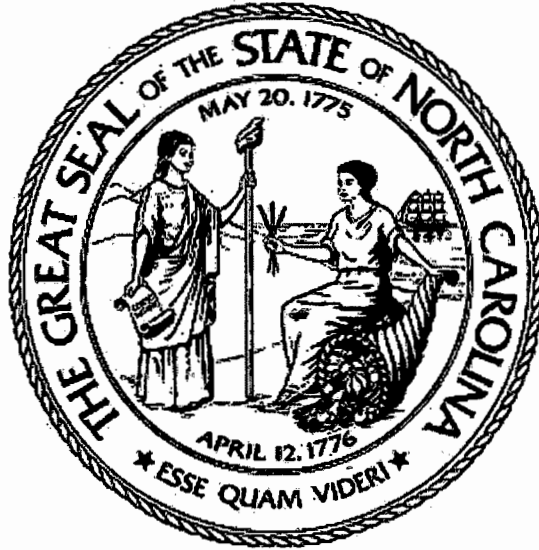


2009

**HOUSE
EDUCATION
PRE-SCHOOL,
ELEMENTARY &
SECONDARY**

MINUTES



**HOUSE EDUCATION SUBCOMMITTEE ONE
PRE-SCHOOL, ELEMENTARY AND
SECONDARY EDUCATION**

2009 LEGISLATIVE SESSION

**REPRESENTATIVE TRICIA COTHAM, CO-CHAIR
REPRESENTATIVE EARLINE PARMON, CO-CHAIR**

**PAT CHRISTMAS, COMMITTEE ASSISTANT
ROSA KELLEY, COMMITTEE ASSISTANT**

RESEARCH STAFF

**DEE ATKINSON
DRUPTI CHAUHAN
SHIRLEY IORIO
SARA KAMPRATH
KARA McCRAW**

NORTH CAROLINA GENERAL ASSEMBLY

**EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY
EDUCATION
2009-2010 SESSION**



**Rep. Tricia Cotham
Chairman**



**Rep. Earline Parmon
Chairman**



**Rep. Cutis Blackwood
Vice-Chair**



**Rep. Maggie Jeffus
Vice-Chair**



**Rep. Edith Warren
Vice-Chair**



**Rep. Laura Wiley
Vice-Chair**



Rep. Hugh Blackwell



Rep. Becky Carney



Rep. Susan Fisher



Rep. Dale Folwell



Rep. Rick Glazier



Rep. Rosa Gill



Rep. Brian Holloway



Rep. Darren Jackson



Rep. Linda Johnson



Rep. Ray Rapp



Rep. Paul Stam



Rep. Jane Whilden

**HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL,
ELEMENTARY AND SECONDARY EDUCATION
2009 – 2010**

<u>MEMBER</u>		<u>ASSISTANT</u>	<u>PHONE</u>	<u>OFFICE</u>	<u>SEAT</u>
COTHAM, Tricia	Chairman	Rosa Kelley Committee Assistant	715-0706	418C	93
PARMON, Earline	Chairman	Pat Christmas Committee Assistant	733-5829	541	66
BLACKWOOD, Curtis	Vice-Chair	Mizie Finke	733-2406	1317	97
JEFFUS, Maggie	Vice-Chair	Mary Lee Robinson	733-5191	2204	6
WARREN, Edith	Vice-Chair	Martha Hoover	715-3023	416A	35
WILEY, Laura	Vice-Chair	Edna Pearce	733-5877	513	76
BLACKWELL, Hugh		Joan Adams	733-5805	606	114
CARNEY, Becky		Tazra Mitchell	733-5827	1221	54
FISHER, Susan		Lynn Tennant	715-2013	420	30
FOLWELL, Dale		Renee Wimbish	733-5787	306A1	75
GLAZIER, Rick		Carin Savel	733-5601	2215	81
GILL, Rosa		Barbra Phillips	733-5880	1305	79
HOLLOWAY, Bryan		Lindsay McCargo	733-5609	502	98
JACKSON, Darren		Cassie Lester	733-5974	301N	92
JOHNSON, Linda		Diana Wraight	733-5861	1006	28
RAPP, Ray		Forrest Gilliam	733-5732	2213	17
STAM, Paul		Christin Danchi	733-2962	613	25
WHILDEN, Jane		Beth LeGrande	715-3012	1305	107

Ex-Officio

WAINWRIGHT, William	Blinda Edwards	733-5995	301F	8
HOLLIMAN, Hugh	Carol Bowers	715-0873	2301	55

STAFF

Dee Atkinson		733-2578	545	
Drupti Chauhan		733-2578	545	
Dr. Shirley Iorio		733-2578	545	
Sara Kamprath		733-2578	545	
Kara McCraw		733-2578	545	

HOUSE COMMITTEE ON EDUCATION

BELL, Larry, Chairman	Carolyn Edwards	733-5863	538	12
LUCAS, Marvin, Chairman	Thelma Utley	733-5775	417A	20

2009-2010 Biennium

Leg. Day: H-114/S-112

Bill	Introducer	Short Title	Latest Action	In Date	Out Date
H0206=	Guice	AFFORDABLE HOUSING FOR LOCAL EMPLOYEES.	*HR Ch. SL 2009-154	03-02-09	03-12-09
85	Tarleton	SALARY INCREASE FOR SUBSTITUTE TEACHERS.	H Re-ref Com On Appropriations	03-02-09	04-30-09
H0531=	Tolson	AFFORDABLE HOUSING FOR TEACHERS/ EDGECOMBE CO.	*H Ref to Education/ Higher Education. If fav, re-ref to Finance	03-19-09	03-26-09
H0636	Haire	STAFF DEV. OK ON PROTECTED TEACHER WORKDAYS.	*H Ref To Com On Education/Higher Education	04-07-09	04-16-09
H0707	Wilkins	LEGISLATIVE STUDY OF ABC BONUS PROGRAM.	*H Re-ref Com On Rules, Calendar, and Operations of the House	04-15-09	05-04-09
H0717=	Tarleton	STUDY OF HIGH SCHOOL PROGRAMS AT COMM. COLL.	H Re-ref Com On Rules, Calendar, and Operations of the House	04-09-09	04-30-09
H0901	Insko	HONORS COURSES IN HEALTHFUL LIVING CLASSES.	*H Ref To Com On Education/Higher Education	04-15-09	05-04-09
H0952	Glazier	STUDY MERIT-BASED COMPONENTS/TEACHER SALARY.	*H Re-ref Com On Rules, Calendar, and Operations of the House	04-09-09	04-16-09
H1032	Jeffus	MODIFY HISTORY AND GEOGRAPHY CURRICULA.	*HR Ch. SL 2009-236	04-15-09	04-30-09
H1036	Glazier	SELF-CONTAINED SPECIAL ED/GRADE LEVELS.	H Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	04-15-09	

'\$' indicates the bill is an appropriation bill.

A bold line indicates the bill is an appropriation bill.

'*' indicates that the text of the original bill was changed by some action.

'=' indicates that the original bill is identical to another bill.

MINUTES

HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY EDUCATION

Thursday, March 12, 2009

11:00 A.M.

Room 421, Legislative Office Building

The House Education Subcommittee on Pre-School, Elementary and Secondary Education met on Thursday, March 12, 2009, at 11:00 A. M. in Room 421, of the Legislative Office Building. Representative Tricia Cotham, presiding Chair, called the meeting to order and welcomed everyone. She introduced the Pages, Sergeant-At-Arms and staff. The committee members were asked to introduce themselves.

The following Committee members were present: Co-chair Tricia Cotham; Representatives Blackwood, Jeffus, and Warren, Vice-chairs; Representatives Blackwell, Carney, Fisher, Glazier, Holloway, Rapp and Whilden. The Agenda (*Attachment 1*) and the Visitor Registration Sheet (*Attachment 2*) are attached hereto and incorporated into the minutes.

Representative Cotham advised that the following bill would be considered and called upon Representative David Guice to explain the bill.

HB 206, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BEVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL TEACHERS (*Attachment 3*). Representative Guice explained that the bill originated because of the need for affordable housing in Transylvania County. It started with a Housing Summit that was held in April, 2007 to discuss the affordable housing issue. It was determined there was a crisis in the recruitment and retention of workforce personnel in Transylvania County due to the housing costs rising faster than the salaries of teachers, law enforcement and health care providers. The average salary of teachers, fireman, nurses and law enforcement personnel in the county is about 50% - 60% of the needed income to finance a medium priced house in the county. One solution was to raise teacher salaries to the level that they could afford housing, but that was not a feasible. The second solution and purpose of the bill was to develop a housing program for teachers using existing resources of land. They found that the County and Transylvania County Schools owns some land that could be considered for the project. The bill authorizes these groups to enter into a land trust to be

able to build affordable housing in Transylvania County. It specifically targets housing for school teachers and law enforcement personnel (*Bill Summary, Attachment 4*).

The explanation was followed by an extensive question and answer discussion. Representative Glazier was recognized and moved for a favorable report with a serial referral to the Judiciary III Committee. The motion was unanimously passed. (*Subcommittee Report, Attachment 5*)

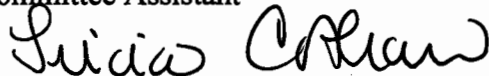
In response to some of the questions that needed clarification, Chairman Cotham reminded the Committee that the bill had a serial referral to Judiciary III and it would receive a thorough screening in that Committee, as well. She encouraged Rep. Guice to be prepared to answer those questions as she knew he would.

There being no further business, the chair adjourned the meeting at 11:37 am.

Respectfully submitted,



Pat Christmas
Committee Assistant



Representative Tricia Cotham
Chair

ATTACHMENTS:

- Attachment 1* Agenda
- Attachment 2* Visitor Registration Sheet
- Attachment 3* HB 206
- Attachment 4* HB 206 Bill Summary
- Attachment 5* Subcommittee Report
- Attachment 6* Meeting Notice

ATTACHMENT 1

**EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND
SECONDARY EDUCATION**

Thursday, March 12, 2009

11:00 AM

Room 421, LOB

AGENDA

I. OPENING REMARKS AND INTRODUCTIONS

Representative Tricia Cotham, Presiding Chair

II. AGENDA ITEMS.

HB 206 AFFORDABLE HOUSING FOR LOCAL EMPLOYEES

Representative Guice

III. ADJOURN

ATTACHMENT 2

VISITOR REGISTRATION SHEET

HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY
AND SECONDARY EDUCATION

March 12, 2009

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME	FIRM OR AGENCY AND ADDRESS
Craig Witherspoon	Edgecombe Co. Public Schools 412 Pearl St. Tarboro, NC 27886
Joel Maynard	CMS
Cora Brockitt	NCSBA
Cindy DeFoor	NCCIU
John Marks	Public School Forum
Cady Thomas	NL ASSN of REALTORS
Keith Weatherly	Rep Starn
Mercedith Hendon	NCCIU
Sue Harra	WCPSS

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

1

HOUSE BILL 206

Short Title: Affordable Housing for Local Employees. (Local)

Sponsors: Representatives Guice; E. Floyd and Hughes.

