payment of fair and equitable
10 minimum prices to producers.

11 ARTICLE V. Rule-Making Procedure.

12 "§ 11. Rule-making procedure.

13 Before promulgation of any regulations establishing a compact over-order price or
14 commission marketing order, including any provision with respect to milk supply
15 under subsection (f) of Section 9, or amendment thereof, as provided in Article IV,
16 the Commission shall conduct an informal rule-making proceeding to provide
17 interested persons with an opportunity to present data and views. Such rule-making
18 proceeding shall be governed by Section 4 of the Federal Administrative Procedure
19 Act, as amended (5 U.S.C. § 553). In addition, the Commission shall, to the extent
20 practicable, publish notice of rule-making proceedings in the official register of each
21 participating state. Before the initial adoption of regulations establishing a compact
22 over-order price or a commission marketing order and thereafter before any
23 amendment with regard to prices or assessments, the Commission shall hold a public
24 hearing. The Commission may commence a rule-making proceeding on its own
25 initiative or may in its sole discretion act upon the petition of any person including
26 individual milk producers, any organization of milk producers or handlers, general
27 farm organizations, consumer or public interest groups, and local, state or federal
28 officials.

29 "§ 12. Findings and referendum.

30 (a) In addition to the concise general statement of basis and purpose required by
31 section 4(b) of the Federal Administrative Procedure Act, as amended (5 U.S.C. § 53
32 (c)), the Commission shall make findings of fact with respect to:

- 33 (1) Whether the public interest will be served by the establishment of
34 minimum milk prices to dairy farmers under Article IV.
35 (2) What level of prices will assure that producers receive a price
36 sufficient to cover their costs of production and will elicit an
37 adequate supply of milk for the inhabitants of the regulated area
38 and for manufacturing purposes.
39 (3) Whether the major provisions of the order, other than those fixing
40 minimum milk prices, are in the public interest and are reasonably
41 designed to achieve the purposes of the order.
42 (4) Whether the terms of the proposed regional order or amendment
43 are approved by producers as provided in Section 13.

44 "§ 13. Producer referendum.

(a) For the purpose of ascertaining whether the issuance or amendment of regulations establishing a compact over-order price or a commission marketing order, including any provision with respect to milk supply under subsection (f) of Section 9, is approved by producers, the Commission shall conduct a referendum among producers. The referendum shall be held in a timely manner, as determined by regulation of the Commission. The terms and conditions of the proposed order or amendment shall be described by the Commission in the ballot used in the conduct of the referendum, but the nature, content, or extent of such description shall not be a basis for attacking the legality of the order or any action relating thereto.

(b) An order or amendment shall be deemed approved by producers if the Commission determines that it is approved by at least two-thirds of the voting producers who, during a representative period determined by the Commission, have been engaged in the production of milk the price of which would be regulated under the proposed order or amendment.

(c) For purposes of any referendum, the Commission shall consider the approval or disapproval by any cooperative association of producers, qualified under the provisions of the Act of Congress of February 18, 1922, as amended, known as the Capper-Volstead Act, bona fide engaged in marketing milk, or in rendering services for or advancing the interests of producers of such commodity, as the approval or disapproval of the producers who are members or stockholders in, or under contract with, such cooperative association of producers, except as provided in subdivision (1) of this subsection and subject to the provisions of subdivisions (2) through (5) of this subsection.

(1) No cooperative that has been formed to act as a common marketing agency for both cooperatives and individual producers shall be qualified to block vote for either.

(2) Any cooperative that is qualified to block vote shall, before submitting its approval or disapproval in any referendum, give prior written notice to each of its members as to whether and how it intends to cast its vote. The notice shall be given in a timely manner as established, and in the form prescribed, by the Commission.

(3) Any producer may obtain a ballot from the Commission in order to register approval or disapproval of the proposed order.

(4) A producer who is a member of a cooperative which has provided notice of its intent to approve or not to approve a proposed order, and who obtains a ballot and with such ballot expresses his or her approval or disapproval of the proposed order, shall notify the Commission as to the name of the cooperative of which he or she is a member, and the Commission shall remove such producer's name from the list certified by such cooperative with its corporate vote.

(5) In order to ensure that all milk producers are informed regarding a proposed order, the Commission shall notify all milk producers

1 that an order is being considered and that each producer may
2 register his or her approval or disapproval with the Commission
3 either directly or through his or her cooperative.

4 **"§ 14. Termination of over-order price or marketing order.**

5 (a) The Commission shall terminate any regulations establishing an over-order
6 price or commission marketing order issued under this Article whenever it finds that
7 such order or price obstructs or does not tend to effectuate the declared policy of this
8 compact.

9 (b) The Commission shall terminate any regulations establishing an over-order
10 price or a commission marketing order issued under this Article whenever it finds
11 that such termination is favored by a majority of the producers who, during a
12 representative period determined by the Commission, have been engaged in the
13 production of milk, the price of which is regulated by such order; but such
14 termination shall be effective only if announced on or before such date as may be
15 specified in such marketing agreement or order.