Referred to: Education, if favorable, Judiciary III.

February 18, 2009

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF BREVARD, THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOLTEACHERS.

The General Assembly of North Carolina enacts:

SECTION 1.(a) Notwithstanding G.S. 66-58, G.S. 115C-518, Article 12 of Chapter 160A of the General Statutes, or any other provision of law, and subject to the restrictions set out in this section, the City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education may enter into a joint venture, land trust, or similar arrangement to construct and provide affordable housing on property owned by the City of Brevard, the Town of Rosman, Transylvania County, or the Transylvania County Board of Education.

SECTION 1.(b) Notwithstanding G.S. 66-58, G.S. 115C-518, Article 12 of Chapter 160A of the General Statutes, or any other provision of law, this section authorizes the City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education to convey property they own to such partnership, joint venture, land trust, or similar entity for the purposes of constructing, providing, and maintaining affordable housing for employees of the City of Brevard, the Town of Rosman, Transylvania County, and Transylvania County schoolteachers, and, if units remain available, to Transylvania County Schools' professional staff. The City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education shall not transfer to the partnership, joint venture, land trust, or other entity created pursuant to this act, property acquired on or after the effective date of this act through the exercise of eminent domain.

SECTION 1.(c) Notwithstanding G.S. 66-58, G.S. 115C-518, Article 12 of Chapter 160A of the General Statutes, or any other provision of law, the City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education, or the partnership, joint venture, land trust, or similar entity referenced above may contract with any person, partnership, corporation, or other business entity to finance, construct, or maintain such affordable housing.

SECTION 1.(d) Notwithstanding G.S. 66-58, G.S. 115C-518, Article 12 of Chapter 160A of the General Statutes, or any other provision of law, the City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education, or the partnership, joint venture, land trust, or similar entity referenced above may rent or sell such housing units for residential use; provided that the rental or sale of such units is exclusively restricted to employees of the City of Brevard, the Town of Rosman, and Transylvania County, and to Transylvania County schoolteachers, and, if units remain not leased or sold, to



1 Transylvania County Schools' professional staff; provided further that, while the housing units
2 may be rented or sold, the land may only be leased and not sold. The City of Brevard, the Town
3 of Rosman, Transylvania County, and the Transylvania County Board of Education, or the
4 partnership, joint venture, land trust, or similar entity referenced above shall have the authority
5 to establish reasonable rents or sales prices for any such housing units and may in their
6 discretion charge below-market rates and offer below-market financing. The City of Brevard,
7 the Town of Rosman, Transylvania County, and the Transylvania County Board of Education,
8 or the partnership, joint venture, land trust, or similar entity referenced above may also place
9 reasonable restrictions and buyback provisions on the resale of the housing units to maintain
10 the purposes set forth in this section.

11 **SECTION 1.(e)** This section shall not exempt any affordable housing units
12 constructed pursuant to this act from compliance with applicable building codes, zoning
13 ordinances, or any other health and safety statutes, rules, or regulations.

14 **SECTION 2.** This act is effective when it becomes law.



HOUSE BILL 206: Affordable Housing for Local Employees

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	March 12, 2009
Introduced by:	Rep. Guice	Prepared by:	Shirley Iorio, Ph D Legislative Analyst
Analysis of:	First Edition		

SUMMARY: *House Bill 206 would authorize the City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education to construct and provide affordable housing for city and county employees and for Transylvania County school teachers and other school professional staff.*

House Bill 206 has a serial referral to the House Judiciary III Committee.

[As introduced, this bill was identical to S271, as introduced by Sen. Snow, which is currently in Senate Finance.]

CURRENT LAW: Under G.S. 66-58, which is popularly known as the Umstead Act, governmental units are generally prohibited from engaging in the sale of goods and services in competition with citizens of the State. G.S.115-518 provides for the disposition of school property when a local board of education determines that a building site or other real or personal property is unnecessary or undesirable for public school purposes. Such property is usually offered to the board of county commissioners at a fair market price or sold by advertisement for sealed bids or at public auction under Article 12 of Chapter 160A of the General Statutes.

BILL ANALYSIS: Senate Bill 206 would authorize the City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education to (i) enter into a joint venture, land trust, or similar arrangement to construct and provide affordable housing on property they own, (ii) convey property they own to this partnership, joint venture, land trust, or similar entity to construct, provide, and maintain affordable housing for their city and county employees and Transylvania County school teachers, and if units are available, to Transylvania County Schools' professional staff, and (iii) contract with any person, partnership, corporation, or other business entity to finance, construct, or maintain this affordable housing.

The City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education may (i) rent or sell the housing units exclusively to city and county employees and Transylvania County school teachers for residential use, and (ii) place reasonable restrictions and buyback provisions on the resale of the housing units to maintain the purpose for providing this affordable housing. Also, they would have the authority to establish reasonable rents or sales prices for any of these housing units.

The City of Brevard, the Town of Rosman, Transylvania County, and the Transylvania County Board of Education may in their discretion charge below-market rates and offer below-market financing for these units. If units remain not leased or sold, they may rent or sell them to Transylvania County Schools' professional staff. The land, however, may only be leased and not sold.

Senate Bill 206 would provide that any affordable housing units constructed under this act would not be exempt from compliance with applicable building codes, zoning ordinances, or other health and safety statutes, rules, or regulations.

EFFECTIVE DATE: The bill would be effective when it becomes law.

ATTACHMENT 5

2009 PERMANENT SUBCOMMITTEE REPORT
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Cotham, Parmon (Chairs) for the Education Subcommittee on Pre-School,
Elementary and Secondary Education.

Committee Substitute for

HB 206 A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF BREVARD,
THE TOWN OF ROSMAN, TRANSYLVANIA COUNTY, AND THE TRANSYLVANIA COUNTY
BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE HOUSING FOR CITY
AND COUNTY EMPLOYEES AND FOR PUBLIC SCHOOL TEACHERS.

WITH APPROVAL OF STANDING COMMITTEE CHAIR(S) FOR REPORT TO BE MADE
DIRECTLY TO THE FLOOR OF THE HOUSE:

Representative Bell, Lucas (Chairs) for the Standing Committee on Education.

si Marvin W. Lucas

With a favorable report and recommendation that the bill be re-referred to the Committee on
JUDICIARY III.

(FOR JOURNAL USE ONLY)

_____ The bill/resolution is re-referred to the Committee on _____.

_____ Pursuant to Rule 36(b), the bill/resolution is placed on the Calendar of _____.

Corrected Notice

**NORTH CAROLINA HOUSE OF REPRESENTATIVES
COMMITTEE MEETING NOTICE
AND
BILL SPONSOR NOTIFICATION
2009-2010 SESSION**

You are hereby notified that the Committee on **Education Subcommittee on Pre-School, Elementary and Secondary Education** will meet as follows:

DAY & DATE: Thursday, March 12, 2009

TIME: 11:00 am

LOCATION: 421 LOB

COMMENTS: HB 285 REMOVED FROM THE AGENDA - POSTPONED

The following bills will be considered:

BILL NO.	SHORT TITLE	SPONSOR
HB 206	Affordable Housing for Local Employees.	Representative Guice

Respectfully,
Representative Cotham, Chair
Representative Parmon, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 9 o'clock on **March 10, 2009**.

- Principal Clerk
- Reading Clerk – House Chamber

Pat Christmas (Committee Assistant)

MINUTES

HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY
AND SECONDARY EDUCATION

Thursday, March 26, 2009
11:00 A.M.
Room 421, Legislative Office Building

The House Education Subcommittee on Pre-School, Elementary and Secondary Education met on Thursday, March 26, 2009, at 11:00 A. M. in Room 421, of the Legislative Office Building. Representative Earline Parmon, presiding Chair, called the meeting to order and welcomed everyone. She introduced the Pages, Sergeant-At-Arms and staff.

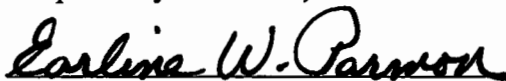
The following Committee members were present: Co-chairs Earline Parmon and Tricia Cotham; Representatives Blackwood and Wiley, Vice-chairs; Representatives Blackwell, Carney, Fisher, Folwell, Holloway, Rapp, Stam and Whilden. The Agenda (*Attachment 1*) and the Visitor Registration Sheet (*Attachment 2*) are attached hereto and incorporated into the minutes.

The meeting was called to order to consider **HB 531, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES.** Representative Tolson was called upon to explain the bill (*Attachment 3*).

After a brief question and answer period, Representative Fisher was recognized and moved for a favorable report with a serial referral to the House Finance Committee. The motion was unanimously passed (*Subcommittee Report, Attachment 4*).

There being no further business, the meeting adjourned at 11:07 a.m.

Respectfully submitted,



Representative Earline W. Parmon
Chairman



Pat Christmas
Committee Assistant

ATTACHMENTS:

Attachment 1 Agenda
Attachment 2 Visitor Registration Sheet

Attachment 3 HB 531
Attachment 4 Subcommittee Report
Attachment 5 HB 531 Bill Summary
Attachment 6 Meeting Notice

ATTACHMENT 1

**EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND
SECONDARY EDUCATION**

Thursday, March 26, 2009

11:00 AM

Room 421, LOB

AGENDA

I. OPENING REMARKS AND INTRODUCTIONS

Representative Earline Parmon, Presiding Chair

II. AGENDA ITEMS

HB 531 AFFORDABLE HOUSING FOR TEACHERS/EDGECOMBE CO.

III. ADJOURN

VISITOR REGISTRATION SHEET

HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY
AND SECONDARY EDUCATION March 26, 2009

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

NAME	FIRM OR AGENCY AND ADDRESS
<i>Brian Auer</i>	<i>NC Assoc. of Educators</i>

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

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HOUSE BILL 531*

Short Title: Affordable Housing for Teachers/Edgecombe Co. (Local)

Sponsors: Representatives Tolson, Farmer-Butterfield (Primary Sponsors); E. Floyd and Hughes.

Referred to: Education, if favorable, Finance.

March 12, 2009

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE EDGECOMBE COUNTY BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES.

The General Assembly of North Carolina enacts:

SECTION 1. Notwithstanding G.S. 66-58, G.S. 115C-518, and Article 12 of Chapter 160A of the General Statutes, or any other provision of law, and subject to the restrictions set out in this act, the Edgecombe County Board of Education may contract with any person, firm, partnership, corporation, association, foundation, or other business entity to construct, provide, or maintain affordable rental housing on property owned or leased by the Edgecombe County Board of Education or by any other person, firm, partnership, corporation, association, foundation, or other business entity.

SECTION 2. Notwithstanding G.S. 66-58, G.S. 115C-518, and Article 12 of Chapter 160A of the General Statutes, the Edgecombe County Board of Education may henceforth use its local funds, including its Edgecombe Learning Fund, to purchase, lease, or otherwise acquire real property on which such housing would be located, and may assign, donate, lease, or otherwise transfer certain rights in such real property to any person, firm, partnership, corporation, association, foundation, or other business entity to hold title to and/or manage such property, or otherwise further the purposes of this act. The Edgecombe County Board of Education may henceforth use local funds, including its Edgecombe Learning Fund, to support a nonprofit foundation to effectuate the purposes of this act.

SECTION 3. Notwithstanding G.S. 66-58, G.S. 115C-518, and Article 12 of Chapter 160A of the General Statutes, or any other provision of law, the Edgecombe County Board of Education or its designee may rent housing units owned or leased by the Board pursuant to this act for residential use. In renting such housing units, the Board shall give priority to Edgecombe County public school teachers and shall thereafter give priority to other Edgecombe County public school professional staff or other Board employees, but shall also use its discretion to achieve occupancy sufficient to sustain the purposes of this act. The Board shall have the authority to establish reasonable rents for any such housing units, and may, in its discretion, charge below-market rates. The provision of affordable housing for teachers or other board of education employees consistent with this act shall be considered an educational purpose pursuant to G.S. 105-278.7.

SECTION 4. This act shall not exempt any affordable housing units constructed pursuant to this act from compliance with applicable building codes, zoning ordinances, or health and safety statutes, rules, or regulations.

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



ATTACHMENT 4

2009 PERMANENT SUBCOMMITTEE REPORT
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE
The following report(s) from permanent sub committee(s) is/are presented:

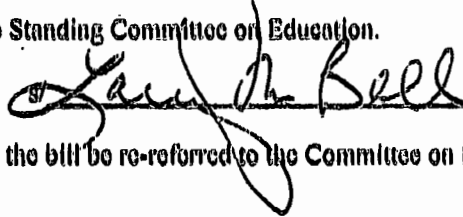
By Representative(s) Cotham, Parmen (Chairs) for the Education Subcommittee on Pre-School,
Elementary and Secondary Education.

Committee Substitute for

HB 531 A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE EDGEcombe COUNTY
BOARD OF EDUCATION TO CONSTRUCT AND PROVIDE AFFORDABLE RENTAL HOUSING
FOR TEACHERS AND OTHER SCHOOL SYSTEM EMPLOYEES.

WITH APPROVAL OF STANDING COMMITTEE CHAIR(S) FOR REPORT TO BE MADE
DIRECTLY TO THE FLOOR OF THE HOUSE:

Representative Bell, Lucas (Chairs) for the Standing Committee on Education.



With a favorable report and recommendation that the bill be re-referred to the Committee on FINANCE.

(FOR JOURNAL USE ONLY)

_____ Pursuant to Rule 32(a), the bill/resolution is re-referred to the Committee on
_____.

_____ The bill/resolution is re-referred to the Committee on _____.

ATTACHMENT 5



**HOUSE BILL 531:
Affordable Housing for Teachers/Edgecombe Co**

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	March 26, 2009
Introduced by:	Reps. Tolson, Farmer-Butterfield	Prepared by:	Drupti Chauhan Committee Counsel
Analysis of:	First Edition		

SUMMARY: *House Bill 531 would authorize the Edgecombe County Board of Education to construct and provide affordable rental housing for Edgecombe County school teachers and other school professional staff and employees.*

House Bill 531 has a serial referral to the House Finance Committee.

[As introduced, this bill was identical to S498, as introduced by Sen. Jenkins, which is currently in Senate State and Local Government.]

CURRENT LAW: Under G.S. 66-58, which is popularly known as the Umstead Act, governmental units are generally prohibited from engaging in the sale of goods and services in competition with citizens of the State. G.S.115C-518 provides for the disposition of school property when a local board of education determines that a building site or other real or personal property is unnecessary or undesirable for public school purposes. Such property is usually offered to the board of county commissioners at a fair market price or sold by advertisement for sealed bids or at public auction under Article 12 of Chapter 160A of the General Statutes.

BILL ANALYSIS: House Bill 531 would authorize the Edgecombe County Board of Education (BOE) to contract with any person, firm, partnership, corporation, association, foundation or other business entity to (i) construct, (ii) provide, or (iii) maintain affordable rental housing on property owned or leased by the (BOE) or by any other person, firm, partnership, corporation, association, foundation, or other business entity.

The BOE could use its local funds (including the Edgecombe Learning Fund) to purchase, lease, or acquire real property on which the housing would be located. The BOE would be able to assign, donate, lease or transfer rights in such real property to any person, firm, partnership, corporation, association, foundation, or other business entity to hold title to and manage such property. The BOE would be able to use local funds, including the Edgecombe Learning Fund, to support a nonprofit foundation to implement the purpose of the bill.

The BOE or its designee may rent housing units for residential use that are owned or leased by the BOE. In renting such housing units, the BOE must give priority to Edgecombe County public school teachers and then give priority to other public school professional staff or other employees. The BOE must use discretion to have occupancy sufficient to sustain the purposes of the act. The BOE has the authority to establish reasonable rents for the housing units and may charge below-market rates. The provision for affordable housing is to be considered an educational purpose under G.S. 105.278.7 and therefore exempt from taxation.

Any affordable housing units constructed under this act would not be exempt from compliance with applicable building codes, zoning ordinances, or other health and safety statutes, rules, or regulations.

EFFECTIVE DATE: The bill would be effective when it becomes law.

BACKGROUND: Similar types of legislation has been passed in recent years for the City of Asheville and the Asheville Board of Education, the Hertford County Board of Education, the Bertie County Board of Education, and the Dare County Board of Education.

Hirley Iorio, Committee Analyst to the House Education Subcommittee on Pre-School, Elementary and Secondary Education, and Wendy Graft Ray, Counsel to House Judiciary III substantially contributed to this summary.

H531-SMRQ-19(e1) v3

ATTACHMENT 6

**NORTH CAROLINA HOUSE OF REPRESENTATIVES
COMMITTEE MEETING NOTICE
AND
BILL SPONSOR NOTIFICATION
2009-2010 SESSION**

You are hereby notified that the Committee on **Education Subcommittee on Pre-School, Elementary and Secondary Education** will meet as follows:

DAY & DATE: Thursday, March 26, 2009

TIME: 11:00 am

LOCATION: 421 LOB

COMMENTS:

The following bills will be considered:

BILL NO.	SHORT TITLE	SPONSOR
HB 531	Affordable Housing for Teachers/Edgecombe Co.	Representative Tolson Representative Farmer-Butterfield

Respectfully,
Representative Cotham, Chair
Representative Parmon, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 15 o'clock on **March 24, 2009**.

- Principal Clerk
- Reading Clerk – House Chamber

Pat Christmas (Committee Assistant)

**EDUCATION SUB-COMMITTEE ON PRE-SCHOOL,
ELEMENTARY
AND SECONDARY EDUCATION**

**Thursday, April 16, 2009
Room 421 - Legislative Office Bldg. – 11:00 a.m.**

The Sub-Committee on Pre-School, Elementary and Secondary Education met on Thursday, April 16, 2009 at 11:00 a.m. in Room 421 of the Legislative Office Building. Representative Tricia Cotham, Chair presiding.

The following members were present: Representative Tricia Cotham, Chair; Representative Earline Parmon, Chair; Representative Curtis Blackwood; Representative Maggie Jeffus; Representative Edith Warren; Representative Laura Wiley; Representative Hugh Blackwell; Representative Susan Fisher; Representative Dale Folwell; Representative Rick Glazier; Representative Bryan Holloway; Representative Darren Jackson; Representative Ray Rapp; Representative Paul Stam and Representative Jane Whilden. Staff counsel present: Drupti Chauhan; Sara Kamprath and Dee Atkinson.

Representative Cotham called the meeting to order and welcomed the members, staff counsel, Sgt. At Arms staff and the pages who were serving the committee today.

Representative Cotham introduced Representative Rick Glazier who presented and explained the PROPOSED COMMITTEE SUBSTITUTE TO HB 952 which is AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMITTEE ON TEACHER COMPENSATION. (Attachment No.1) Representative Fisher moved the adoption of the PCS. Representative Stam offered an amendment on Page 1, Line 11 by rewriting the line to read: “The House of Representatives, two of which need to be of the minority party”; and on

Page 1, Line 11 by rewriting the line to read: "Senate, two of which must be of the minority party;" (Attachment No. 2) Representative Stam moved to give the PCS a favorable report, as amended, and unfavorable as to the original bill. The motion passed. (A copy of the bill, as amended, is attached to these minutes as No. 3)

The Chair introduced Representative Haire who explained HB 636 which is "AN ACT TO MODIFY THE SCHOOL CALENDAR LAW TO PERMIT SCHOOLS TO CONDUCT SCHEDULED STAFF DEVELOPMENT ON PROTECTED TEACHER WORKDAYS. (Attachment No. 4) Staff explained the PCS and then Representative Haire offered an amendment on Page 1, Lines 11, 13, and 26, by inserting "or emergency conditions" after the phrase "inclement weather" everywhere the phrase appears. (Attachment No. 5) The motion passed.

Representative Blackwell offered an amendment on Page 1, Line 10 by deleting the word "days" the first time the word appears substituting the word "weekdays". The motion passed. (Attachment No. 6) Representative Haire offered another amendment on Page 1, Line 5 by rewriting the line to read: "weather or emergency conditions and if additional make-up days are still needed, to use" The motion passed. (Attachment No. 7)

Representative Blackwood offered an amendment on Page 1, Lines 11-14 by deleting Lines 8 through 14 and on lines 2 through 6 by rewriting the lines to read: "of education to use up to 2 protected teacher workdays for make-up days due to inclement weather" and on lines 26-27 by rewriting the lines to read: "for make-up days due to school closing for inclement weather". The motion failed. (Attachment No. 8)

Cecil Banks, with the North Carolina Association of Educators, spoke briefly to the committee. He told the committee that NCAE approves the Proposed Committee Substitute. Evelyn Hawthorne who represents the Professional Educators of North Carolina, also spoke to the committee and said they approved the PCS.

Representative Glazier offered a technical amendment and moved for a favorable report for the PCS of HB 636 with amendments being rolled into the Proposed Committee Substitute. The motion passed.

There being no further business, the meeting adjourned at 11:50 a.m.

Respectfully submitted,



Representative Tricia Cotham, Chair


Rosa S. Kelley, Committee Assistant

(A copy of the Visitors Sheet is attached to these Minutes.)

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

D

HOUSE BILL 952
PROPOSED COMMITTEE SUBSTITUTE H952-CSRQ-14 [v.1]

4/13/2009 10:28:47 AM

Short Title: Study Merit-Based Components/Teacher Salary.