16 (c) The termination or suspension of any order or provision thereof, shall not be
17 considered an order within the meaning of this Article and shall require no hearing,
18 but shall comply with the requirements for informal rule making prescribed by
19 Section 4 of the Federal Administrative Procedure Act, as amended (5 U.S.C. § 553).

20 **ARTICLE VI. Enforcement**

21 **"§ 15. Records, reports, access to premises.**

22 (a) The Commission may by rule and regulation prescribe record keeping and
23 reporting requirements for all regulated persons. For purposes of the administration
24 and enforcement of this compact, the Commission may examine the books and
25 records of any regulated person relating to his or her milk business and for that
26 purpose, the Commission's properly designated officers, employees, or agents shall
27 have full access during normal business hours to the premises and records of all
28 regulated persons.

29 (b) Information furnished to or acquired by the Commission officers, employees,
30 or its agents pursuant to this section shall be confidential and not subject to disclosure
31 except to the extent that the Commission deems disclosure to be necessary in any
32 administrative or judicial proceeding involving the administration or enforcement of
33 this compact, an over-order price, a compact marketing order, or other regulations of
34 the Commission. The Commission may adopt rules further defining the
35 confidentiality of information pursuant to this section. Nothing in this section shall
36 be deemed to prohibit (i) the issuance of general statements based upon the reports
37 of a number of handlers, which do not identify the information furnished by any
38 person, or (ii) the publication by direction of the Commission of the name of any
39 person violating any regulation of the Commission, together with a statement of the
40 particular provisions violated by such person.

41 (c) No officer, employee, or agent of the Commission shall intentionally disclose
42 information, by inference or otherwise, that is made confidential pursuant to this
43 section. Any person violating the provisions of this section shall, upon conviction, be
44 subject to a fine of not more than one thousand dollars (\$1,000) or to imprisonment

1 for not more than one year, or both, and shall be removed from office. The
2 Commission shall refer any allegation of a violation of this section to the appropriate
3 state enforcement authority or United States Attorney.

4 **"§ 16. Subpoena, hearings and judicial review.**

5 (a) The Commission is hereby authorized and empowered by its members and its
6 properly designated officers to administer oaths and issue subpoenas throughout all
7 signatory states to compel the attendance of witnesses and the giving of testimony and
8 the production of other evidence.

9 (b) Any handler subject to an order may file a written petition with the
10 Commission stating that any order or any provision of any such order or any
11 obligation imposed in connection therewith is not in accordance with law and
12 praying for a modification thereof or to be exempted therefrom. The handler shall
13 thereupon be given an opportunity for a hearing upon such petition, in accordance
14 with regulations made by the Commission. After such hearing, the Commission shall
15 make a ruling upon the prayer of such petition which shall be final, if in accordance
16 with law.

17 (c) The district courts of the United States in any district in which the handler is
18 an inhabitant, or has his or her principal place of business, are hereby vested with
19 jurisdiction to review such ruling, provided a complaint for that purpose is filed
20 within 30 days from the date of the entry of the ruling. Service of process in these
21 proceedings may be had upon the Commission by delivering to it a copy of the
22 complaint. If the court determines that the ruling is not in accordance with law, it
23 shall remand such proceedings to the Commission with directions either (i) to make
24 such ruling as the court shall determine to be in accordance with law, or (ii) to take
25 such further proceedings as, in its opinion, the law requires. The pendency of
26 proceedings instituted pursuant to this subdivision shall not impede, hinder, or delay
27 the Commission from obtaining relief pursuant to Section 17. Any proceedings
28 brought pursuant to Section 17, except where brought by way of counterclaim in
29 proceedings instituted pursuant to this section, shall abate whenever a final decree
30 has been rendered in proceedings between the same parties, and covering the same
31 subject matter, instituted pursuant to this section.

32 **"§ 17. Enforcement with respect to handlers.**

33 (a) Any violation by a handler of the provisions of regulation establishing an over-
34 order price or a commission marketing order, or other regulations adopted pursuant
35 to this compact shall:

36 (1) Constitute a violation of the laws of each of the signatory states.
37 Such violation shall render the violator subject to a civil penalty in
38 an amount as may be prescribed by the laws of each of the
39 participating states, recoverable in any state or federal court of
40 competent jurisdiction. Each day such violation continues shall
41 constitute a separate violation.

42 (2) Constitute grounds for the revocation of license or permit to
43 engage in the milk business under the applicable laws of the
44 participating states.

1 (b) With respect to handlers, the Commission shall enforce the provisions of this
2 compact, regulations establishing an over-order price, a commission marketing order
3 or other regulations adopted hereunder by:

4 (1) Commencing an action for legal or equitable relief brought in the
5 name of the Commission in any state or federal court of competent
6 jurisdiction; or

7 (2) Referral to the state agency for enforcement by judicial or
8 administrative remedy with the agreement of the appropriate state
9 agency of a participating state.

10 (c) With respect to handlers, the Commission may bring an action for injunction
11 to enforce the provisions of this compact or the order or regulations adopted
12 thereunder without being compelled to allege or prove that an adequate remedy of
13 law does not exist.

14 ARTICLE VII. Finance

15 "§ 18. Finance of start-up and regular costs.