(Public)

Sponsors:

Referred to:

April 1, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMITTEE ON TEACHER
3 COMPENSATION.
4 The General Assembly of North Carolina enacts:
5 SECTION 1. There is created the Legislative Study Committee on Teacher
6 Compensation.
7 SECTION 2. The Committee shall consist of:
8 (1) Five members of the House of Representatives appointed by the Speaker of
9 the House of Representatives;
10 (2) Five members of the Senate appointed by the President Pro Tempore of the
11 Senate;
12 (3) Two representatives of the North Carolina Association of Educators, Inc.,
13 appointed by that organization;
14 (4) One representative of the North Carolina School Boards Association,
15 appointed by that organization;
16 (5) One representative of the Public School Forum of North Carolina, appointed
17 by that organization; and
18 (6) One representative of the North Carolina Association of School
19 Administrators, appointed by that organization.
20 SECTION 3. The Speaker of the House of Representatives shall designate one
21 representative as cochair, and the President Pro Tempore of the Senate shall designate one
22 senator as cochair. Vacancies on the Committee shall be filled by the same appointing authority
23 that made the initial appointment. A quorum of the Committee shall be a majority of its
24 members.
25 SECTION 4. The Committee shall study the current teacher compensation system
26 in North Carolina and shall consider whether the system should include additional merit-based
27 components.
28 SECTION 5. Members of the Committee shall receive per diem, subsistence, and
29 travel allowances in accordance with G.S. 120-3.1, 138-5, or 138-6, as appropriate. The
30 Committee, while in the discharge of its official duties, may exercise all powers provided for
31 under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The Committee may meet at any
32 time upon the joint call of the cochairs. The Committee may meet in the Legislative Building or
33 the Legislative Office Building.

1 With approval of the Legislative Services Commission, the Legislative Services
2 Officer shall assign professional staff to assist the Committee in its work. The House of
3 Representatives' and the Senate's Directors of Legislative Assistants shall assign clerical staff to
4 the Committee, and the expenses relating to the clerical employees shall be borne by the
5 Committee. The Committee may contract for professional, clerical, or consultant services as
6 provided by G.S. 120-32.02. If the Committee hires a consultant, the consultant shall not be a
7 State employee or a person currently under contract with the State to provide services.

8 All State departments and agencies and local governments and their subdivisions
9 shall furnish the Committee with any information in their possession or available to them.

10 **SECTION 6.** The Committee shall report the results of its study and its
11 recommendations to the 2010 Regular Session of the 2009 General Assembly. The Committee
12 shall terminate on May 1, 2010, or upon the filing of its final report, whichever occurs first.

13 **SECTION 7.** This act becomes effective July 1, 2009.



HOUSE BILL 952: Study Merit-Based Components/Teacher Salary

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	April 16, 2009
Introduced by:	Reps. Glazier, McLawhorn, Rapp, M. Alexander	Prepared by:	Drupti Chauhan Committee Counsel
Analysis of:	PCS to First Edition H952-CSRQ-14		

SUMMARY: *House Bill 952 would create a Legislative Study Committee (Committee) on Teacher Compensation.*

The Proposed Committee Substitute makes technical changes and would:

- *Add that a quorum of the Committee would be a majority of its members.*
- *Add that members of the Committee would receive a per diem, subsistence, and travel allowances in accordance with G.S. 120-3.1, 138-5, or 138-6.*
- *Provide for a termination date for the Committee.*

BILL ANALYSIS: The PCS for House Bill 952 creates the Legislative Study Committee on Teacher Compensation (Committee). The Committee would consist of 15 members with 5 members appointed by the Speaker of the House of Representatives, 5 members appointed by the President Pro Tempore of the Senate, 2 representatives of the North Carolina Association of Educators, 1 representative of the North Carolina School Boards Association, 1 representative of the Public School Forum of North Carolina, and 1 representative of the North Carolina Association of School Administrators.

The Committee would study the current teacher compensation system in the State and must consider whether the system should include additional merit-based components.

The Committee must report the results of its study and any recommendations to the 2010 Regular Session of the 2009 General Assembly. The Committee would terminate on May 1, 2010 or upon the filing of its final report, whichever occurs first.

The bill is serially referred to the Committee on Rules, Calendar, and Operations of the House.

EFFECTIVE DATE: The bill would become effective July 1, 2009.

H952-SMRQ-32(CSRQ-14) v1

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Attach. No. 2

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 952

DATE 4/16/09

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE H952-CR02-14 (v. 1)

(to be filled in by
Principal Clerk)

Rep.) Starr
Sen.) _____

1 moves to amend the bill on page 1, line 9

2 () WHICH CHANGES THE TITLE

3 by by rewriting the line to read:

4 "the House of Representatives, two of which must be of the
5 minority party"; ✓

6 _____

7 on pg. 1, line 11

8 by rewriting the line to read:

9 "Senate, two of which must be of the minority party;"

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SIGNED Starr

ADOPTED _____ FAILED _____ TABLED _____

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

2

HOUSE BILL 952
Committee Substitute Favorable 4/16/09

Short Title: Study Merit-Based Components/Teacher Salary. (Public)

Sponsors:

Referred to:

April 1, 2009

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A BILL TO BE ENTITLED
AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMITTEE ON TEACHER
COMPENSATION.

The General Assembly of North Carolina enacts:

SECTION 1. There is created the Legislative Study Committee on Teacher Compensation.

SECTION 2. The Committee shall consist of:

- (1) Five members of the House of Representatives appointed by the Speaker of the House of Representatives, two of which must be of the minority party;
- (2) Five members of the Senate appointed by the President Pro Tempore of the Senate, two of which must be of the minority party;
- (3) Two representatives of the North Carolina Association of Educators, Inc., appointed by that organization;
- (4) One representative of the North Carolina School Boards Association, appointed by that organization;
- (5) One representative of the Public School Forum of North Carolina, appointed by that organization; and
- (6) One representative of the North Carolina Association of School Administrators, appointed by that organization.

SECTION 3. The Speaker of the House of Representatives shall designate one representative as cochair, and the President Pro Tempore of the Senate shall designate one senator as cochair. Vacancies on the Committee shall be filled by the same appointing authority that made the initial appointment. A quorum of the Committee shall be a majority of its members.

SECTION 4. The Committee shall study the current teacher compensation system in North Carolina and shall consider whether the system should include additional merit-based components.

SECTION 5. Members of the Committee shall receive per diem, subsistence, and travel allowances in accordance with G.S. 120-3.1, 138-5, or 138-6, as appropriate. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The Committee may meet at any time upon the joint call of the cochairs. The Committee may meet in the Legislative Building or the Legislative Office Building.

With approval of the Legislative Services Commission, the Legislative Services Officer shall assign professional staff to assist the Committee in its work. The House of Representatives' and the Senate's Directors of Legislative Assistants shall assign clerical staff to the Committee, and the expenses relating to the clerical employees shall be borne by the



1 Committee. The Committee may contract for professional, clerical, or consultant services as
2 provided by G.S. 120-32.02. If the Committee hires a consultant, the consultant shall not be a
3 State employee or a person currently under contract with the State to provide services.

4 All State departments and agencies and local governments and their subdivisions
5 shall furnish the Committee with any information in their possession or available to them.

6 **SECTION 6.** The Committee shall report the results of its study and its
7 recommendations to the 2010 Regular Session of the 2009 General Assembly. The Committee
8 shall terminate on May 1, 2010, or upon the filing of its final report, whichever occurs first.

9 **SECTION 7.** This act becomes effective July 1, 2009.



HOUSE BILL 952: Study Merit-Based Components/Teacher Salary

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	April 16, 2009
Introduced by:	Reps. Glazier, McLawhorn, Rapp, M. Alexander	Prepared by:	Drupti Chauhan Committee Counsel
Analysis of:	PCS to First Edition H952-CSRQ-14		

SUMMARY: *House Bill 952 would create a Legislative Study Committee (Committee) on Teacher Compensation.*

The Proposed Committee Substitute makes technical changes and would:

- *Add that a quorum of the Committee would be a majority of its members.*
- *Add that members of the Committee would receive a per diem, subsistence, and travel allowances in accordance with G.S. 120-3.1, 138-5, or 138-6.*
- *Provide for a termination date for the Committee.*

BILL ANALYSIS: The PCS for House Bill 952 creates the Legislative Study Committee on Teacher Compensation (Committee). The Committee would consist of 15 members with 5 members appointed by the Speaker of the House of Representatives, 5 members appointed by the President Pro Tempore of the Senate, 2 representatives of the North Carolina Association of Educators, 1 representative of the North Carolina School Boards Association, 1 representative of the Public School Forum of North Carolina, and 1 representative of the North Carolina Association of School Administrators.

The Committee would study the current teacher compensation system in the State and must consider whether the system should include additional merit-based components.

The Committee must report the results of its study and any recommendations to the 2010 Regular Session of the 2009 General Assembly. The Committee would terminate on May 1, 2010 or upon the filing of its final report, whichever occurs first.

The bill is serially referred to the Committee on Rules, Calendar, and Operations of the House.

EFFECTIVE DATE: The bill would become effective July 1, 2009.

H952-SMRQ-32(CSRQ-14) v1

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

2

HOUSE BILL 636
Committee Substitute Favorable 4/16/09

Short Title: Sch Cal. Changes for Inclem. Weather/Em Cond.

(Public)

Sponsors:

Referred to:

March 18, 2009

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE SCHOOL CALENDAR LAW TO ALLOW LOCAL BOARDS OF EDUCATION TO EXTEND THE CLOSING DATE FOR STUDENTS BY THREE DAYS UNTIL JUNE 13 TO PROVIDE FOR MAKEUP DAYS DUE TO INCLEMENT WEATHER OR EMERGENCY CONDITIONS AND IF ADDITIONAL MAKEUP DAYS ARE STILL NEEDED, TO USE UP TO TWO PROTECTED TEACHER WORKDAYS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-84.2 is amended by adding a new subsection to read:

"(f) Notwithstanding subsection (d) of this section, if the school calendar does not include sufficient weekdays to accommodate makeup days due to school closings for inclement weather or emergency conditions, a local board of education may extend the closing date for students by up to three additional days to June 13. If additional days are still needed for makeup days due to school closings for inclement weather or emergency conditions, a local board of education may use up to two protected teacher workdays under subdivision (4) of subsection (a) of this section."

SECTION 2. G.S. 115C-84.2(a)(4) reads as rewritten:

"(a) School Calendar. – Each local board of education shall adopt a school calendar consisting of 215 days all of which shall fall within the fiscal year. A school calendar shall include the following:

...
(4) Five days, as designated by the local board, for use as teacher workdays. These days shall be protected to allow teachers to complete instructional and classroom administrative duties. The local school administrative unit shall not impose any additional tasks on these days. The local board shall schedule one of these days at the beginning of the school year and one at the end of each academic ~~quarter~~-quarter. Up to two of these days may be used for makeup days due to school closings for inclement weather or emergency conditions as provided in subsection (f) of this section."