16 (a) To provide for its start-up costs, the Commission may borrow money pursuant
17 to its general power under Section 6, subdivision (d), paragraph 4. In order to
18 finance the cost of administration and enforcement of this compact, including
19 payback of start-up costs, the Commission may collect an assessment from each
20 handler who purchases milk from producers within the region. If imposed, this
21 assessment shall be collected on a monthly basis for up to one year from the date the
22 Commission convenes, in an amount not to exceed \$.015 per hundred weight of milk
23 purchased from producers during the period of the assessment. The initial assessment
24 may apply to the projected purchases of handlers for the two-month period following
25 the date the Commission convenes. In addition, if regulations establishing an over-
26 order price or a compact marketing order are adopted, they may include an
27 assessment for the specific purpose of their administration. These regulations shall
28 provide for establishment of a reserve for the Commission's ongoing operating
29 expenses.

30 (b) The Commission shall not pledge the credit of any participating state or of the
31 United States. Notes issued by the Commission and all other financial obligations
32 incurred by it, shall be its sole responsibility and no participating state or the United
33 States shall be liable therefor.

34 "§ 19. Audit and accounts.

35 (a) The Commission shall keep accurate accounts of all receipts and
36 disbursements, which shall be subject to the audit and accounting procedures
37 established under its rules. In addition, all receipts and disbursements of funds
38 handled by the Commission shall be audited yearly by a qualified public accountant
39 and the report of the audit shall be included in and become part of the annual report
40 of the Commission.

41 (b) The accounts of the Commission shall be open at any reasonable time for
42 inspection by duly constituted officers of the participating states and by any persons
43 authorized by the Commission.

(c) Nothing contained in this Article shall be construed to prevent commission compliance with laws relating to audit or inspection of accounts by or on behalf of any participating state or of the United States.

ARTICLE VIII. Entry into Force; Additional Members and Withdrawal

"§ 20. Entry into force; additional members.

The compact shall enter into force effective when enacted into law by any three states of the group of states composed of Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia, and West Virginia and when the consent of Congress has been obtained.

"§ 21. Withdrawal from compact.

Any participating state may withdraw from this compact by enacting a statute repealing the same, but no such withdrawal shall take effect until one year after notice in writing of the withdrawal is given to the Commission and the governors of all the participating states. No withdrawal shall affect any liability already incurred by or chargeable to a participating state prior to the time of such withdrawal.

"§ 22. Severability.

If any part or provision of this compact is adjudged invalid by any court, such judgment shall be confined in its operation to the part or provision directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this compact. In the event Congress consents to this compact subject to conditions, said conditions shall not impair the validity of this compact when said conditions are accepted by three or more compacting states. A compact state may accept the conditions of Congress by implementation of this compact.

"§ 106-811. Appointment of members to the Southern Dairy Compact Commission.

(a) The delegation from the State of North Carolina to the Southern Dairy Compact Commission, as established in Article IV of the Compact, shall be composed of five members appointed as follows:

- (1) One member representing consumers of milk, appointed by the Governor.
- (2) One member appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives.
- (3) One member appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate.
- (4) Two members appointed by the Commissioner of Agriculture, one of whom shall be a dairy farmer engaged in the production of milk at the time of appointment or reappointment.

(b) Members must be registered to vote in the State.

(c) Members shall serve a term of four years and may be reappointed, but no member shall serve more than three consecutive terms. Members shall serve until their successors are duly appointed. Any appointment to fill an unexpired term shall be for the balance of the unexpired term and shall be made by the appropriate

1 appointing authority. A member may be removed by the appointing authority, in
2 accordance with G.S. 143B-13. The Commissioner of Agriculture shall designate one
3 member of the delegation to serve as chair, at the pleasure of the Commissioner.

4 (d) Members of the delegation shall receive per diem and necessary travel and
5 subsistence expenses in accordance with G.S. 138-5.

6 (e) A majority of the delegation shall constitute a quorum for the transaction of
7 business.

8 (f) All clerical and other services required by the delegation shall be provided by
9 the Commissioner of Agriculture."

10 Section 2. There is appropriated from the General Fund to the Southern
11 Dairy Compact Commission, as established by Article III of the compact, as enacted
12 in Section 1 of this act, the sum of twenty-five thousand dollars (\$25,000) for the
13 1997-98 fiscal year and the sum of twenty-five thousand dollars (\$25,000) for the
14 1998-99 fiscal year to be used by the Commission to conduct its activities pursuant to
15 this act.

16 Section 3. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE BILL 998*

Proposed Senate Committee Substitute H998-PCS6477-LE

Short Title: Federal Match Required-9/30/98.

(Public)

Sponsors:

Referred to:

April 17, 1997

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO MATCH FEDERAL FUNDS.

The General Assembly of North Carolina enacts:

CURRENT OPERATIONS APPROPRIATION/GENERAL FUND

Section 1. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the fiscal year ending June 30, 1999, according to the schedule that follows.