SECTION 3. This act is effective when it becomes law and applies beginning with the 2009-2010 school year.



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

Attach. No. 5

EDITION No. _____

H. B. No. 636

DATE _____

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE H 636 - CSRD - 17 CV - 37

(to be filled in by
Principal Clerk)

Rep.) Haire
Sen.) _____

1 moves to amend the bill on page 1, line 11, 13, + 26

2 () WHICH CHANGES THE TITLE

3 by inserting "or emergency conditions" after the ~~the~~ phrase
4 "inclement weather" everywhere the phrase appears.

5 _____

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SIGNED [Signature]

ADOPTED FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

Attach. No. 6

EDITION No. _____

H. B. No. 636

DATE _____

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE 636-CS26-17 [v.3]

(to be filled in by
Principal Clerk)

Rep.) Blackwell
Sen.) _____

- 1 moves to amend the bill on page 1 line 10
- 2 () WHICH CHANGES THE TITLE
- 3 by deleting the word "days" & the 1st time the word appears
- 4 substituting the word "weekdays"
- 5 _____
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- 19 _____

SIGNED [Signature]

ADOPTED FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

Attach. No. 7

EDITION No. _____

H. B. No. _____

DATE 4/16/07

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE HB36-CSRQ-17 CV.37

(to be filled in by
Principal Clerk)

Rep.) _____
) Haire
Sen.) _____

1 moves to amend the bill on page 1, line 5

2 () WHICH CHANGES THE TITLE

3 by striking the line to read:

4 WEATHER OR EMERGENCY CONDITIONS AND IF

5 ADDITIONAL MAKE UP DAYS ARE STILL NEEDED,

6 TO USE"

7 _____

8 _____

9 _____

10 _____

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12 _____

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SIGNED [Signature]

ADOPTED _____

FAILED _____

TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

Attach. No. 8

EDITION No. _____

H. B. No. 636

DATE 4/16/09

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE H636-CSRO-MCV.3

(to be filled in by
Principal Clerk)

Rep.) Blackwood
Sen.) _____

1 moves to amend the bill on page 1, line 3 11-14

2 () WHICH CHANGES THE TITLE

3 by ~~rewriting the lines to read:~~

4 ~~"weather, a local board of education may use up to~~
5 ~~two protected teacher workdays under subsection (4)~~
6 ~~of subsection (a) of this Section"~~

3 by deleting lines 8-14 & on

9 lines 2-6 by rewriting the lines to read:

10 "OF EDUCATION TO USE UP TO 2 Protected Teacher Workdays

11 FOR MAKEUP DAYS DUE TO Inclement Weather" and

12 on lines 26-27 by rewriting the lines to read:

13 "for makeup days due to school closing for inclement

14 weather,

16 & Sections remembered accordingly

SIGNED L. Curtis Blackwood

ADOPTED _____ FAILED _____ TABLED _____

VISITOR REGISTRATION SHEET

Education - Subcomm. / Pre School

4/16/09

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Philip Lewis	Public School Forum
Emily Doyle	NCPAPA
Katherine W. Joyce	NCAASA
Don Hennen	WCPS
Conor Brockett	ncsba
Jesse Dingle	NC DPI
Chris Minard	State Bd of Ed
Jim Stegall	UCPS
Leanne Wynn	NCSBA
JOEL MAYNARD	CMS
Shirley J	DPI
Ann Muddock	Governor's office
Roz Savitt	NC Child Care Coalition

VISITOR REGISTRATION SHEET

Education - Subcommittee / Pre-School

4/16/09

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

NAME	FIRM OR AGENCY AND ADDRESS
<i>Evelyn Hawthorne</i>	<i>PENIC; CSNC</i>

MINUTES

HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY EDUCATION

Thursday, April 30, 2009

11:00 A.M.

Room 421, Legislative Office Building

The House Education Subcommittee on Pre-School, Elementary and Secondary Education met on Thursday, April 30, 2009, at 11:02 A. M. in Room 421, of the Legislative Office Building. Representative Earline Parmon, presiding Chair, called the meeting to order and welcomed everyone. She introduced the Pages, Sergeant-At-Arms and staff.

The following Committee members were present: Co-chairs; Representative Tricia Cotham and Representative Earline Parmon; Representatives Blackwell, Fisher, Glazier, Holloway, Jackson, Johnson, Rapp, Stam and Whilden. The Agenda (*Attachment 1*) and the Visitor Registration Sheet (*Attachment 2*) are attached hereto and incorporated into the minutes.

The meeting was called to order to consider the following bills:

HB 285 Salary Increase for Substitute Teachers

HB 707 Legislative Study of ABC Bonus Program

HB 717 Studies of High School Programs at Comm. Coll.

HB 901 Honors Courses in Health & P.E. Classes

HB 1032 Modify History and Geography Curricula

Representative Tarleton, bill sponsor, was called upon to explain **HB 285, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARY OF SUBSTITUTE TEACHERS WHO ARE CERTIFIED TEACHERS** (*Attachment 3*). The bill will increase the minimum pay for a substitute teacher with a teaching certificate from 65% to 66% of the daily pay rate of an entry-level teacher with an "A" certificate. The bill contains appropriations from the General Fund to the Department of Public Instruction of \$163,425 for each year of the biennium.

Representative Fisher moved for a favorable report as to the original bill and that the bill be re-referred to the Committee on Appropriations. The motion passed unanimously (*Attachment 5*).

The next bill to be considered was **HB707, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE ABC BONUS PROGRAM.**

An amendment to HB 707 was offered by Representative Yongue, bill sponsor. Representative Parmon moved that the amendment be adopted for discussion. The motion carried. Representative Blackwell was called upon to explain the amendment (*Attachment 8*). After discussion, Representative Rapp made a motion that the amendment be rolled into a proposed committee substitute bill (*Attachment 9*) and the committee gave the proposed committee substitute bill a favorable report, unfavorable as to the original bill and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House. The motion passed unanimously.

Representative Tarleton, bill sponsor, was called upon to explain **HB 717, A BILL TO BE ENTITLED AN ACT TO STUDY THE CONSOLIDATION OF THE GENERAL STATUTES AND ADMINISTRATIVE RULES PERTAINING TO HIGH SCHOOL PROGRAMS OFFERED AT COMMUNITY COLLEGES** (*Attachment 11*). The bill directs the Joint Legislative Education Oversight Committee to study consolidating the laws and administrative rules pertaining to high school programs offered at community colleges to facilitate program administration and ensure that the colleges receive appropriate funds to provide the programs. The high school programs offered at the community colleges include Huskins Bill courses, dual enrollment, Learn and Earn, Learn and Earn Online, and college transfer courses. The Committee shall report the study results to the 2010 Regular Session.

Representative Glazier moved for a favorable report as to the original bill and that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House. The motion was unanimously passed.

Representative Insko, bill sponsor, was called upon to explain **HB 901, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTH AND PHYSICAL EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL.**

Representative Insko offered an amendment to HB 901 and explained the changes to the bill. Representative Johnson moved that the amendment be adopted for discussion and the motion passed (*Attachments 14 & 15*). After discussion, Representative Fisher moved that the amendment to HB 901 be rolled into a committee substitute bill #2 (*Attachment 16*) and that committee substitute bill #2 be given a favorable report, which changes the title, and unfavorable to committee substitute bill #1 (*Attachment 17*). The motion passed unanimously.

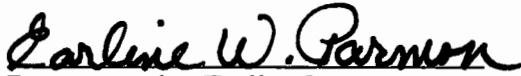
The final bill to be considered was **HB 1032, A BILL TO BE ENTITLED AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE**

PUBLIC SCHOOLS requiring one yearlong course on North Carolina history and geography in elementary school and one yearlong course on United States history in middle school.

A proposed committee substitute bill was offered by Representative Fisher for discussion and she moved for the adoption of the proposed committee substitute bill. The motion carried. Representative Jeffus explained the proposed committee substitute bill (*Attachment 20*) Representative Glazier offered an amendment to the proposed committee substitute bill (*Attachment 22*) and moved that the amendment be rolled into another committee substitute bill. The motion carried. Representative Cotham moved for a favorable as to the committee substitute bill, unfavorable as to the original. The motion carried (*Attachments 23 & 24*).

There being no further business, the meeting was adjourned at 11:48 A.M.

Respectfully submitted,



Representative Earline W. Parmon
Chairman



Pat Christmas
Committee Assistant

ATTACHMENTS:

- Attachment 1* Agenda
- Attachment 2, a, b, c* Visitor Registration
- Attachment 3* HB 285
- Attachment 4* HB 285 Bill Summary
- Attachment 5* HB 285 Subcommittee Report
- Attachment 6* HB 707
- Attachment 7* HB 707 Bill Summary
- Attachment 8* Amendment to HB 707
- Attachment 9* HB 707 Proposed Committee Substitute
- Attachment 10* HB 707 Subcommittee Report
- Attachment 11* HB 717
- Attachment 12* HB 717 Bill Summary
- Attachment 13* HB 717 Subcommittee Report
- Attachment 14* Amendment to HB 901
- Attachment 15* Amendment to HB 901
- Attachment 16* HB 901 Proposed Committee Substitute #2
- Attachment 17* HB 901 Committee Substitute #1
- Attachment 18* HB 901 Bill Summary
- Attachment 19* HB 901 Subcommittee Report
- Attachment 20* HB 1032 Proposed Committee Substitute
- Attachment 21* HB 1032 Bill Summary

Attachment 22 Amendment to HB 1032
Attachment 23 HB 1032 Proposed Committee Substitute
Attachment 24 HB 1032 Subcommittee Report
Attachment 25 Meeting Notice

ATTACHMENT 1

**EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND
SECONDARY EDUCATION**

Thursday, April 30, 2009

11:00 AM

Room 421, LOB

AGENDA

I. OPENING REMARKS AND INTRODUCTIONS

Representative Earline Parmon, Presiding Chair

II. AGENDA ITEMS

HB 285 Salary Increase for Substitute Teachers

HB 707 Legislative Study of ABC Bonus Program

HB 717 Study of High School Programs at Comm. Coll.