11	<u>Current Operations - General Fund</u>	<u>1998-99</u>
13	Department of Crime Control and Public	
14	Safety -- Matching Funds for the National	
15	Guard Tarheel Challenge Program	\$ 542,000 NR
17	Department of Natural Resources and	
18	Community Development	
19	01. Federal Wastewater Assistance --	
20	Matching Funds	4,860,532 NR
21	02. Federal Water Supply Assistance --	
22	Matching Funds	2,571,880 NR
23	TOTAL -- Department of Natural Resources	
24	and Community Development	7,432,412 NR
26	TOTAL: Current Operations - General Fund	\$7,974,412 NR

CAPITAL APPROPRIATIONS/GENERAL FUND

Section 2. Appropriations are made from the General Fund of the State for the 1998-99 fiscal year for use by the State departments, institutions, and agencies to provide for capital improvement projects according to the following schedule:

Capital Improvements - General Fund1998-99

Department of Administration, Reserve for
State Veterans Nursing Home -- Salisbury
Renovation of a 100-bed nursing care unit

\$1,000,000

Department of Environment and Natural Resources

01. State Match-Water Resources Projects -- Funds
for the State share of federal civil works
projects

\$5,240,000

02. Channel Widening/Deepening-Wilmington Port --
Funds to improve navigation for shipping terminals
and industries

\$4,800,000

03. B. Everett Jordan Lake Water Supply--match for
federal funds for the project in prior fiscal years

110,000

TOTAL: Capital Improvements - General Fund

\$10,150,000

AUTHORIZE TRANSFER TO MEET TANF MAINTENANCE OF EFFORT REQUIREMENTS

Section 3. Notwithstanding any other provision of law to the contrary, to the extent necessary to meet federal maintenance of effort requirements for Temporary Assistance for Needy Families (TANF), the Department of Health and Human Services may, for the first quarter of the 1998-99 fiscal year only, use State funds for the TANF Work First Family Assistance.

APPROVE WELFARE TO WORK FORMULA GRANT PLAN AND APPROPRIATE FUNDS THEREFOR

Section 4. (a) Section 12.20A(b) of S.S. 1997-443, reads as rewritten:

"(b) The Department of Commerce, the Employment Security Commission, and the Department of Health and Human Services shall develop a plan to implement the Welfare-to-Work initiative in this State, develop performance goals and measures for this initiative, and estimate the cost impact on the State budget for the next five years of implementing the initiative. The Department of Commerce, the Employment Security Commission, and the Department of Health and Human Services shall report to the General Assembly its findings and recommendations by April 1, 1998. ~~The Department of Commerce shall not expend any State or federal funds for the Welfare-to-Work initiative until the amended State Plan is submitted to the General Assembly and the amended State Plan becomes law.~~"

(b) There is appropriated to the Department of Commerce from federal Welfare to Work Block Grant funds for the fiscal year ending June 30, 1999 the sum of twenty-five million three hundred thirty-two thousand one hundred seventy-three dollars (\$25,332,173). The Office of State Budget and Management may identify potential sources of State and local funds that may be used as a match for the federal Welfare-to-Work Block Grant.

WATER RESOURCES DEVELOPMENT PROJECTS FUNDS

Section 5. (a) The Department of Environment and Natural Resources shall allocate the funds appropriated in this act for water resources development projects to the following projects whose estimated costs are as indicated:

<u>Name of Project</u>	
1. Morehead City Harbor Turning Basin	\$ 2,000,000
2. Wilmington Harbor Maintenance Dredging	200,000
3. Wilmington Harbor Long-Term Disposal	1,400,000
4. Beaufort Harbor Maintenance Dredging	80,000
5. Manteo Shallowbag Bay Maintenance Dredging	200,000
6. Rollinson Channel Maintenance Dredging (Dare County)	400,000
8. Pine Knolls Shores Protection (Carteret Co.)	200,000
9. Tar River Road Streambank Protection (City of Greenville)	50,000
10. Battery Island Bird Habitat Restoration (Brunswick County)	140,000
11. Dare County Beaches Feasibility Study	70,000
12. Deep Creek Watershed Project (Yadkin Co.)	500,000
Total	\$ 5,240,000

(b) Where the actual costs are different from the estimated costs under subsection (a) of this section, the Department may adjust the allocations among projects as needed. If any projects listed in subsection (a) of this section are delayed and the budgeted State funds cannot be used during the 1998-99 fiscal year, or if the projects listed in subsection (a) of this section are accomplished at a lower cost, the Department may use the resulting fund availability to fund any of the following:

- (1) Corps of Engineers project feasibility studies.
- (2) Corps of Engineers projects whose schedules have advanced and require State matching funds in fiscal year 1998-99.
- (3) State-local water resources development projects.

Funds not expended or encumbered for these purposes shall revert to the General Fund at the end of the 1999-2000 fiscal year.

(c) The Department shall make quarterly reports on the use of these funds to the Joint Legislative Commission on Governmental Operations, the Fiscal Research Division, and the Office of State Budget and Management. Each report shall include all of the following:

- (1) All projects listed in this section.
- (2) The estimated cost of each project.
- (3) The date that work on each project began or is expected to begin.
- (4) The date that work on each project was completed or is expected to be completed.
- (5) The actual cost of each project.

The quarterly reports shall also show those projects advanced in schedule, those projects delayed in schedule, and an estimate of the amount of funds expected to revert to the General Fund.