HB 901 Honors Courses in Health & P. E. Classes

HB 1032 Modify History and Geography Curricula

HB 1036 Self-Contained Special Ed/Grade Levels

III. ADJOURN

VISITOR REGISTRATION SHEET

HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY
AND SECONDARY EDUCATION

April 30, 2009

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Rebecca Garland	DPT
Chris Minard	State Bd of Ed.
Paula Collins	State Board of Education
Jo Ann Williford	DCR
Melanie Soles	DCR
Michael Hutson	MWC
JOEL MAMMAED	CRS
C. Brockett	wcsba.
Rebecca Trank	NCAAC
Gene Golusby	NCSC4
Duff Haran	WCPSS

VISITOR REGISTRATION SHEET

HOUSE EDUCATION SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY EDUCATION
April 30, 2009

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Patrick Menzies	Shadowing Representative Yongue
Ally Kristan	Shadowing Representative Yongue
Jinla Dumb	NCAE
Ron Morrow	NCAAHPERD
Greg Moore	NCAAHPERD
Ampt Hunt	NCTCDC
Trishana Jones	YAI0
Ann Maddock	Governor's Ofc
Whayd Theouse	NCPA PH
Eily Dyle	NCPA PH
Jim Stegall	UCPS

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

H

1

HOUSE BILL 285

Short Title: Salary Increase for Substitute Teachers. (Public)

Sponsors: Representatives Tarleton, McLawhorn, Jeffus, Wiley (Primary Sponsors); Blackwood, Faison, Farmer-Butterfield, Fisher, E. Floyd, Hughes, Johnson, Lucas, Luebke, Mackey, Moore, Parmon, Setzer, Spear, Wainwright, Womble, and Wray.

Referred to: Education, if favorable, Appropriations.

February 25, 2009

A BILL TO BE ENTITLED
AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARY OF SUBSTITUTE
TEACHERS WHO ARE CERTIFIED TEACHERS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-12(8) reads as rewritten:

"§ 115C-12. Powers and duties of the Board generally.

The general supervision and administration of the free public school system shall be vested in the State Board of Education. The State Board of Education shall establish policy for the system of free public schools, subject to laws enacted by the General Assembly. The powers and duties of the State Board of Education are defined as follows:

...

(8) Power to Make Provisions for Sick Leave and for Substitute Teachers. – The Board shall provide for sick leave with pay for all public school employees in accordance with the provisions of this Chapter and shall promulgate rules and regulations providing for necessary substitutes on account of sick leave and other teacher absences.

The minimum pay for a substitute teacher who holds a teaching certificate shall be ~~sixty-five percent (65%)~~ sixty-six percent (66%) of the daily pay rate of an entry-level teacher with an "A" certificate. The minimum pay for a substitute teacher who does not hold a teaching certificate shall be fifty percent (50%) of the daily pay rate of an entry-level teacher with an "A" certificate. The pay for noncertified substitutes shall not exceed the pay of certified substitutes.

Local boards may use State funds allocated for substitute teachers to hire full-time substitute teachers.

If a teacher assistant acts as a substitute teacher, the salary of the teacher assistant for the day shall be the same as the daily salary of an entry-level teacher with an "A" certificate."

SECTION 2. There is appropriated from the General Fund to the Department of Public Instruction the sum of one hundred sixty-three thousand four hundred twenty-five dollars (\$163,425) for the 2009-2010 fiscal year and the sum of one hundred sixty-three thousand four hundred twenty-five dollars (\$163,425) for the 2010-2011 fiscal year to implement the provisions of this act.

SECTION 3. This act becomes effective July 1, 2009.





ATTACHMENT 4

HOUSE BILL 285: Salary Increase for Substitute Teachers

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	April 29, 2009
Introduced by:	Reps. Tarleton, McLawhorn, Jeffus, Wiley	Prepared by:	Sara Kamprath Legislative Analyst
Analysis of:	First Edition		

SUMMARY: *House Bill 285 would increase the minimum salary paid to a substitute teacher with a teaching certificate. The bill includes an appropriation to implement the act.*

CURRENT LAW:

Currently, the minimum salary of a substitute teacher with a teaching certificate is 65% of the daily rate of an entry-level teacher with an "A" certificate.

BILL ANALYSIS: House Bill 285 would increase the minimum pay for a substitute teacher with a teaching certificate from 65% to 66% of the daily pay rate of an entry-level teacher with an "A" certificate.

The bill contains an appropriation from the General Fund to the Department of Public Instruction of \$163, 425 for each year of the biennium.

EFFECTIVE DATE:

The bill is effective July 1, 2009.

BACKGROUND:

According to the State Salary Manual 2008-2009, the minimum dollar amount for a licensed substitute teacher is \$90.

The bill has a serial referral to the Appropriations Committee.

H285-SMRJ-33(e1) v4

Minutes
4-30-09

ATTACHMENT 5

**2009 PERMANENT SUBCOMMITTEE REPORT
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Cotham, Parmon (Chairs) for the Education Subcommittee on Pre-School,
Elementary and Secondary Education.

Committee Substitute for

HB 285 A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE
THE SALARY OF SUBSTITUTE TEACHERS WHO ARE CERTIFIED TEACHERS.

WITH APPROVAL OF STANDING COMMITTEE CHAIR(S) FOR REPORT TO BE MADE
DIRECTLY TO THE FLOOR OF THE HOUSE:

Representative Bell, Lucas (Chairs) for the Standing Committee on Education.

s/ *Martin W. Lucas*

With a favorable report and recommendation that the bill be re-referred to the Committee on
APPROPRIATIONS.

(FOR JOURNAL USE ONLY)

_____ Pursuant to Rule 32(a), the bill/resolution is re-referred to the Committee on
_____.

_____ The bill/resolution is re-referred to the Committee on _____.

ATTACHMENT 6

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

1

HOUSE BILL 707

Short Title: Legislative Study of ABC Bonus Program. (Public)

Sponsors: Representatives Wilkins, Yongue, Glazier, Johnson (Primary Sponsors); K. Alexander, Allen, Bell, Blackwood, Brisson, Bryant, Cotham, Dickson, Faison, Fisher, E. Floyd, Haire, Hall, Harrison, Howard, Hughes, Hurley, Insko, Love, Lucas, Luebke, McGee, Rapp, Sager, Spear, Sutton, Tarleton, Tolson, E. Warren, Womble, and Wray.

Referred to: Education, if favorable, Rules, Calendar, and Operations of the House.

March 23, 2009

A BILL TO BE ENTITLED

AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT
COMMITTEE TO STUDY THE ABC BONUS PROGRAM.

The General Assembly of North Carolina enacts:

SECTION 1. The Joint Legislative Education Oversight Committee shall study the ABC Bonus Program. In the course of the study, the Committee shall consider (i) the current mechanism for determining which schools' employees are entitled to bonuses and (ii) any equities and inequities in the current program. The Committee shall report the results of this study to the General Assembly by March 31, 2010.

SECTION 2. This act is effective when it becomes law.



* H 7 0 7 - V - 1 *



ATTACHMENT 7

HOUSE BILL 707: Legislative Study of ABC Bonus Program

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	April 29, 2009
Introduced by:	Reps. Wilkins, Yongue, Glazier, Johnson	Prepared by:	Sara Kamprath
Analysis of:	First Edition		Legislative Analyst

SUMMARY: *House Bill 707 directs the Joint Legislative Education Oversight Commission to study the ABC Bonus Program. The bill has a serial referral to the Committee on Rules, Calendar, and Operations of the House.*

EFFECTIVE DATE: The act is effective when it becomes law.

BILL ANALYSIS: House Bill 707 directs the Joint Legislative Education Oversight Committee to consider:

- the current method for determining which school employees are entitled to bonuses
- any equities and inequities in the current program

The Committee shall report to the General Assembly no later than March 31, 2010.

CURRENT LAW:

In G.S. 115C-105.35, the State Board of Education was directed to design and implement an accountability system that sets annual performance goals to measure the growth of students in each school. The School-Based Management and Accountability Program, commonly referred to as the ABCs, shall focus on:

- (1) student performance in the basics of reading, math, and communication skills in elementary and middle schools
- (2) student courses required for graduation and other measures required by the State Board in high schools
- (3) hold schools accountable for educational growth of their students

Beginning with the 2004-2005 school year and at least every 5 years thereafter, the State Board shall evaluate the accountability system, and if needed, modify the testing standards to assure that the testing standards continue to reflect the level of performance necessary to be successful at the next grade or for more advanced study in the subject. The State Board shall include a "closing the achievement gap" component to measure and compare the performance of each subgroup in the school population.

G.S. 115C-105.36 provides that employees in schools achieving a level of expected growth greater than 100% are eligible for financial awards determined by the State Board of Education. "Personnel" includes principals, assistant principals, instructional personnel, instructional support personnel, and teacher assistants that (1) serve students in one or more K-12 grades or (2) are assigned to a public school pre-k program located within a public elementary school and prepares students for kindergarten.

House Bill 707

Page 2

BACKGROUND:

The ABCs began in the 1996-97 school year providing the state's first school-level accountability system for students in grades K-8. In 1997-98, the high school accountability model was added. Charter schools were included in the reporting for the first time in 1997-98. In 2006, significant change was made to the ABCs with the implementation of new growth formulas for the first time in 10 years.

In all schools that meet their High Growth standards, the certified staff members each receive up to \$1,500 and teacher assistants up to \$500. In all schools that meet their Expected Growth standards, the certified staff members each receive up to \$750 and teacher assistants receive up to \$375. The financial incentives are contingent on appropriations from the North Carolina General Assembly.

H707-SMRJ-44(e1) v1

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

ATTACHMENT 8

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 707

DATE 4/30/09

S. B. No. _____

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Blackwell
Sen.) _____

1 moves to amend the bill on page 1, line 7

2 () WHICH CHANGES THE TITLE

3 by by deleting "and (ii) any" + substituting
4 "(ii) the relationship of bonuses awarded to the
5 improvement of student performance and outcomes +
6 reduction in dropout rates, and (iii) any"

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED [Signature]

ADOPTED _____ FAILED _____ TABLED _____

ATTACHMENT 9

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

D

HOUSE BILL 707
PROPOSED COMMITTEE SUBSTITUTE H707-PCS10905-RJ-17

Short Title: Legislative Study of ABC Bonus Program.

(Public)

Sponsors:

Referred to:

March 23, 2009

1 A BILL TO BE ENTITLED
2 AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT
3 COMMITTEE TO STUDY THE ABC BONUS PROGRAM.
4 The General Assembly of North Carolina enacts:
5 SECTION 1. The Joint Legislative Education Oversight Committee shall study the
6 ABC Bonus Program. In the course of the study, the Committee shall consider (i) the current
7 mechanism for determining which schools' employees are entitled to bonuses, (ii) the
8 relationship of bonuses awarded to the improvement of student performance and outcomes and
9 reduction in dropout rates, and (iii) any equities and inequities in the current program. The
10 Committee shall report the results of this study to the General Assembly by March 31, 2010.
11 SECTION 2. This act is effective when it becomes law.



ATTACHMENT 10

2009 PERMANENT SUBCOMMITTEE REPORT
HOUSE OF REPRESENTATIVES

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE
The following report(s) from permanent sub committee(s) is/are presented:

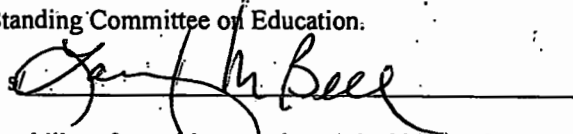
By Representative(s) Cotham, Parmon (Chairs) for the Education Subcommittee on Pre-School,
Elementary and Secondary Education.