CARING PROGRAM FOR CHILDREN

Section 6. G.S. 108A-70.18(8), as enacted by Section 1 of S.L. 1998-1 Extra Session, reads as rewritten:

"(8) "Uninsured" means the applicant for Program benefits was not covered under any private or employer-sponsored comprehensive health insurance plan for the six-month period immediately preceding the date ~~the Program becomes effective.~~ of application for Program benefits. Effective ~~six months from date the Program becomes effective,~~ April 1, 1999, "uninsured" means the applicant is and was not covered under any private or employer-sponsored comprehensive health insurance plan for 60 days immediately preceding the date of application. The waiting periods required under this subdivision shall be waived if the child has been enrolled in Medicaid and has lost Medicaid eligibility due to a change in family income eligibility, has lost health care benefits due to cessation of a nonprofit organization program that provides health care benefits to low-income children, or has lost employer-sponsored comprehensive health care coverage due to termination of employment, cessation by the employer of employer-sponsored health coverage, or cessation of the employer's business."

MOST TEXT APPLIES ONLY TO 1998-99

Section 7. Except for statutory changes or other provisions that clearly indicate an intention to have effects beyond the 1998-99 fiscal year, the textual provisions of this act apply only to funds appropriated for, and activities occurring during, the 1998-99 fiscal year.

Requested by: Senators Plyler, Perdue, Odom

1997-98 APPROPRIATIONS LIMITATIONS AND DIRECTIONS APPLY

1 Section 8. (a) Except where expressly repealed or amended by this act,
2 the provisions of S.L. 1997-443, S.L. 1998-1 Extra Session, S.L. 1998-9 and S.L. 1998-
3 23 remain in effect.

4 (b) Notwithstanding any modifications by this act in the amounts
5 appropriated, except where expressly repealed or amended, the limitations and
6 directions for the 1998-99 fiscal year in S.L. 1997-443, S.L. 1998-1 Extra Session, S.L.
7 1998-9, and S.L. 1998-23 that applied to appropriations to particular agencies or for
8 particular purposes apply to the newly enacted appropriations of this act for those
9 same particular purposes.

10

11 **EFFECT OF HEADINGS**

12 Section 9. The headings to the sections of this act are a convenience to
13 the reader and are for reference only. The headings do not expand, limit, or define
14 the text of this act,

15 **SEVERABILITY CLAUSE**

16 Section 10. If any section or provision of this act is declared
17 unconstitutional or invalid by the courts, it does not affect the validity of this act as a
18 whole or any part other than the part so declared to be unconstitutional or invalid.

19

20 **EFFECTIVE DATE**

21 Section 11. Except as otherwise provided, this act becomes effective July
22 1, 1998.

FEDERAL MATCHING FUNDS

				State		Federal	
				Appropriation		Funds	
Justice and Public Safety							
Crime Control and Public Safety							
Tarheel Challenge Program				\$542,000		\$1,600,000	
Natural and Economic Resources							
Department of Commerce							
Welfare to Work Program *						\$25,332,173	
Environment and Natural Resources							
Federal Wastewater Assistance				\$4,860,532		\$24,302,619	
Federal Water Supply Assistance				\$2,571,880		\$12,859,400	
Water Resources Development Projects							
Morehead City Harbor Turning Basin				\$2,000,000		\$3,900,000	
Wilmington Harbor Maint. Dredging				\$200,000		\$4,700,000	
Beaufort Harbor Maint. Dredging				\$80,000		\$350,000	
Manteo Shallowbag Bay Maint. Dredging				\$200,000		\$4,600,000	
Pine Knoll Shores Protection				\$200,000		\$160,000	
Tar River Road Streambank Protection				\$50,000		\$122,000	
Battery Island Bird Habitat Restoration				\$140,000		\$300,000	
Dare County Beaches Feasibility Study				\$70,000		\$140,000	
Rollison Channel Maint. Dredging				\$400,000		\$1,000,000	
Deep Creek Watershed Project				\$500,000		\$2,500,000	
Wilmington Harbor Long-Term Disposal				\$1,400,000		\$4,200,000	
Sub-Total:				\$5,240,000		\$21,972,000	
Channel Widening/Deepening-Wilmington Port				\$4,800,000		\$8,300,000	
Federal Repayment							
B. Everett Jordan Lake Water Supply				\$110,000			
Capital							
Department of Administration							
Reserve for State Veteran's Nursing Home				\$1,000,000		\$1,700,000	
TOTAL GENERAL FUND - NONRECURRING				\$19,124,412			
TOTAL FEDERAL DOLLARS						\$96,066,192	
* The Welfare to Work grant is the Federal Grant; however it must be appropriated and matched with \$1 dollar of state funds for every \$2 dollars of federal funds.							