Committee Substitute for

HB 707 A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE
EDUCATION OVERSIGHT COMMITTEE TO STUDY THE ABC BONUS PROGRAM.

WITH APPROVAL OF STANDING COMMITTEE CHAIR(S) FOR REPORT TO BE MADE
DIRECTLY TO THE FLOOR OF THE HOUSE:

Representative Bell, Lucas (Chairs) for the Standing Committee on Education.



With a favorable report as to the committee substitute bill, unfavorable as to the original bill, and
recommendation that the committee substitute bill be re-referred to the Committee on RULES,
CALENDAR, AND OPERATIONS OF THE HOUSE.

(FOR JOURNAL USE ONLY)

_____ Pursuant to Rule 32(a), the bill/resolution is re-referred to the Committee on
_____.

_____ Pursuant to Rule 36(b), the (House/Senate) committee substitute bill/(joint)
resolution (No. _____) is placed on the Calendar of _____. (The original bill resolution
No. _____) is placed on the Unfavorable Calendar.

_____ The (House) committee substitute bill/(joint) resolution (No. _____) is re-referred to
the Committee on _____. (The original bill/resolution) (House/Senate Committee Substitute
Bill/(Joint) resolution No. _____) is placed on the Unfavorable Calendar.

ATTACHMENT 11
GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

1

HOUSE BILL 717*

Short Title: Study of High School Programs at Comm. Coll. (Public)

Sponsors: Representatives Tarleton; Bell, E. Floyd, Glazier, Harrison, Hughes, and Lucas.

Referred to: Education, if favorable, Rules, Calendar, and Operations of the House.

March 23, 2009

A BILL TO BE ENTITLED

1 AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT
2 COMMITTEE TO STUDY THE CONSOLIDATION OF THE GENERAL STATUTES
3 AND ADMINISTRATIVE RULES PERTAINING TO HIGH SCHOOL PROGRAMS
4 OFFERED AT COMMUNITY COLLEGES.
5

6 Whereas, the North Carolina Community College System currently offers myriad
7 programs to high school students; and

8 Whereas, over 34,000 students participated in these programs, such as Huskins Bill
9 courses, dual enrollment, Learn and Earn, Learn and Earn Online, and college transfer courses,
10 in 2007-2008; and

11 Whereas, it is up to the individual community college to determine the appropriate
12 coding and classification of these high school students to determine reimbursement amounts
13 from either the North Carolina Department of Public Instruction or through the generation of
14 regular FTE; and

15 Whereas, high school students may participate in one or more of these programs
16 simultaneously, making administration of payments and coding of these students problematic;
17 and

18 Whereas, the North Carolina Association of Community College Presidents strongly
19 supports a review of the statutes and rules governing high school programs in order to ensure
20 consistency in administration; Now, therefore,

21 The General Assembly of North Carolina enacts:

22 **SECTION 1.** The Joint Legislative Education Oversight Committee shall study the
23 consolidation of the General Statutes and administrative rules pertaining to high school
24 programs offered at community colleges, including Huskins Bill courses, dual enrollment,
25 Learn and Earn, Learn and Earn Online, and college transfer courses, to facilitate consistency
26 in administration of these programs among colleges and to ensure that revenues are
27 appropriately received by the colleges to fulfill their responsibility in providing these programs
28 to high school students. The Committee shall report the results of its study to the 2010 Regular
29 Session of the 2009 General Assembly.

30 **SECTION 2.** This act is effective when it becomes law.





ATTACHMENT 12

HOUSE BILL 717: Study of High School Programs at Comm. Coll

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	April 29, 2009
Introduced by:	Rep. Tarleton	Prepared by:	Sara Kamprath Legislative Analyst
Analysis of:	First Edition		

SUMMARY: *House Bill 717 directs the Joint Legislative Education Oversight Committee (Committee) to study consolidating the laws and administrative rules pertaining to high school programs offered at community colleges to facilitate program administration and ensure that the colleges receive appropriate funds to provide the programs. The high school programs offered at the community colleges include Huskins Bill courses, dual enrollment, Learn and Earn, Learn and Earn Online, and college transfer courses. The Committee shall report the study results to the 2010 Regular Session.*

The bill has a serial referral to the House Committee on Rules, Calendar, and Operations of the House.

[As introduced, this bill was identical to S644, as introduced by Sen. Swindell, which is currently in Rules and Operations of the Senate.]

EFFECTIVE DATE: The bill is effective when it becomes law.

BACKGROUND:

The Huskins Program provides tuition-free, fully transferable college-level courses on high school campuses. Other programs enable high school students to enroll in community college classes offered on the college campus or through distance learning.

H717-SMRJ-32(e1) v2

*Rep. Parmon
minutes
4-30-09*

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE

The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Cotham, Parmon (Chairs) for the Education Subcommittee on Pre-School, Elementary and Secondary Education.

Committee Substitute for

HB 717 A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE CONSOLIDATION OF THE GENERAL STATUTES AND ADMINISTRATIVE RULES PERTAINING TO HIGH SCHOOL PROGRAMS OFFERED AT COMMUNITY COLLEGES.

WITH APPROVAL OF STANDING COMMITTEE CHAIR(S) FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Representative Bell, Lucas (Chairs) for the Standing Committee on Education.

sl. Marvin W. Lucas

With a favorable report and recommendation that the bill be re-referred to the Committee on RULES, CALENDAR, AND OPERATIONS OF THE HOUSE.

(FOR JOURNAL USE ONLY)

_____ Pursuant to Rule 32(a), the bill/resolution is re-referred to the Committee on _____

_____ The bill/resolution is re-referred to the Committee on _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

ATTACHMENT 14

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

DATE _____

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE 901

(to be filled in by
Principal Clerk)

Rep.) _____

Sen.) _____

1 moves to amend the bill on page 1, line 3-4

2 () WHICH CHANGES THE TITLE

3 by ~~deleting~~ the phrase HEALTH AND PHYSICAL and
4 by substituting the phrase "HEALTHFUL Living"

5
6 and on page 1, line 8: by deleting ^{the phrase} "Health and ~~Physical~~
7 "Physical" and substituting the phrase "
8 "Healthful Living"

9
10 and on page 1, line 10, by deleting the phrase Health

11

12

13

14

15

16

17

18

19

SIGNED Laura Y. Wiley

ADOPTED FAILED _____ TABLED _____

HB 901

ATTACHMENT 15

MOVES TO AMEND THE BILL ON PAGE 1 LINES 3-4. BY DELETING THE PHRASE "HEALTH AND PHYSICAL" AND BY SUBSTITUTING THE PHRASE "HELPFUL LIVING"

MOVES TO AMEND THE BILL ON PAGE 1 LINE 8 BY DELETING THE PHRASE "HEALTH AND PHYSICAL" AND BY SUBSTITUTING THE PHRASE "HELPFUL LIVING"

MOVES TO AMEND THE BILL ON PAGE 1 LINE 10 BY DELETING THE PHRASE "HEALTH AND PHYSICAL" AND BY SUBSTITUTING THE PHRASE "HELPFUL LIVING"

ATTACHMENT 16

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

D

HOUSE BILL 901
Committee Substitute Favorable 4/13/09
PROPOSED COMMITTEE SUBSTITUTE H901-PCSS0625-RJ-18

Short Title: Honors Courses in Healthful Living Classes.

(Public)

Sponsors:

Referred to:

March 31, 2009

A BILL TO BE ENTITLED

AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTHFUL LIVING EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-81 is amended by adding a new subsection to read:

"(e2) Honors-Level Courses in Healthful Living Education to be Developed and Administered. – The State Board of Education shall develop or identify academically rigorous honors-level courses in healthful living education that can be offered at the high school level. These honors-level courses shall be more rigorous than standard-level courses, include advanced content, provide multiple opportunities for students to take greater responsibility for their learning, and require higher quality work from the students than standard courses."

SECTION 2. This act is effective when it becomes law.



ATTACHMENT 17
GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

2

HOUSE BILL 901
Committee Substitute Favorable 4/13/09

Short Title: Honors Courses in Health & P.E. Classes.

(Public)

Sponsors:

Referred to:

March 31, 2009

A BILL TO BE ENTITLED

1 AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR
2 IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTH
3 AND PHYSICAL EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL
4 LEVEL.
5

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 115C-81 is amended by adding a new subsection to read:

8 "(e2) Honors-Level Courses in Health and Physical Education to be Developed and
9 Administered. – The State Board of Education shall develop or identify academically rigorous
10 honors-level courses in health education and physical education that can be offered at the high
11 school level. These honors-level courses shall be more rigorous than standard-level courses,
12 include advanced content, provide multiple opportunities for students to take greater
13 responsibility for their learning, and require higher quality work from the students than
14 standard courses."

15 **SECTION 2.** This act is effective when it becomes law.



* H 9 0 1 - V - 2 *



HOUSE BILL 901: Honors Courses in Health & P.E. Classes

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	April 29, 2009
Introduced by:	Reps. Insko, Farmer-Butterfield	Prepared by:	Sara Kamprath*
Analysis of:	Second Edition		Legislative Analyst

SUMMARY: *House Bill 901 allows the State Board of Education to develop or identify academically rigorous honors-level health and physical education courses that may be offered in high school.*

CURRENT LAW:

Chapter 115C, Article 8, Part 1 outlines the Courses of Study for public schools.

G.S. 115C-81 outlines the Basic Education Program.

BILL ANALYSIS:

House Bill 901 amends Chapter 115C to require the State Board of Education to develop or identify academically rigorous honors-level health education and physical education courses.

The courses are required to:

- Be more challenging than standard-level courses.
- Include advanced content.
- Provide multiple opportunities for students to take greater responsibility for their learning.
- Require higher quality work from the students than standard courses.

EFFECTIVE DATE:

House Bill 901 would become effective when it becomes law.

BACKGROUND:

The January 15, 2009, Report to the Joint Legislative Education Oversight Committee from the Task Force on Preventing Childhood Obesity contained the Recommendation, Rationale/Overall Justification, and Budget information. An excerpt from the report has been provided below.

#3 The N.C. State Board of Education should encourage the N.C. Department of Public Instruction to develop or identify academically rigorous honors-level courses in health and/or physical education that can be offered at the high school level.

Rationale/Overall Justification:

In order to maximize their GPA, some high school students avoid courses which are not required and do not allow them to gain honors credit. This is the case with courses offered in health, physical education, and/or Healthful Living Education in North Carolina. To avoid this missed opportunity, honors courses in health and/or physical education should be developed and conducted to demand more challenging involvement than standard level courses.