FEDERAL MATCHING FUNDS						
					State	Federal
					Appropriation	Funds
Justice and Public Safety						
Crime Control and Public Safety						
	Tarheel Challenge Program				\$542,000	\$1,600,000
Natural and Economic Resources						
Department of Commerce						
	Welfare to Work Program *					\$25,332,173
Environment and Natural Resources						
	Federal Wastewater Assistance				\$4,860,532	\$24,302,619
	Federal Water Supply Assistance				\$2,571,880	\$12,859,400
	Water Resources Development Projects					
	Morehead City Harbor Turning Basin				\$2,000,000	\$3,900,000
	Wilmington Harbor Maint. Dredging				\$200,000	\$4,700,000
	Beaufort Harbor Maint. Dredging				\$80,000	\$350,000
	Manteo Shallowbag Bay Maint. Dredging				\$200,000	\$4,600,000
	Pine Knoll Shores Protection				\$200,000	\$160,000
	Tar River Road Streambank Protection				\$50,000	\$122,000
	Battery Island Bird Habitat Restoration				\$140,000	\$300,000
	Dare County Beaches Feasibility Study				\$70,000	\$140,000
	Rollison Channel Maint. Dredging				\$400,000	\$1,000,000
	Deep Creek Watershed Project				\$500,000	\$2,500,000
	Wilmington Harbor Long-Term Disposal				\$1,400,000	\$4,200,000
	Sub-Total				\$5,240,000	\$21,972,000
	Channel Widening/Deepening-Wilmington Port				\$4,800,000	\$8,300,000
	Federal Repayment					
	B. Everett Jordan Lake Water Supply				\$110,000	
Capital						
Department of Administration						
	Reserve for State Veteran's Nursing Home				\$1,000,000	\$1,700,000
TOTAL GENERAL FUND - NONRECURRING					\$19,124,412	
TOTAL FEDERAL DOLLARS						\$96,066,192
* The Welfare to Work grant is the Federal Grant; however it must be appropriated and matched with \$1 dollar of state funds for every \$2 dollars of federal funds.						

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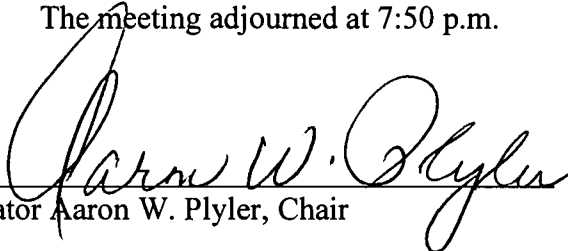
MINUTES
SENATE COMMITTEE ON APPROPRIATIONS
September 30, 1998

The Senate Committee on Appropriations met on September 30, 1998 at 7:30 p.m. around the Senate Chamber desk of Senator Aaron W. Plyler, Committee Chair.

Senator Fountain Odom made a motion that Committee Substitute for HB 900 Nitrogen Limit/Clean Water Fund Mod. be adopted, and this motion passed.

Senator Odom explained the **Committee Substitute for HB 900 Federal Match Required-9/30/98 and moved for Favorable Report. The bill passed.**


The meeting adjourned at 7:50 p.m.




Senator Aaron W. Plyler, Chair



Pat Misner, Committee Clerk



Senator Beverly Perdue, Chair



Senator Fountain Odom, Chair

**NORTH CAROLINA GENERAL ASSEMBLY
SENATE**

APPROPRIATIONS COMMITTEE REPORT

Senator Aaron Plyler, Co-Chair
Senator Beverly Perdue, Co-Chair

Wednesday, September 30, 1998

SENATOR PLYLER,

submits the following with recommendations as to passage:

**UNFAVORABLE AS TO COMMITTEE SUBSTITUTE BILL NO. 1,
BUT FAVORABLE AS TO SENATE COMMITTEE SUBSTITUTE BILL**

H.B.(CS #1)900

Nitrogen Limit/Clean Water Fund Mod.

Draft Number:	PCS2430
Sequential Referral:	None
Recommended Referral:	None
Long Title Amended:	Yes

TOTAL REPORTED: 1

Committee Clerk Comment:

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

S.L. 1998 - 166
HOUSE BILL 900
RATIFIED BILL

AN ACT TO APPROPRIATE FUNDS FOR FEDERAL MATCHING FUNDS FOR THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY AND WASTEWATER AND WATER SUPPLY MATCHING FUNDS FOR THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, TO APPROPRIATE FUNDS FOR CAPITAL APPROPRIATIONS FOR THE DEPARTMENT OF ADMINISTRATION AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, TO AUTHORIZE A TRANSFER OF FUNDS TO MEET TANF MAINTENANCE OF EFFORT REQUIREMENTS, TO PROVIDE THAT IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT EXCESS TANF FUNDS BE USED TO CONTINUE THE IMPLEMENTATION OF FIRST STOP EMPLOYMENT ASSISTANCE, TO APPROPRIATE FEDERAL BLOCK GRANT FUNDS FOR THE WELFARE TO WORK FORMULA GRANT PLAN, TO PROVIDE FOR WATER RESOURCES DEVELOPMENT PROJECTS, TO AMEND THE CARING PROGRAM FOR CHILDREN STATUTE ON THE UNINSURED, AND TO PROVIDE A MENTAL HEALTH RESERVE MATCH FOR MEDICAID.

The General Assembly of North Carolina enacts:

CURRENT OPERATIONS APPROPRIATION/GENERAL FUND

Section 1. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the fiscal year ending June 30, 1999, according to the schedule that follows.