House Bill 901

Page 2

Healthful Living Honors Courses could be geared to assist students in a future career in the following areas:

- Exercise Physiologist
- Nutritionist/Registered Dietitian
- Epidemiologist
- Public Health Educator
- Sports Medicine/ Athletic Trainer
- Sports Psychologist
- Sport Sociologist
- Strength and Conditioning Specialist
- Personal Fitness Trainer
- Cardiac Rehabilitation Specialist
- Teachers of Physical Education
- Physical Therapist
- Occupational Therapist
- Human Kinetics Specialist
- Corporate Fitness Specialist
- Sport Management and Administration
- Teachers of Health Education
- Community/Commercial Recreation Director

Honors courses that are developed will be more challenging than standard-level courses and provide multiple opportunities for students to take greater responsibility for their learning. Honors courses should be distinguished by a difference in the quality of student work expected rather than merely by the quantity of the work required.

Budget: None

**Theresa Matula, Legislative Analyst, contributed significantly to this summary.*

H901-SMRJ-43(e2) v1

minutes

ATTACHMENT 19

**2009 PERMANENT SUBCOMMITTEE REPORT
HOUSE OF REPRESENTATIVES**

FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Cotham, Parmon (Chairs) for the Education Subcommittee on Pre-School, Elementary and Secondary Education.

Committee Substitute for

HB 901 A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP OR IDENTIFY ACADEMICALLY RIGOROUS HONORS-LEVEL COURSES IN HEALTH AND PHYSICAL EDUCATION THAT CAN BE OFFERED AT THE HIGH SCHOOL LEVEL.

WITH APPROVAL OF STANDING COMMITTEE CHAIR(S) FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Representative Bell, Lucas (Chairs) for the Standing Committee on Education.

Lucas M. Bell

With a favorable report as to committee substitute bill 2, which changes the title, unfavorable as to Committee Substitute Bill 1,

(FOR JOURNAL USE ONLY)

_____ Pursuant to Rule 32(a), the bill/resolution is re-referred to the Committee on _____.

_____ Pursuant to Rule 36(b), the (House/Senate) committee substitute bill/(joint) resolution (No. _____) is placed on the Calendar of _____. (The original bill resolution No. _____) is placed on the Unfavorable Calendar.

_____ The (House) committee substitute bill/(joint) resolution (No. _____) is re-referred to the Committee on _____. (The original bill/resolution) (House/Senate Committee Substitute Bill/(Joint) resolution No. _____) is placed on the Unfavorable Calendar.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

D

HOUSE BILL 1032
PROPOSED COMMITTEE SUBSTITUTE H1032-CSRQ-22 [v.1]

4/29/2009 11:39:53 AM

Short Title: Modify History and Geography Curricula.

(Public)

Sponsors:

Referred to:

April 6, 2009

A BILL TO BE ENTITLED

AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE
PUBLIC SCHOOLS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-81(b1) reads as rewritten:

"(b1) Both the standard course of study and the Basic Education Program shall include the requirement that the public schools provide to all students ~~two yearlong courses of instruction on North Carolina history and geography. One yearlong course of instruction shall be provided in elementary school, and one yearlong course of instruction shall be provided in middle school.~~ one yearlong course of instruction on North Carolina history and geography in elementary school and one combined yearlong course of instruction on United States history and North Carolina history in middle school. ~~Each~~The course of instruction shall include contributions to the history and geography of the State and the nation by the racial and ethnic groups that have contributed to the development and diversity of the ~~State.~~State and nation. ~~Each course of instruction may include up to four weeks of instruction relating to the local area in which the students reside."~~

SECTION 2. This act is effective when it becomes law and applies beginning with the 2010-2011 school year.





ATTACHMENT 21

HOUSE BILL 1032: Modify History and Geography Curricula

2009-2010 General Assembly

Committee:	House Assigned To Education Subcommittee on Pre-School, Elementary and Secondary Education	Date:	April 30, 2009
Introduced by:	Reps. Jeffus, Lucas, Bell, Rapp	Prepared by:	Drupti Chauhan Committee Counsel
Analysis of:	PCS to First Edition H1032-CSRQ-22		

SUMMARY: *House Bill 1032 would modify the history and geography curricula at the elementary and middle school level by requiring one yearlong course on North Carolina history and geography in elementary school and one yearlong course on United States history in middle school.*

The Proposed Committee Substitute (PCS) would amend the bill to require the course in middle school to be a combined yearlong course on United States history and North Carolina history.

CURRENT LAW: The Basic Education Program is set forth in G.S. 115C-81 and it describes the education program to be offered to children in the public schools of the State. It has been implemented as funding has allowed. G.S. 115C-81(b1) mandates that both the Basic Education Program and the standard course of study adopted by the State Board of Education must include the requirement that all students must be provided with two yearlong courses of instruction on North Carolina history and geography. One yearlong course must in elementary school and the other must be in middle school. Each course must include contributions to the history and geography of the State by the racial and ethnic groups that have contributed to the development and diversity of the State. In addition, each course of instruction can include up to four weeks of instruction related to the local area in which the students reside. The current standard course of study in social studies provides that the courses North Carolina geography and history be offered in grade 4 at the elementary school level and in grade 8 at the middle school level. United States history is offered in grade 5 and at the high school level.

BILL ANALYSIS: The PCS for House Bill 1032 would modify the history and geography curricula by requiring that all students be provided with one yearlong course of instruction on North Carolina history and geography in elementary school and one combined yearlong course of instruction on United States history and North Carolina history in middle school. The course of instruction must include contributions to the history and geography of the State and nation by the racial and ethnic groups that have contributed to the development and diversity of the State and nation.

The provision that allows the course of instruction on North Carolina history and geography to include up to four weeks of instruction related to the local area in which the students reside would be deleted.

EFFECTIVE DATE: The bill would become effective when it becomes law and applies with the beginning of the 2010-2011 school year.

BACKGROUND: The North Carolina Social Studies Standard Course of Study was last updated in 2006 according to the Department of Public Instruction. As a part of the Department's new Standards Project, the Standard Course of Study for Social Studies will be updated again beginning in the fall of 2009. As a part of its review, the Department believed that students needed more United States history before high school.

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1032-CR-28

DATE _____

S. B. No. _____

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

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

2 () WHICH CHANGES THE TITLE

3 by deleting the word "contained" and on line

4 12 by deleting the following "and NC history in
5 middle school" and

6 substituting "with NC history integrated,
7 where practicable"

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

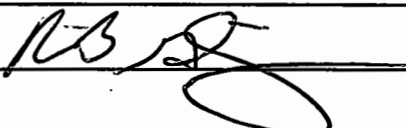
15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED 

ADOPTED _____ FAILED _____ TABLED _____

minutes
4-30-09
1

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

D

HOUSE BILL 1032
PROPOSED COMMITTEE SUBSTITUTE H1032-PCS10906-RQ-22

Short Title: Modify History and Geography Curricula.

(Public)

Sponsors:

Referred to:

April 6, 2009

1 A BILL TO BE ENTITLED
2 AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE
3 PUBLIC SCHOOLS.
4 The General Assembly of North Carolina enacts:
5 SECTION 1. G.S. 115C-81(b1) reads as rewritten:
6 "(b1) Both the standard course of study and the Basic Education Program shall include the
7 requirement that the public schools provide to all students ~~two yearlong courses of instruction~~
8 ~~on North Carolina history and geography. One yearlong course of instruction shall be provided~~
9 ~~in elementary school, and one yearlong course of instruction shall be provided in middle~~
10 ~~school. one yearlong course of instruction on North Carolina history and geography in~~
11 ~~elementary school and one yearlong course of instruction on United States history with North~~
12 ~~Carolina history integrated where practicable. Each~~ The course of instruction shall include
13 contributions to the history and geography of the State and the nation by the racial and ethnic
14 groups that have contributed to the development and diversity of the State. State and nation.
15 ~~Each course of instruction may include up to four weeks of instruction relating to the local area~~
16 ~~in which the students reside."~~
17 SECTION 2. This act is effective when it becomes law and applies beginning with
18 the 2010-2011 school year.



minutes
4-30-09

**2009 PERMANENT SUBCOMMITTEE REPORT
HOUSE OF REPRESENTATIVES**

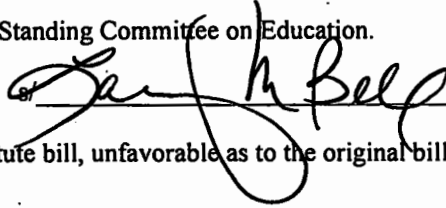
FOR RECOMMENDING BILLS TO STANDING COMMITTEE OR TO THE FLOOR OF THE HOUSE
The following report(s) from permanent sub committee(s) is/are presented:

By Representative(s) Cotham, Parmon (Chairs) for the Education Subcommittee on Pre-School, Elementary and Secondary Education.

Committee Substitute for
HB 1032 A BILL TO BE ENTITLED AN ACT MODIFYING THE HISTORY AND GEOGRAPHY CURRICULA IN THE PUBLIC SCHOOLS.

WITH APPROVAL OF STANDING COMMITTEE CHAIR(S) FOR REPORT TO BE MADE DIRECTLY TO THE FLOOR OF THE HOUSE:

Representative Bell, Lucas (Chairs) for the Standing Committee on Education.



With a favorable report as to the committee substitute bill, unfavorable as to the original bill.

(FOR JOURNAL USE ONLY)

_____ Pursuant to Rule 32(a), the bill/resolution is re-referred to the Committee on _____.

_____ The (House) committee substitute bill/(joint) resolution (No. ____) is re-referred to the Committee on _____. (The original bill/resolution) (House/Senate Committee Substitute Bill/(Joint) resolution No. ____) is placed on the Unfavorable Calendar.

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

ATTACHMENT 25

**NORTH CAROLINA HOUSE OF REPRESENTATIVES
COMMITTEE MEETING NOTICE
AND
BILL SPONSOR NOTIFICATION
2009-2010 SESSION**

You are hereby notified that the Committee on **Education Subcommittee on Pre-School, Elementary and Secondary Education** will meet as follows:

DAY & DATE: Thursday, April 30, 2009

TIME: 11:00 am

LOCATION: 421 LOB

COMMENTS:

The following bills will be considered:

BILL NO.	SHORT TITLE	SPONSOR
HB 285	Salary Increase for Substitute Teachers.	Representative Tarleton Representative McLawhorn Representative Jeffus Representative Wiley
HB 707	Legislative Study of ABC Bonus Program.	Representative Wilkins, Jr. Representative Yongue Representative Glazier Representative Johnson Representative Tarleton
HB 717	Study of High School Programs at Comm. Coll.	
HB 901	Honors Courses in Health & P.E. Classes.	Representative Insko Representative Farmer-Butterfield
HB 1032	Modify History and Geography Curricula.	Representative Jeffus Representative Lucas Representative Bell Representative Rapp
HB 1036	Self-Contained Special Ed/Grade Levels.	Representative Glazier Representative Cotham Representative Wiley Representative Lucas

Respectfully,
Representative Cotham, Chair
Representative Parmon, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 11 o'clock on **April 24, 2009**.

- Principal Clerk
- Reading Clerk – House Chamber

Pat Christmas (Committee Assistant)