<u>Current Operations - General Fund</u>	<u>1998-99</u>
Department of Crime Control and Public Safety -- Matching Funds for the National Guard Tarheel Challenge Program	\$ 542,000 NR
Department of Environment and Natural Resources	
01. Federal Wastewater Assistance -- Matching Funds	4,860,532 NR
02. Federal Water Supply Assistance -- Matching Funds	2,571,880 NR
TOTAL -- Department of Environment and Natural Resources	7,432,412 NR
TOTAL: Current Operations - General Fund	\$7,974,412 NR

CAPITAL APPROPRIATIONS/GENERAL FUND

Section 2. Appropriations are made from the General Fund of the State for the 1998-99 fiscal year for use by the State departments, institutions, and agencies to provide for capital improvement projects according to the following schedule:

Capital Improvements - General Fund

	<u>1998-99</u>
Department of Administration, Reserve for State Veterans Nursing Home -- Salisbury Renovation of a 100-bed nursing care unit	\$1,000,000
Department of Environment and Natural Resources	
01. State Match-Water Resources Projects -- Funds for the State share of federal civil works projects	\$5,240,000
02. Channel Widening/Deepening-Wilmington Port -- Funds to improve navigation for shipping terminals and industries	\$4,800,000
03. B. Everett Jordan Lake Water Supply -- repayment of State cost-share funds for federal funds previously expended	\$ 110,000
TOTAL: Capital Improvements - General Fund	\$11,150,000

AUTHORIZE TRANSFER TO MEET TANF MAINTENANCE OF EFFORT REQUIREMENTS

Section 3. Notwithstanding any other provision of law to the contrary, to the extent necessary to meet federal maintenance of effort requirements for Temporary Assistance for Needy Families (TANF), the Department of Health and Human Services may, for the first quarter of the 1998-99 fiscal year only, use State funds for the TANF Work First Family Assistance.

FIRST STOP EMPLOYMENT ASSISTANCE/ APPROPRIATE FEDERAL BLOCK GRANT FUNDS FOR WELFARE TO WORK FORMULA GRANT PLAN

Section 4. (a) It is the intent of the General Assembly that excess Temporary Assistance for Needy Families (TANF) funds up to twenty-five million three hundred thirty-two thousand one hundred seventy-three dollars (\$25,332,173) be used to continue the implementation of First Stop Employment Assistance, established pursuant to G.S. 108A-29. The Employment Security Commission shall implement this initiative in consultation with the Department of Commerce, the Department of Health and Human Services, and the Department of Community Colleges.

(b) Section 12.20A(b) of S.L. 1997-443 reads as rewritten:

"(b) The Department of Commerce, the Employment Security Commission, and the Department of Health and Human Services shall develop a plan to implement the Welfare-to-Work initiative in this State, develop performance goals and measures for this initiative, and estimate the cost impact on the State budget for the next five years of implementing the initiative. The Department of Commerce, the Employment Security Commission, and the Department of Health and Human Services shall report to the General Assembly its findings and recommendations by April 1, 1998. ~~The Department of Commerce shall not expend any State or federal funds for the~~

~~Welfare-to-Work initiative until the amended State Plan is submitted to the General Assembly and the amended State Plan becomes law."~~

(c) There is appropriated to the Department of Commerce from federal Welfare to Work Block Grant funds for the fiscal year ending June 30, 1999, the sum of twenty-five million three hundred thirty-two thousand one hundred seventy-three dollars (\$25,332,173). The Office of State Budget and Management may identify potential sources of State and local funds that may be used as a match for the federal Welfare-to-Work Block Grant, except that funds identified may be used as a match only to the extent that the funds are not needed to meet federal TANF maintenance of effort requirements and only to the extent that the funds will not reduce funds obligated or appropriated for Work First County Block Grants and child welfare services.

WATER RESOURCES DEVELOPMENT PROJECTS FUNDS

Section 5. (a) The Department of Environment and Natural Resources shall allocate the funds appropriated in this act for water resources development projects to the following projects whose estimated costs are as indicated:

Name of Project

1. Morehead City Harbor Turning Basin	\$ 2,000,000
2. Wilmington Harbor Maintenance Dredging	200,000
3. Wilmington Harbor Long-Term Disposal	1,400,000
4. Beaufort Harbor Maintenance Dredging	80,000
5. Manteo Shallowbag Bay Maintenance Dredging	200,000
6. Rollinson Channel Maintenance Dredging (Dare County)	400,000
8. Pine Knolls Shores Protection (Carteret Co.)	200,000
9. Tar River Road Streambank Protection (City of Greenville)	50,000
10. Battery Island Bird Habitat Restoration (Brunswick County)	140,000
11. Dare County Beaches Feasibility Study	70,000
12. Deep Creek Watershed Project (Yadkin Co.)	500,000

Total \$ 5,240,000

(b) Where the actual costs are different from the estimated costs under subsection (a) of this section, the Department may adjust the allocations among projects as needed. If any projects listed in subsection (a) of this section are delayed and the budgeted State funds cannot be used during the 1998-99 fiscal year, or if the projects listed in subsection (a) of this section are accomplished at a lower cost, the Department may use the resulting fund availability to fund any of the following:

- (1) Corps of Engineers project feasibility studies.

(2) Corps of Engineers projects whose schedules have advanced and require State matching funds in fiscal year 1998-99.

(3) State-local water resources development projects.

Funds not expended or encumbered for these purposes shall revert to the General Fund at the end of the 1999-2000 fiscal year.

(c) The Department shall make quarterly reports on the use of these funds to the Joint Legislative Commission on Governmental Operations, the Fiscal Research Division, and the Office of State Budget and Management. Each report shall include all of the following:

(1) All projects listed in this section.

(2) The estimated cost of each project.

(3) The date that work on each project began or is expected to begin.

(4) The date that work on each project was completed or is expected to be completed.

(5) The actual cost of each project.

The quarterly reports shall also show those projects advanced in schedule, those projects delayed in schedule, and an estimate of the amount of funds expected to revert to the General Fund.

CARING PROGRAM FOR CHILDREN

Section 6. G.S. 108A-70.18(8), as enacted by Section 1 of S.L. 1998-1 Extra Session, reads as rewritten:

"(8) 'Uninsured' means the applicant for Program benefits was not covered under any private or employer-sponsored comprehensive health insurance plan for the six-month period immediately preceding the date ~~the Program becomes effective. of application for Program benefits. Effective six months from date the Program becomes effective, April 1, 1999.~~ 'uninsured' means the applicant is and was not covered under any private or employer-sponsored comprehensive health insurance plan for 60 days immediately preceding the date of application. The waiting periods required under this subdivision shall be waived if the child has been enrolled in Medicaid and has lost Medicaid eligibility due to a change in family income eligibility, has lost health care benefits due to cessation of a nonprofit organization program that provides health care benefits to low-income children, or has lost employer-sponsored comprehensive health care coverage due to termination of employment, cessation by the employer of employer-sponsored health coverage, or cessation of the employer's business."

MENTAL HEALTH RESERVE FOR MEDICAID MATCH

Section 7. There is appropriated from the General Fund to the Department of Health and Human Services the sum of thirty-eight million dollars (\$38,000,000) for the 1998-99 fiscal year. These funds shall be placed in a Mental Health Restricted Reserve in the Office of the Controller of the Department of Health and Human Services. In addition to these funds, the Department shall transfer to the Mental Health Restricted Reserve from the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, the total amount of funds in the Division's budget allocated as matching funds for Medicaid payments to area mental health authorities for the 1998-99 fiscal year. Funds in the Reserve that are unexpended and unencumbered as of June 30, 1999, shall revert to the General Fund. This appropriation shall become part of the continuation budget.

MOST TEXT APPLIES ONLY TO 1998-99

Section 8. Except for statutory changes or other provisions that clearly indicate an intention to have effects beyond the 1998-99 fiscal year, the textual provisions of this act apply only to funds appropriated for, and activities occurring during, the 1998-99 fiscal year.

1997-98 APPROPRIATIONS LIMITATIONS AND DIRECTIONS APPLY

Section 9. (a) Except where expressly repealed or amended by this act, the provisions of S.L. 1997-443, S.L. 1998-1 Extra Session, S.L. 1998-9, S.L. 1998-23, and S.L. 1998-153 remain in effect.

(b) Notwithstanding any modifications by this act in the amounts appropriated, except where expressly repealed or amended, the limitations and directions for the 1998-99 fiscal year in S.L. 1997-443, S.L. 1998-1 Extra Session, S.L. 1998-9, S.L. 1998-23, and S.L. 1998-153 that applied to appropriations to particular agencies or for particular purposes apply to the newly enacted appropriations of this act for those same particular purposes.

EFFECT OF HEADINGS

Section 10. The headings to the sections of this act are a convenience to the reader and are for reference only. The headings do not expand, limit, or define the text of this act.

SEVERABILITY CLAUSE

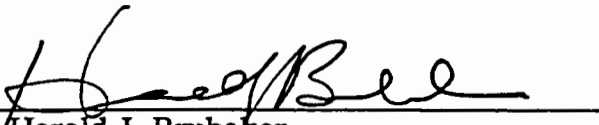
Section 11. If any section or provision of this act is declared unconstitutional or invalid by the courts, it does not affect the validity of this act as a whole or any part other than the part so declared to be unconstitutional or invalid.

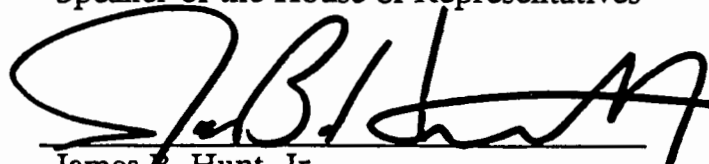
EFFECTIVE DATE

Section 12. Except as otherwise provided, this act becomes effective July 1, 1998.

In the General Assembly read three times and ratified this the 30th day of September, 1998.


Dennis A. Wicker
President of the Senate


Harold J. Brubaker
Speaker of the House of Representatives


James B. Hunt, Jr.
Governor

Approved 11:59 p.m. this 30th day of September, 1998.